

HOUSE JOURNAL

PROCEEDINGS

OF THE

House of Representatives

OF

The Legislature

OF THE

STATE OF KANSAS

REGULAR 2019 SESSION

JANUARY 14 THROUGH ADJOURNMENT MAY 29, 2019

SUSAN W. KANNARR, *Chief Clerk of the House*

DIVISION OF PRINTING
DEPARTMENT OF ADMINISTRATION
TOPEKA, KANSAS
2019

TABLE OF CONTENTS

REGULAR SESSION, 2019

	PAGE
OFFICERS AND MEMBERS	
OFFICERS OF THE HOUSE	iv
HOUSE MEMBERS (alphabetically, with city, occupation, party and district)	v
COMMITTEES OF THE HOUSE.....	ix
INDIVIDUAL HOUSE MEMBER INFORMATION.....	xii
RULES	
KANSAS CONSTITUTIONAL PROVISIONS CONCERNING LEGISLATIVE POWERS.....	xxxiii
JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES.....	xxxix
RULES OF THE KANSAS HOUSE	li
HOUSE JOURNAL	
EXPLANATION OF ABBREVIATIONS AND PAGE NUMBERING.....	xcvii
TEXT OF HOUSE JOURNAL.....	1
TITLE AND HISTORY OF HOUSE BILLS	
HOUSE BILLS, RESOLUTIONS, PETITIONS	1925
NUMERICAL SCHEDULE OF HOUSE BILLS	2009
SUMMARY OF ACTION ON HOUSE BILLS	2014
APPOINTMENTS, COMMUNICATIONS, MESSAGES, GUESTS, ETC.	2015
GENERAL INDEX	
INDEX BY AUTHOR	2025
INDEX BY SUBJECT.....	2083

Governor
LAURA KELLY, Topeka

Lieutenant Governor
LYNN ROGERS, Wichita

OFFICERS OF THE HOUSE

Session of 2019

Ron Ryckman.....	Speaker
Blaine Finch	Speaker Pro Tem
Dan Hawkins.....	Majority Leader
Tom Sawyer.....	Minority Leader
Susan Kannarr	Chief Clerk
Foster Chisholm.....	Sergeant-at-Arms

HOUSE OF REPRESENTATIVES—2019

The 2019 Kansas House of Representative consisted of 84 Republican members and 41 Democrat members. An alphabetical list of members is below.

<i>Name</i>	<i>Party</i>	<i>Dist.</i>	<i>Occupation</i>
Alcala, John , Shawnee	Dem.	57	Retired
Amyx, Mike , Douglas	Dem.	45	Barber
Arnberger, Tory , Barton	Rep.	112	Teacher
Awerkamp, Francis , Pottawatomie	Rep.	61	Business owner
Baker, Dave , Morris	Rep.	68	Consultant/Realtor
Ballard, Barbara , Douglas	Dem.	44	University Administrator
Barker, John , Dickinson	Rep.	70	Retired Judge
Benson, David , Johnson	Dem.	48	Retired Educator
Bergquist, Emil , Sedgwick	Rep.	91	Retired Aircraft R & D
Bishop, Elizabeth , Sedgwick	Dem.	88	Retired
Blex, Doug , Montgomery	Rep.	12	Wildlife Biologist/Farmer
Burris, Jesse , Sumner	Rep.	82	Attorney
Burroughs, Tom , Wyandotte	Dem.	33	Ret. Colgate-Palmolive
Capps, Michael , Sedgwick	Rep.	85	Business Management Consultant
Carlin, Sydney , Riley	Dem.	66	Investments, Property Manager
Carlson, Suzi , Clay	Rep.	64	Retired Municipal Judge
Carmichael, John , Sedgwick	Dem.	92	Attorney
Carpenter, Blake , Sedgwick	Rep.	81	Contractor
Carpenter, Will , Butler	Rep.	75	Business Owner
Claeys, J. R. , Saline	Rep.	69	Nonprofit Management
Clark, Lonnie , Geary	Rep.	65	Retired
Clayton, Stephanie , Johnson	Dem.**	19	Social Media Consultant
Collins, Kenneth , Crawford	Rep.	2	Convenience Store Owner
Concannon, Susan , Mitchell	Rep.	107	Philanthropy
Corbet, Ken , Shawnee	Rep.	54	Small Business Owner
Cox, Tom , Johnson	Rep.	17	Small Business Owner
Croft, Chris , Johnson	Rep.	8	Retired Army
Curtis, Pam , Wyandotte	Dem.	32	Community Relations
Delperdang, Leo , Sedgwick	Rep.	94	Retired
Dierks, Diana , Saline	Rep.	71	Realtor
Dietrich, Brenda , Shawnee	Rep.	52	Retired Superintendent
Donohoe, Owen , Johnson	Rep.	39	—
Dove, Willie , Wyandotte	Rep.	38	Insurance Sales
Ellis, Ronald , Jefferson	Rep.	47	Rancher
Eplee, John , Atchison	Rep.	63	Family Physician
Erickson, Renee , Sedgwick	Rep.	87	Retired
Esau, Charlotte , Johnson	Rep.	14	Genealogist
Finch, Blaine , Franklin	Rep.	59	Attorney
Finney, Gail , Sedgwick	Dem.	84	Small Business Owner
Francis, Shannon , Seward	Rep.	125	Property Management
French, David , Leavenworth	Rep.	40	Retired
Frownfelter, Stan , Wyandotte	Dem.	37	Small Business Owner

Garber, Randy , Nemaha	Rep.	62	Retired Navy/ Construction Worker
Gartner, Jim , Shawnee	Dem.	53	Retired
Hawkins, Daniel , Sedgwick	Rep.	100	Insurance Agent
Helgerson, Henry , Sedgwick	Dem.	83	Businessman
Helmer, Cheryl , Sumner	Rep.	79	Professional School Counselor
Henderson, Broderick , Wyandotte	Dem.	35	Parking Controller Supervisor
Hibbard, Larry , Woodson	Rep.	13	Stockman/Rancher
Highberger, Dennis "Boog" , Douglas	Dem.	46	Attorney
Highland, Ron , Pottawatomie	Rep.	51	Retired Veterinarian
Hineman, Don , Lane	Rep.	118	Farmer
Hodge, Tim , Harvey	Dem.	72	Attorney
Hoffman, Kyle , Comanche	Rep.	116	Farmer/Rancher
Hoheisel, Nick , Sedgwick	Rep.	97	–
Holscher, Cindy , Johnson	Dem.	16	–
Horn, Eileen , Douglas	Dem.	10	Consultant
Houser, Michael , Cherokee	Rep.	1	Construction Estimator
Howard, Ron , Sedgwick	Rep.	98	Lawn Care
Huebert, Steve , Sedgwick	Rep.	90	Self-employed
Humphries, Susan , Sedgwick	Rep.	99	Attorney
Jacobs, Trevor , Bourbon	Rep.	4	Welder
Jennings, Russell , Kearny	Rep.	122	Self-Employed
Johnson, Steven , Saline	Rep.	108	Farmer
Karleskint, Jim , Leavenworth	Rep.	42	Retired School Superintendent
Kelly, Jim , Montgomery	Rep.	11	Banker
Kessinger, Jan , Johnson	Rep.	20	Management and Sales Consultant
Kuether, Annie , Shawnee	Dem.	55	Retired
Landwehr, Brenda , Sedgwick	Rep.	105	Retired
Long, Marty , Grant	Rep.	124	Farmer/Small Business
Lusk, Nancy , Johnson	Dem.	22	Small Business Owner
Lynn, Megan , Johnson	Rep.	49	Children's Ministry Assistant
Mason, Les , McPherson	Rep.	73	Retired
Mastroni, Leonard , Rush	Rep.	117	Retired County Commissioner/Judge
Moore, J.C. , Sedgwick	Rep.	93	Retired Teacher
Murnan, Monica , Crawford	Dem.	3	Education Administration
Neighbor, Cindy , Johnson	Dem.	18	Retired Medical Administrator
Ohaebosim, KC , Sedgwick	Dem.	89	–
Orr, Boyd , Meade	Rep.	115	Farmer/Rancher
Ousley, Jarrod , Johnson	Dem.	24	Paint Contractor
Owens, Stephen , Harvey	Rep.	74	Business Owner
Pannbacker, Bill , Washington	Rep.	106	Farmer/Stockman
Parker, Brett , Johnson	Dem.	29	Teacher
Patton, Fred , Shawnee	Rep.	50	Attorney
Phillips, Tom , Riley	Rep.	67	Community Development Consultant

INDIVIDUAL MEMBER INFORMATION

Pittman, Jeff , Leavenworth	Dem.	41	Supply Chain Technologist
Probst, Jason , Reno	Dem.	102	Freelance Writer
Proehl, Richard , Labette	Rep.	7	Banker
Rahjes, Ken , Phillips	Rep.	110	Agricultural Communications
Ralph, Bradley , Ford	Rep.	119	Attorney
Resman, John , Johnson	Rep.	121	Retired Deputy Sheriff
Rhiley, Bill , Sumner	Rep.	80	-
Ruiz, Louis , Wyandotte	Dem.	31	Retired; Lucent Technologies
Ruiz, Susan , Johnson	Dem.	23	Social Work
Ryckman, Ron , Johnson	Rep.	78	Contractor
Samsel, Mark , Franklin	Rep.	5	Attorney/KSHSAA Referee
Sawyer, Tom , Sedgwick	Dem.	95	Accountant
Schreiber, Mark , Lyon	Rep.	60	Retired
Seiwert, Joe , Reno	Rep.	101	Agricultural Business Owner
Smith, Adam , Wallace	Rep.	120	Farmer/Rancher
Smith, Eric , Coffey	Rep.	76	Deputy Sheriff
Stogsdill, Jerry , Johnson	Dem.	21	Real Estate Investor
Straub, Alicia* , Barton	Rep.	113	Merchandising Contractor
Sutton, Bill , Johnson	Rep.	43	Inventory Control
Tarwater, Sean , Johnson	Rep.	27	Business Owner
Thimesch, Jack , Kingman	Rep.	114	Farmer/Construction
Thomas, Adam , Johnson	Rep.	26	Restaurant Owner
Thompson, Kent , Allen	Rep.	9	Real Estate/Rancher
Toplikar, John , Johnson	Rep.	15	Carpenter/Contractor
Vickrey, Jene , Miami	Rep.	6	Floor Covering
Victors, Ponka-We , Sedgwick	Dem.	103	Community Support Worker/Volunteer
Waggoner, Paul , Reno	Rep.	104	Manager, Waggoners, Inc.
Ward, Jim , Sedgwick	Dem.	86	Attorney
Warfield, Freda , Shawnee	Dem.	58	Retired
Warren, Kellie , Johnson	Rep.	28	Attorney
Wasinger, Barbara , Ellis	Rep.	111	Business Owner
Waymaster, Troy , Russell	Rep.	109	Farmer/Office Manager
Weigel, Virgil , Shawnee	Dem.	56	Retired
Wheeler, John , Finney	Rep.	123	Retired Attorney
Whipple, Brandon , Sedgwick	Dem.	96	College Instructor
Williams, Kristey , Butler	Rep.	77	Former Mayor/Forme Teacher
Winn, Valdenia , Wyandotte	Dem.	34	College Professor
Wolfe Moore, Kathy , Wyandotte	Dem.	36	External Liaison/KU Hospital
Woodard, Brandon , Johnson	Dem.	30	Higher Education Fundraising
Xu, Rui , Johnson	Dem.	25	Marketing Analyst

- * Rep. Straub was sworn in March 19, 2019 to replace Rep. Lewis after his resignation effective February 22, 2019.
- ** Rep. Clayton changed party from Republican to Democrat on December 19, 2019.

**STANDING COMMITTEES OF THE HOUSE
2019 LEGISLATIVE SESSION**

Agriculture: Highland, Chairperson; Smith, E., Vice-chairperson; Blex, Hibbard, Jacobs, Karleskint, Orr, Pannbacker, Schreiber, Seiwert, Straub, Thompson.
Carlin, Ranking Minority Member; Horn, Probst, Weigel, Xu.

Appropriations: Waymaster, Chairperson; Hoffman, Vice-chairperson; Carpenter, W., Claeys, Concannon, Dove, Francis, Johnson, Landwehr, Owens, Proehl, Rahjes, Ralph, Sutton, Tarwater, Williams.

Wolfe Moore, Ranking Minority Member; Alcalá, Ballard, Burroughs, Carlin, Helgerson, Parker.

Calendar and Printing: Hawkins, Chairperson; Ryckman, Vice-chairperson; Finch, Mason. Parker, Ranking Minority Member; Horn.

Children and Seniors: Concannon, Chairperson; Humphries, Vice-chairperson; Carlson, Dierks, Esau, Garber, Mastroni, Rhiley, Waggoner.

Ousley, Ranking Minority Member; Lusk, Neighbor, Ruiz, S..

Commerce, Labor and Economic Development: Tarwater, Chairperson; Corbet, Vice-chairperson; Carpenter, W., Croft, Highland, Hineman, Hoffman, Kessinger, Long, Mason, Ralph, Williams.

Frownfelter, Ranking Minority Member; Burroughs, Curtis, Probst, Ruiz, L..

Corrections and Juvenile Justice: Jennings, Chairperson; Delperdang, Vice-chairperson; French, Owens, Pannbacker, Patton, Resman, Smith, E., Wheeler.

Highberger, Ranking Minority Member; Carmichael, Kuether, Weigel.

Education: Huebert, Chairperson; Dietrich, Vice-chairperson; Erickson, Helmer, Johnson, Karleskint, Samsel, Schreiber, Smith, A., Thomas, Toplikar, Vickrey.

Ward, Ranking Minority Member; Benson, Clayton, Stogsdill, Xu.

Elections: Sutton, Chairperson; Carpenter, B., Vice-chairperson; Awerkamp, Clark, Collins, Dove, Moore, Rhiley, Waggoner.

Parker, Ranking Minority Member; Hodge, Ousley, Whipple.

Energy, Utilities and Telecommunications: Seiwert, Chairperson; Schreiber, Vice-chairperson; Bergquist, Corbet, Cox, Delperdang, Garber, Hoheisel, Long, Samsel, Thimesch, Warren.

Kuether, Ranking Minority Member; Carmichael, Frownfelter, Gartner, Neighbor.

Federal and State Affairs: Barker, Chairperson; Awerkamp, Vice-chairperson; Arnberger, Burris, Carpenter, B., Eplee, Erickson, Houser, Humphries, Jacobs, Karleskint, Kessinger, Mason, Resman, Smith, E., Thomas.

Ruiz, L., Ranking Minority Member; Clayton, Henderson, Highberger, Lusk, Stogsdill, Woodard.

Financial Institutions and Pensions: Kelly, Chairperson; Orr, Vice-chairperson; Blex, Carlson, Cox, Delperdang, Dietrich, Lynn, Mastroni, Rhiley, Toplikar, Wasinger.

Finney, Ranking Minority Member; Benson, Frownfelter, Weigel, Xu.

Health and Human Services: Landwehr, Chairperson; Eplee, Vice-chairperson; Arnberger, Barker, Bergquist, Blex, Collins, Ellis, Howard, Kelly, Lynn, Warren.

Murnan, Ranking Minority Member; Bishop, Henderson, Holscher, Horn.

Insurance: Vickrey, Chairperson; Cox, Vice-chairperson; Averkamp, Capps, Carpenter, B., Collins, Dierks, Dove, Moore, Rhiley, Sutton, Waggoner.
Neighbor, Ranking Minority Member; Bishop, Finney, Frownfelter, Woodard.

Interstate Cooperation: Ryckman, Chairperson; Finch, Vice-chairperson; Carpenter B., Hawkins, Mason.
Winn, Ranking Minority Member; Holscher.

Judiciary: Patton, Chairperson; Ralph, Vice-chairperson; Bergquist, Burris, Garber, Hoheisel, Humphries, Jennings, Owens, Samsel, Warren, Wheeler.
Carmichael, Ranking Minority Member; Curtis, Highberger, Kuether, Ohaebosim.

Local Government: Thompson, Chairperson; Bergquist, Vice-chairperson; Capps, Clark, Esau, Howard, Long, Moore, Straub.
Curtis, Ranking Minority Member; Amyx, Bishop, Ousley.

Rules and Journal: Finch, Chairperson; Highland, Humphries, Patton, Ralph.
Sawyer, Vice-chairperson; Highberger.

Rural Revitalization: Hineman, Chairperson; Smith, A., Vice-chairperson; Baker, Collins, Donohoe, Helmer, Hibbard, Highland, Jennings, Pannbacker, Vickrey, Waggoner.
Probst, Ranking Minority Member; Hodge, Holscher, Horn, Murnan.

Taxation: Johnson, Chairperson; Mason, Vice-chairperson; Baker, Barker, Concannon, Corbet, Croft, Eplee, Hineman, Kelly, Phillips, Proehl, Rahjes, Thimesch, Toplikar, Wasinger.
Gartner, Ranking Minority Member; Alcalá, Clayton, Helgerson, Stogsdill, Warfield, Wolfe Moore.

Transportation: Proehl, Chairperson; Thimesch, Vice-chairperson; Averkamp, Baker, Claeys, Cox, Francis, Hoheisel, Houser, Seiwert, Sutton, Thompson.
Helgerson, Ranking Minority Member; Ballard, Ohaebosim, Pittman, Victors.

Veterans and Military: Clark, Chairperson; Ellis, Vice-chairperson; Croft, Dierks, Dietrich, French, Howard, Phillips, Wheeler.
Weigel, Ranking Minority Member; Pittman, Ruiz, S., Warfield.

Budget Committees

Agriculture and Natural Resources Budget: Dove, Chairperson; Hibbard, Vice-chairperson; Clark, Jacobs, Orr, Straub.
Carlin, Ranking Minority Member; Gartner, Warfield.

General Government Budget: Claeys, Chairperson; Arnberger, Vice-chairperson; Delperdang, French, Helmer, Long.
Burroughs, Ranking Minority Member; Amyx, Henderson.

Higher Education Budget: Rahjes, Chairperson; Phillips, Vice-chairperson; Burris, Carpenter B., Moore, Wasinger.
Whipple, Ranking Minority Member; Parker, Woodard.

K-12 Education Budget: Williams, Chairperson; Hoffman, Vice-chairperson; Dietrich, Erickson, Huebert, Landwehr, Smith, A., Tarwater, Thomas.
Winn, Ranking Minority Member; Holscher, Lusk, Ward.

Legislative Budget (House): Waymaster, Chairperson; Hoffman, Vice-chairperson; Finch, Hawkins, Ryckman.

Wolfe Moore, Ranking Minority Member; Alcalá, Helgeson.

Social Services Budget: Carpenter W., Chairperson; Mastroni, Vice-chairperson; Carlson, Donohoe, Howard, Lynn.

Ballard, Ranking Minority Member; Murnan, Ruiz, S.

Transportation and Public Safety Budget: Francis, Chairperson; Resman, Vice-chairperson; Ellis, Esau, Houser, Kessinger.

Pittman, Ranking Minority Member; Benson, Victors.

JOINT COMMITTEES

Administrative Rules and Regulations: Highland, Chairperson; Cox, Kuether, Sutton, Wasinger, Winn.

Senate members: Pilcher-Cook, Vice-chairperson; Faust-Goudeau, McGinn, Tyson, Ware.

Corrections and Juvenile Justice Oversight: Jennings, Chairperson; Finney, Highberger, Hoffman, Owens, Resman, Whipple.

Senate members: Baumgardner, Vice-chairperson; Berger, Faust-Goudeau, Miller, Pilcher-Cook, Taylor, Wilborn.

Information Technology: Hoffman, Chairperson; Carpenter, B., Collins, Pittman.

Senate members: Petersen, Vice-chairperson; Braun, Holland, Sykes, Tyson.

Kansas Security: Smith, E., Chairperson; Baker, Houser, Ousley, Ruiz, L.

Senate members: Goddard, Vice-chairperson; Braun, Petersen, Pettey, Ware.

Legislative Budget Committee: Waymaster, Chairperson; Carpenter, W., Hoffman, Wolfe Moore.

Senate members: McGinn, Vice-chairperson; Billinger, Hawk.

Legislative Coordinating Council: Ryckman, Vice-chairperson; Finch, Hawkins, Sawyer.

Senate members: Wagle, Chairperson; Denning, Hensley.

Legislative Post Audit Committee: Barker, Chairperson; Burroughs, Gartner, Toplikar, Williams.

Senate members: Lynn, Vice-chairperson; Bowers, Hensley, Olson, Sykes.

Pensions, Investments and Benefits: Johnson, Chairperson; Blex, Dietrich, Henderson, Kelly, Kuether, Parker, Tarwater.

Senate members: Longbine, Vice-chairperson; Billinger, Miller, Pettey, Taylor.

Robert G. (Bob) Bethell Home and Community Based Services and KanCare Oversight: Landwehr, Vice-chairperson; Ballard, Barker, Carpenter, W., Concannon, Murnan.

Senate members: Suellentrop, Chairperson; Berger, Bollier, Estes, Pilcher-Cook.

Special Claims Against the State: Ralph, Chairperson; Samsel, Ward, Warren.

Senate members: Kerschen, Vice-chairperson; Haley, Pyle.

State -Tribal Relations: Victors, Vice-chairperson; Awerkamp, Garber, Lusk, Wheeler.

Senate members: Estes, Chairperson; Givens, Haley, Hilderbrand.

State Building Construction: Claeys, Chairperson; Alcalá, Horn, Houser, Long.

Senate members: Billinger, Vice-chairperson; Francisco, Hawk, McGinn, Skubal.

INDIVIDUAL HOUSE MEMBER INFORMATION

Term: Indicates the start and end, if applicable, of member terms. Term begins on start of annual Session of the year indicated unless otherwise noted. Members who left office during Session are shown in italics.

RM denotes Ranking Minority party member

Alcala, John

Term: 1-3-2013

Appropriations	District: 57 Member	Democrat 9:00 am Daily	112-N
Jt. State Building Construction	Member	12:00 pm	159-S
Taxation	Member	3:30 pm Daily	112-N
Legislative Budget (House)	Member	On Call	On Call

Amyx, Mike

Term: 2019

Local Government	District: 45 Member	Democrat 9:00 am Mon/Wed	218-N
General Government Budget	Member	3:30 pm Daily	281-N

Arnberger, Tory

Term: 2017

Federal and State Affairs	District: 112 Member	Republican 9:00 am Daily	346-S
Health and Human Services	Member	1:30 pm Daily	546-S
General Government Budget	Vice-Chair	3:30 pm Daily	281-N

Awerkamp, Francis

Term: 2017

Federal and State Affairs	District: 61 Vice-Chair	Republican 9:00 am Daily	346-S
Transportation	Member	1:30 pm Daily	582-N
Elections	Member	3:30 pm Tue/Thu	212-N
Insurance	Member	3:30 pm Mon/Wed	212-N
Jt. State-Tribal Relations	Member	On Call	On Call

Baker, Dave

Term: 2017

Rural Revitalization	District: 68 Member	Republican 9:00 am Daily	582-N
Transportation	Member	1:30 pm Daily	582-N
Taxation	Member	3:30 pm Daily	112-N
Jt. Kansas Security	Member	On Call	On Call

Ballard, Barbara

Term: 1993

Appropriations	District: 44 Member	Democrat 9:00 am Daily	112-N
Transportation	Member	1:30 pm Daily	582-N
Social Services Budget	*RM Member	3:30 pm Daily	144-S
Robert G. (Bob) Bethell Jt. Comm. on HCBS & KanCare Oversight	Member	On Call	

Barker, John**Term: 2013**

Federal and State Affairs

Health and Human Services

Taxation

Legislative Post Audit Committee

Robert G. (Bob) Bethell Jt. Comm.

on HCBS & KanCare Oversight

District: 70

Chair

Member

Member

Chair

Member

Republican

9:00 am Daily

1:30 pm Daily

3:30 pm Daily

On Call

On Call

346-S

546-S

112-N

On Call

Benson, David**Term: 2019**

Financial Institutions and Pensions

Education

Transportation & Pub. Safety Budget

District: 48

Member

Member

Member

Democrat

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

281-N

218-N

142-S

Bergquist, Emil**Term: 1-23-2018**

Energy, Utilities & Telecomm.

Local Government

Health and Human Services

Judiciary

District: 91

Member

Vice-Chair

Member

Member

Republican

9:00 am Tue/Thu

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

281-N

218-N

546-S

346-S

Bishop, Elizabeth**Term: 2017**

Local Government

Health and Human Services

Insurance

District: 88

Member

Member

Member

Democrat

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Mon/Wed

218-N

546-S

212-N

Blex, Doug**Term: 2017**

Financial Institutions and Pensions

Health and Human Services

Agriculture

Jt. Pensions, Investments & Benefits

District: 12

Member

Member

Member

Member

Republican

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

On Call

281-N

546-S

582-N

On Call

Burris, Jesse**Term: 6-1-2017**

Federal and State Affairs

Higher Education Budget

Judiciary

District: 82

Member

Member

Member

Republican

9:00 am Daily

1:30 pm Daily

3:30 pm Daily

346-S

281-N

346-S

Burroughs, Tom**Term: 1997**

Appropriations

Commerce, Labor & Eco. Dev.

General Government Budget

Legislative Post Audit Committee

District: 33

Member

Member

*RM Member

Member

Democrat

9:00 am Daily

1:30 pm Daily

3:30 pm Daily

On Call

112-N

112-N

281-N

On Call

Capps, Michael**Term: 7-28-2018**

Local Government

Insurance

District: 85

Member

Member

Republican

9:00 am Mon/Wed

3:30 pm Mon/Wed

218-N

212-N

Carlin, Sydney**Term: 2003**

Appropriations

Ag & Natural Resources Budget

Agriculture

District: 66

Member

*RM Member

*RM Member

Democrat

9:00 am Daily

1:30 pm Daily

3:30 pm Daily

112-N

142-S

582-N

Carlson, Suzi**Term: 2019**

Financial Institutions and Pensions

Children and Seniors

Social Services Budget

District: 64

Member

Member

Member

Republican

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

281-N

346-S

144-S

Carmichael, John**Term: 10-16-2013**

Energy, Utilities & Telecomm.

Corrections and Juvenile Justice

Judiciary

Jt. Admin. Rules & Regulations

District: 92

Member

Member

*RM Member

*RM Member

Democrat

9:00 am Tue/Thu

1:30 pm Daily

3:30 pm Daily

On Call

281-N

152-S

346-S

On Call

Carpenter, Blake**Term: 2015**

Federal and State Affairs

Higher Education Budget

Elections

Insurance

Interstate Cooperation

Jt. Information Technology

District: 81

Member

Member

Vice-Chair

Member

Member

Member

Republican

9:00 am Daily

1:30 pm Daily

3:30 pm Tue/Thu

3:30 pm Mon/Wed

On Call

On Call

346-S

281-N

212-N

212-N

On Call

On Call

Carpenter, Will**Term: 2013-2016; 2019**

Appropriations

Commerce, Labor & Eco. Dev.

Social Services Budget

Robert G. (Bob) Bethell Jt. Comm.

on HCBS & KanCare Oversight

District: 75

Member

Member

Chair

Member

Republican

9:00 am Daily

1:30 pm Daily

3:30 pm Daily

On Call

112-N

112-N

144-S

On Call

Claeys, J. R.**Term: 2013**

Appropriations

Jt. State Building Construction

Transportation

General Government Budget

District: 69

Member

Chair

Member

Chair

Republican

9:00 am Daily

12:00 pm

1:30 pm Daily

3:30 pm Daily

112-N

159-S

582-N

281-N

Clark, Lonnie**Term: 2015**

Local Government	Member	9:00 am Mon/Wed	218-N
Veterans and Military	Chair	9:00 am Tue/Thu	218-N
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Elections	Member	3:30 pm Tue/Thu	212-N

District: 65**Republican****Clayton, Stephanie****Term: 2013**

Federal and State Affairs	Member	9:00 am Daily	346-S
Education	Member	1:30 pm Daily	218-N
Taxation	Member	3:30 pm Daily	112-N

District: 19**Democrat****Collins, Kenneth****Term: 2019**

Rural Revitalization	Member	9:00 am Daily	582-N
Health and Human Services	Member	1:30 pm Daily	546-S
Elections	Member	3:30 pm Tue/Thu	212-N
Insurance	Member	3:30 pm Mon/Wed	212-N
Jt. Information Technology	Member	On Call	On Call

District: 2**Republican****Concannon, Susan****Term: 2013**

Appropriations	Member	9:00 am Daily	112-N
Children and Seniors	Chair	1:30 pm Daily	346-S
Taxation	Member	3:30 pm Daily	112-N
Robert G. (Bob) Bethell Jt. Comm. on HCBS & KanCare Oversight	Member	On Call	

District: 107**Republican****Corbet, Ken****Term: 2013**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Commerce, Labor & Eco. Dev.	Vice-Chair	1:30 pm Daily	112-N
Taxation	Member	3:30 pm Daily	112-N

District: 54**Republican****Cox, Tom****Term: 2017**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Transportation	Member	1:30 pm Daily	582-N
Insurance	Vice-Chair	3:30 pm Mon/Wed	212-N
Jt. Admin. Rules & Regulations	Member	On Call	On Call

District: 17**Republican****Croft, Chris****Term: 2019**

Veterans and Military	Member	9:00 am Tue/Thu	218-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Taxation	Member	3:30 pm Daily	112-N

District: 8**Republican**

Curtis, Pam**Term: 3-6-2014**

Local Government

Commerce, Labor & Eco. Dev.

Judiciary

District: 32

*RM Member

Member

Member

Democrat

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

218-N

112-N

346-S

Delperdang, Leo**Term: 2017**

Energy, Utilities & Telecomm.

Financial Institutions and Pensions

Corrections and Juvenile Justice

General Government Budget

District: 94

Member

Member

Vice-Chair

Member

Republican

9:00 am Tue/Thu

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

281-N

281-N

152-S

281-N

Dierks, Diana**Term: 2013**

Veterans and Military

Children and Seniors

Insurance

District: 71

Member

Member

Member

Republican

9:00 am Tue/Thu

1:30 pm Daily

3:30 pm Mon/Wed

218-N

346-S

212-N

Dietrich, Brenda**Term: 2017**

Financial Institutions and Pensions

Veterans and Military

Education

K-12 Education Budget

Jt. Pensions, Investments & Benefits

District: 52

Member

Member

Vice-Chair

Member

Member

Republican

9:00 am Mon/Wed

9:00 am Tue/Thu

1:30 pm Daily

3:30 pm Daily

On Call

281-N

218-N

218-N

546-S

On Call

Donohoe, Owen**Term: 2007-2012; 2019**

Rural Revitalization

Social Services Budget

District: 39

Member

Member

Republican

9:00 am Daily

3:30 pm Daily

582-N

144-S

Dove, Willie**Term: 2013**

Appropriations

Ag & Natural Resources Budget

Elections

Insurance

District: 38

Member

Chair

Member

Member

Republican

9:00 am Daily

1:30 pm Daily

3:30 pm Tue/Thu

3:30 pm Mon/Wed

112-N

142-S

212-N

212-N

Ellis, Ronald**Term: 2017**

Veterans and Military

Health and Human Services

Transportation & Pub. Safety Budget

District: 47

Vice-Chair

Member

Member

Republican

9:00 am Tue/Thu

1:30 pm Daily

3:30 pm Daily

218-N

546-S

142-S

INDIVIDUAL MEMBER INFORMATION

Eplee, John

Term: 2017

	District: 63	Republican	
Federal and State Affairs	Member	9:00 am Daily	346-S
Health and Human Services	Vice-Chair	1:30 pm Daily	546-S
Taxation	Member	3:30 pm Daily	112-N

Erickson, Renee

Term: 2019

	District: 87	Republican	
Federal and State Affairs	Member	9:00 am Daily	346-S
Education	Member	1:30 pm Daily	218-N
K-12 Education Budget	Member	3:30 pm Daily	546-S

Esau, Charlotte

Term: 2019

	District: 14	Republican	
Local Government	Member	9:00 am Mon/Wed	218-N
Children and Seniors	Member	1:30 pm Daily	346-S
Transportation & Pub. Safety Budget	Member	3:30 pm Daily	142-S

Finch, Blaine

Term: 2013

	District: 59	Republican	
Calendar and Printing	Member	On Call	On Call
Interstate Cooperation	Vice-Chair	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Member	On Call	On Call
Rules and Journal	Chair	On Call	On Call

Finney, Gail

Term: 2009

	District: 84	Democrat	
Financial Institutions and Pensions	*RM Member	9:00 am Mon/Wed	281-N
Insurance	Member	3:30 pm Mon/Wed	212-N
Jt. Corr. & Juv. Justice Oversight	Member	On Call	On Call

Francis, Shannon

Term: 2015

	District: 125	Republican	
Appropriations	Member	9:00 am Daily	112-N
Transportation	Member	1:30 pm Daily	582-N
Transportation & Pub. Safety Budget	Chair	3:30 pm Daily	142-S

French, David

Term: 2019

	District: 40	Republican	
Veterans and Military	Member	9:00 am Tue/Thu	218-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
General Government Budget	Member	3:30 pm Daily	281-N

Frownfelter, Stan**Term: 2007**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Commerce, Labor & Eco. Dev.	*RM Member	1:30 pm Daily	112-N
Insurance	Member	3:30 pm Mon/Wed	212-N

District: 37**Democrat****Garber, Randy****Term: 2011**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Children and Seniors	Member	1:30 pm Daily	346-S
Judiciary	Member	3:30 pm Daily	346-S
Jt. State-Tribal Relations	Member	On Call	On Call

District: 62**Republican****Gartner, Jim****Term: 6-22-2016**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Taxation	*RM Member	3:30 pm Daily	112-N
Legislative Post Audit Committee	Member	On Call	On Call

District: 53**Democrat****Hawkins, Daniel****Term: 2013**

Calendar and Printing	Chair	On Call	On Call
Interstate Cooperation	Member	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Member	On Call	On Call

District: 100**Republican****Helgerson, Henry****Term: 1983-2000; 1-5-2016**

Appropriations	Member	9:00 am Daily	112-N
Transportation	*RM Member	1:30 pm Daily	582-N
Taxation	Member	3:30 pm Daily	112-N
Legislative Budget (House)	Member	On Call	On Call

District: 83**Democrat****Helmer, Cheryl****Term: 2019**

Rural Revitalization	Member	9:00 am Daily	582-N
Education	Member	1:30 pm Daily	218-N
General Government Budget	Member	3:30 pm Daily	281-N

District: 79**Republican****Henderson, Broderick****Term: 1995**

Federal and State Affairs	Member	9:00 am Daily	346-S
Health and Human Services	Member	1:30 pm Daily	546-S
General Government Budget	Member	3:30 pm Daily	281-N
Jt. Pensions, Investments & Benefits	Member	On Call	On Call

District: 35**Democrat**

INDIVIDUAL MEMBER INFORMATION

Hibbard, Larry

Term: 2013

Rural Revitalization
Ag & Natural Resources Budget
Agriculture

District: 13

Member
Vice-Chair
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily

582-N
142-S
582-N

Highberger, Dennis "Boog"

Term: 2015

Federal and State Affairs
Corrections and Juvenile Justice
Judiciary
Jt. Corr. & Juv. Justice Oversight
Rules and Journal

District: 46

Member
*RM Member
Member
Member
Member

Democrat

9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call
On Call

346-S
152-S
346-S
On Call
On Call

Highland, Ron

Term: 2013

Rural Revitalization
Commerce, Labor & Eco. Dev.
Agriculture
Jt. Admin. Rules & Regulations
Rules and Journal

District: 51

Member
Member
Chair
Chair
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call
On Call

582-N
112-N
582-N
On Call
On Call

Hineman, Don

Term: 2009

Rural Revitalization
Commerce, Labor & Eco. Dev.
Taxation

District: 118

Chair
Member
Member

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily

582-N
112-N
112-N

Hodge, Tim

Term: 2017

Rural Revitalization
Elections

District: 72

Member
Member

Democrat

9:00 am Daily
3:30 pm Tue/Thu

582-N
212-N

Hoffman, Kyle

Term: 2011

Appropriations
Commerce, Labor & Eco. Dev.
K-12 Education Budget
Jt. Corr. & Juv. Justice Oversight
Jt. Information Technology
Legislative Budget (House)

District: 116

Vice-Chair
Member
Vice-Chair
Member
Chair
Vice-Chair

Republican

9:00 am Daily
1:30 pm Daily
3:30 pm Daily
On Call
On Call
On Call

112-N
112-N
546-S
On Call
On Call
On Call

Hoheisel, Nick

Term: 2019

Energy, Utilities & Telecomm.
Transportation
Judiciary

District: 97

Member
Member
Member

Republican

9:00 am Tue/Thu
1:30 pm Daily
3:30 pm Daily

281-N
582-N
346-S

Holscher, Cindy**Term: 2017**

Rural Revitalization	Member	District: 16	Democrat	9:00 am Daily	582-N
Health and Human Services	Member			1:30 pm Daily	546-S
K-12 Education Budget	Member			3:30 pm Daily	546-S
Interstate Cooperation	Member			On Call	On Call

Horn, Eileen**Term: 8-30-2017**

Rural Revitalization	Member	District: 10	Democrat	9:00 am Daily	582-N
Jt. State Building Construction	Member			12:00 pm	159-S
Health and Human Services	Member			1:30 pm Daily	546-S
Agriculture	Member			3:30 pm Daily	582-N
Calendar and Printing	Member			On Call	On Call

Houser, Michael**Term: 2013**

Federal and State Affairs	Member	District: 1	Republican	9:00 am Daily	346-S
Jt. State Building Construction	Member			12:00 pm	159-S
Transportation	Member			1:30 pm Daily	582-N
Transportation & Pub. Safety Budget	Member			3:30 pm Daily	142-S
Jt. Kansas Security	Member			On Call	On Call

Howard, Ron**Term: 2019**

Local Government	Member	District: 98	Republican	9:00 am Mon/Wed	218-N
Veterans and Military	Member			9:00 am Tue/Thu	218-N
Health and Human Services	Member			1:30 pm Daily	546-S
Social Services Budget	Member			3:30 pm Daily	144-S

Huebert, Steve**Term: 2001**

Education	Chair	District: 90	Republican	1:30 pm Daily	218-N
K-12 Education Budget	Member			3:30 pm Daily	546-S

Humphries, Susan**Term: 2017**

Federal and State Affairs	Member	District: 99	Republican	9:00 am Daily	346-S
Children and Seniors	Vice-Chair			1:30 pm Daily	346-S
Judiciary	Member			3:30 pm Daily	346-S
Rules and Journal	Member			On Call	On Call

Jacobs, Trevor**Term: 2017**

Federal and State Affairs	Member	Office 519-N	785 296-7616	9:00 am Daily	346-S
Ag & Natural Resources Budget	Member	District: 4	Republican	1:30 pm Daily	142-S
Agriculture	Member			3:30 pm Daily	582-N

Jennings, Russell**Term: 2013**

Rural Revitalization	Member	9:00 am Daily	582-N
Corrections and Juvenile Justice	Chair	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	346-S
Jt. Corr. & Juv. Justice Oversight	Chair	On Call	On Call

District: 122**Republican****Johnson, Steven****Term: 2011**

Appropriations	Member	9:00 am Daily	112-N
Education	Member	1:30 pm Daily	218-N
Taxation	Chair	3:30 pm Daily	112-N
Jt. Pensions, Investments & Benefits	Chair	On Call	On Call

District: 108**Republican****Karleskint, Jim****Term: 2017**

Federal and State Affairs	Member	9:00 am Daily	346-S
Education	Member	1:30 pm Daily	218-N
Agriculture	Member	3:30 pm Daily	582-N

District: 42**Republican****Kelly, Jim****Term: 2011**

Financial Institutions and Pensions	Chair	9:00 am Mon/Wed	281-N
Health and Human Services	Member	1:30 pm Daily	546-S
Taxation	Member	3:30 pm Daily	112-N
Jt. Pensions, Investments & Benefits	Member	On Call	On Call

District: 11**Republican****Kessinger, Jan****Term: 2017**

Federal and State Affairs	Member	9:00 am Daily	346-S
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Transportation & Pub. Safety Budget	Member	3:30 pm Daily	142-S

District: 20**Republican****Kuether, Annie****Term: 1997**

Energy, Utilities & Telecomm.	*RM Member	9:00 am Tue/Thu	281-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	346-S
Jt. Admin. Rules & Regulations	Member	On Call	On Call
Jt. Pensions, Investments & Benefits	Member	On Call	On Call

District: 55**Democrat****Landwehr, Brenda****Term: 1995-2012; 2017**

Appropriations	Member	9:00 am Daily	112-N
Health and Human Services	Chair	1:30 pm Daily	546-S
K-12 Education Budget	Member	3:30 pm Daily	546-S
Robert G. (Bob) Bethell Jt. Comm. on HCBS & KanCare Oversight	Vice-Chair	On Call	

District: 105**Republican**

Lewis, Greg**Term: 3-23-2015 to 2-22-2019**

Local Government

Ag & Natural Resources Budget

Agriculture

District: 113

Member

Member

Member

Republican

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

218-N

142-S

582-N

Long, Marty**Term: 2019**

Energy, Utilities & Telecomm.

Local Government

Jt. State Building Construction

Commerce, Labor & Eco. Dev.

General Government Budget

District: 124

Member

Member

Member

Member

Member

Republican

9:00 am Tue/Thu

9:00 am Mon/Wed

12:00 pm

1:30 pm Daily

3:30 pm Daily

281-N

218-N

159-S

112-N

281-N

Lusk, Nancy**Term: 2013**

Federal and State Affairs

Children and Seniors

K-12 Education Budget

Jt. State-Tribal Relations

District: 22

Member

Member

Member

Member

Democrat

9:00 am Daily

1:30 pm Daily

3:30 pm Daily

On Call

346-S

346-S

546-S

On Call

Lynn, Megan**Term: 2019**

Financial Institutions and Pensions

Health and Human Services

Social Services Budget

District: 49

Member

Member

Member

Republican

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

281-N

546-S

144-S

Mason, Les**Term: 2-19-2014**

Federal and State Affairs

Commerce, Labor & Eco. Dev.

Taxation

Calendar and Printing

Interstate Cooperation

District: 73

Member

Member

Vice-Chair

Member

Member

Republican

9:00 am Daily

1:30 pm Daily

3:30 pm Daily

On Call

On Call

346-S

112-N

112-N

On Call

On Call

Mastroni, Leonard**Term: 2017**

Financial Institutions and Pensions

Children and Seniors

Social Services Budget

District: 117

Member

Member

Vice-Chair

Republican

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Daily

281-N

346-S

144-S

Moore, J.C.**Term: 2019**

Local Government

Higher Education Budget

Elections

Insurance

District: 93

Member

Member

Member

Member

Republican

9:00 am Mon/Wed

1:30 pm Daily

3:30 pm Tue/Thu

3:30 pm Mon/Wed

218-N

281-N

212-N

212-N

Murnan, Monica**Term: 2017**

Rural Revitalization	Member	9:00 am Daily	582-N
Health and Human Services	*RM Member	1:30 pm Daily	546-S
Social Services Budget	Member	3:30 pm Daily	144-S
Robert G. (Bob) Bethell Jt. Comm. on HCBS & KanCare Oversight	Member	On Call	

District: 3**Democrat****Neighbor, Cindy****Term: 2003-2004; 2007-2010; 2017**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Children and Seniors	Member	1:30 pm Daily	346-S
Insurance	*RM Member	3:30 pm Mon/Wed	212-N

District: 18**Democrat****Ohaebosim, KC****Term: 2017**

Transportation	Member	1:30 pm Daily	582-N
Judiciary	Member	3:30 pm Daily	346-S

District: 89**Democrat****Orr, Boyd****Term: 2017**

Financial Institutions and Pensions	Vice-Chair	9:00 am Mon/Wed	281-N
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Agriculture	Member	3:30 pm Daily	582-N

District: 115**Republican****Ousley, Jarrod****Term: 10-4-2014**

Local Government	Member	9:00 am Mon/Wed	218-N
Children and Seniors	*RM Member	1:30 pm Daily	346-S
Elections	Member	3:30 pm Tue/Thu	212-N
Jt. Kansas Security	Member	On Call	On Call

District: 24**Democrat****Owens, Stephen****Term: 2019**

Appropriations	Member	9:00 am Daily	112-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	346-S
Jt. Corr. & Juv. Justice Oversight	Member	On Call	On Call

District: 74**Republican****Pannbacker, Bill****Term: 2019**

Rural Revitalization	Member	9:00 am Daily	582-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Agriculture	Member	3:30 pm Daily	582-N

District: 106**Republican**

Parker, Brett**Term: 2017**

Appropriations	District: 29 Member	Democrat 9:00 am Daily	112-N
Higher Education Budget	Member	1:30 pm Daily	281-N
Elections	*RM Member	3:30 pm Tue/Thu	212-N
Calendar and Printing	*RM Member	On Call	On Call
Jt. Pensions, Investments & Benefits	Member	On Call	On Call

Patton, Fred**Term: 2015**

Corrections and Juvenile Justice	District: 50 Member	Republican 1:30 pm Daily	152-S
Judiciary	Chair	3:30 pm Daily	346-S
Rules and Journal	Member	On Call	On Call

Phillips, Tom**Term: 2-2-2012**

Veterans and Military	District: 67 Member	Republican 9:00 am Tue/Thu	218-N
Higher Education Budget	Vice-Chair	1:30 pm Daily	281-N
Taxation	Member	3:30 pm Daily	112-N

Pittman, Jeff**Term: 2017**

Veterans and Military	District: 41 Member	Democrat 9:00 am Tue/Thu	218-N
Transportation	Member	1:30 pm Daily	582-N
Transportation & Pub. Safety Budget	*RM Member	3:30 pm Daily	142-S
Jt. Information Technology	Member	On Call	On Call

Probst, Jason**Term: 6-26-2017**

Rural Revitalization	District: 102 *RM Member	Democrat 9:00 am Daily	582-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Agriculture	Member	3:30 pm Daily	582-N

Proehl, Richard**Term: 12-21-2005**

Appropriations	District: 7 Member	Republican 9:00 am Daily	112-N
Transportation	Chair	1:30 pm Daily	582-N
Taxation	Member	3:30 pm Daily	112-N

Rahjes, Ken**Term: 12-29-2015**

Appropriations	District: 110 Member	Republican 9:00 am Daily	112-N
Higher Education Budget	Chair	1:30 pm Daily	281-N
Taxation	Member	3:30 pm Daily	112-N

Ralph, Bradley**Term: 2017**

Appropriations	Member	9:00 am Daily	112-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Judiciary	Vice-Chair	3:30 pm Daily	346-S
Jt. Special Claims Against the State	Chair	On Call	On Call
Rules and Journal	Member	On Call	On Call

District: 119**Republican****Resman, John****Term: 2-16-2017**

Federal and State Affairs	Member	9:00 am Daily	346-S
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Transportation & Pub. Safety Budget	Vice-Chair	3:30 pm Daily	142-S
Jt. Corr. & Juv. Justice Oversight	Member	On Call	On Call

District: 121**Republican****Rhiley, Bill****Term: 2019**

Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Children and Seniors	Member	1:30 pm Daily	346-S
Elections	Member	3:30 pm Tue/Thu	212-N
Insurance	Member	3:30 pm Mon/Wed	212-N

District: 80**Republican****Ruiz, Louis****Term: 2005**

Federal and State Affairs	*RM Member	9:00 am Daily	346-S
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Jt. Kansas Security	Member	On Call	On Call

District: 31**Democrat****Ruiz, Susan****Term: 2019**

Veterans and Military	Member	9:00 am Tue/Thu	218-N
Children and Seniors	Member	1:30 pm Daily	346-S
Social Services Budget	Member	3:30 pm Daily	144-S

District: 23**Democrat****Ryckman, Ron****Term: 2013**

Calendar and Printing	Vice-Chair	On Call	On Call
Interstate Cooperation	Chair	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Vice-Chair	On Call	On Call

District: 78**Republican****Samsel, Mark****Term: 2019**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Education	Member	1:30 pm Daily	218-N
Judiciary	Member	3:30 pm Daily	346-S
Jt. Special Claims Against the State	Member	On Call	On Call

District: 5**Republican**

Sawyer, Tom

Term: 1987-1998; 2003-2009; 2013	District: 95	Democrat	
Legislative Coordinating Council	Member	On Call	On Call
Rules and Journal	Vice-Chair	On Call	On Call

Schreiber, Mark

Term: 2017	District: 60	Republican	
Energy, Utilities & Telecomm.	Vice-Chair	9:00 am Tue/Thu	281-N
Education	Member	1:30 pm Daily	218-N
Agriculture	Member	3:30 pm Daily	582-N

Seiwert, Joe

Term: 2009	District: 101	Republican	
Energy, Utilities & Telecomm.	Chair	9:00 am Tue/Thu	281-N
Transportation	Member	1:30 pm Daily	582-N
Agriculture	Member	3:30 pm Daily	582-N

Smith, Adam

Term: 2017	District: 120	Republican	
Rural Revitalization	Vice-Chair	9:00 am Daily	582-N
Education	Member	1:30 pm Daily	218-N
K-12 Education Budget	Member	3:30 pm Daily	546-S

Smith, Eric

Term: 2017	District: 76	Republican	
Federal and State Affairs	Member	9:00 am Daily	346-S
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Agriculture	Vice-Chair	3:30 pm Daily	582-N
Jt. Kansas Security	Chair	On Call	On Call

Stogsdill, Jerry

Term: 2017	District: 21	Democrat	
Federal and State Affairs	Member	9:00 am Daily	346-S
Education	Member	1:30 pm Daily	218-N
Taxation	Member	3:30 pm Daily	112-N

Straub, Alicia

Term: 3-19-2019	District: 113	Republican	
Local Government	Member	9:00 am Mon/Wed	218-N
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Agriculture	Member	3:30 pm Daily	582-N

Sutton, Bill

Term: 8-29-2012	District: 43	Republican	
Appropriations	Member	9:00 am Daily	112-N
Transportation	Member	1:30 pm Daily	582-N
Elections	Chair	3:30 pm Tue/Thu	212-N
Insurance	Member	3:30 pm Mon/Wed	212-N
Jt. Admin. Rules & Regulations	Member	On Call	On Call

INDIVIDUAL MEMBER INFORMATION

Tarwater, Sean

Term: 2017	District: 27	Republican	
Appropriations	Member	9:00 am Daily	112-N
Commerce, Labor & Eco. Dev.	Chair	1:30 pm Daily	112-N
K-12 Education Budget	Member	3:30 pm Daily	546-S
Jt. Pensions, Investments & Benefits	Member	On Call	On Call

Thimesch, Jack

Term: 2013	District: 114	Republican	
Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Transportation	Vice-Chair	1:30 pm Daily	582-N
Taxation	Member	3:30 pm Daily	112-N

Thomas, Adam

Term: 2019	District: 26	Republican	
Federal and State Affairs	Member	9:00 am Daily	346-S
Education	Member	1:30 pm Daily	218-N
K-12 Education Budget	Member	3:30 pm Daily	546-S

Thompson, Kent

Term: 10-16-2013	District: 9	Republican	
Local Government	Chair	9:00 am Mon/Wed	218-N
Transportation	Member	1:30 pm Daily	582-N
Agriculture	Member	3:30 pm Daily	582-N

Toplikar, John

Term: 1993-2002; 2019	District: 15	Republican	
Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Education	Member	1:30 pm Daily	218-N
Taxation	Member	3:30 pm Daily	112-N
Legislative Post Audit Committee	Member	On Call	On Call

Vickrey, Jene

Term: 1993	District: 6	Republican	
Rural Revitalization	Member	9:00 am Daily	582-N
Education	Member	1:30 pm Daily	218-N
Insurance	Chair	3:30 pm Mon/Wed	212-N

Victors, Ponka-We

Term: 2011	District: 103	Democrat	
Transportation	Member	1:30 pm Daily	582-N
Transportation & Pub. Safety Budget	Member	3:30 pm Daily	142-S
Jt. State-Tribal Relations	Vice-Chair	On Call	On Call

Waggoner, Paul**Term: 2019**

Rural Revitalization	Member	9:00 am Daily	582-N
Children and Seniors	Member	1:30 pm Daily	346-S
Elections	Member	3:30 pm Tue/Thu	212-N
Insurance	Member	3:30 pm Mon/Wed	212-N

District: 104**Republican****Ward, Jim****Term: 2003**

Education	*RM Member	1:30 pm Daily	218-N
K-12 Education Budget	Member	3:30 pm Daily	546-S
Jt. Special Claims Against the State	Member	On Call	On Call

District: 86**Democrat****Warfield, Freda****Term: 1-14-2019**

Veterans and Military	Member	9:00 am Tue/Thu	218-N
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Taxation	Member	3:30 pm Daily	112-N

District: 58**Democrat****Warren, Kellie****Term: 2019**

Energy, Utilities & Telecomm.	Member	9:00 am Tue/Thu	281-N
Health and Human Services	Member	1:30 pm Daily	546-S
Judiciary	Member	3:30 pm Daily	346-S
Jt. Special Claims Against the State	Member	On Call	On Call

District: 28**Republican****Wasinger, Barbara****Term: 2019**

Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Higher Education Budget	Member	1:30 pm Daily	281-N
Taxation	Member	3:30 pm Daily	112-N
Jt. Admin. Rules & Regulations	Member	On Call	On Call

District: 111**Republican****Waymaster, Troy****Term: 2013**

Appropriations	Chair	9:00 am Daily	112-N
Legislative Budget (House)	Chair	On Call	On Call

District: 109**Republican****Weigel, Virgil****Term: 2013-2014; 2017**

Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Veterans and Military	*RM Member	9:00 am Tue/Thu	218-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Agriculture	Member	3:30 pm Daily	582-N

District: 56**Democrat**

INDIVIDUAL MEMBER INFORMATION

xxix

Wheeler, John

Term: 2017

District: 123

Republican

Veterans and Military	Member	9:00 am Tue/Thu	218-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	346-S
Jt. State-Tribal Relations	Member	On Call	On Call

Whipple, Brandon

Term: 2013

District: 96

Democrat

Higher Education Budget	*RM Member	1:30 pm Daily	281-N
Elections	Member	3:30 pm Tue/Thu	212-N
Jt. Corr. & Juv. Justice Oversight	Member	On Call	On Call
Jt. Information Technology	*RM Member	On Call	On Call

Williams, Kristey

Term: 2015

District: 77

Republican

Appropriations	Member	9:00 am Daily	112-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
K-12 Education Budget	Chair	3:30 pm Daily	546-S
Legislative Post Audit Committee	Member	On Call	On Call

Winn, Valdenia

Term: 2001

District: 34

Democrat

K-12 Education Budget	*RM Member	3:30 pm Daily	546-S
Interstate Cooperation	*RM Member	On Call	On Call
Jt. Admin. Rules & Regulations	Member	On Call	On Call

Wolfe Moore, Kathy

Term: 2011

District: 36

Democrat

Appropriations	*RM Member	9:00 am Daily	112-N
Taxation	Member	3:30 pm Daily	112-N
Legislative Budget (House)	Member	On Call	On Call

Woodard, Brandon

Term: 2019

District: 30

Democrat

Federal and State Affairs	Member	9:00 am Daily	346-S
Higher Education Budget	Member	1:30 pm Daily	281-N
Insurance	Member	3:30 pm Mon/Wed	212-N

Xu, Rui

Term: 2019

District: 25

Democrat

Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Education	Member	1:30 pm Daily	218-N
Agriculture	Member	3:30 pm Daily	582-N

**Constitutional Provisions
Governing
the
Kansas Legislature**



State of Kansas

KANSAS CONSTITUTIONAL PROVISIONS CONCERNING LEGISLATIVE POWERS

Article 2.—LEGISLATIVE

§ 1. Legislative power.—The legislative power of this state shall be vested in a house of representatives and senate.

§ 2. Senators and representatives.—The number of representatives and senators shall be regulated by law, but shall not exceed one hundred twenty-five representatives and forty senators. Representatives and senators shall be elected from single-member districts prescribed by law. Representatives shall be elected for two year terms. Senators shall be elected for four year terms. The terms of representatives and senators shall commence on the second Monday of January of the year following election.

§ 3. Compensation of members of legislature.—The members of the legislature shall receive such compensation as may be provided by law or such compensation as is determined according to law.

§ 4. Qualifications of members.—During the time that any person is a candidate for nomination or election to the legislature and during the term of each legislator, such candidate or legislator shall be and remain a qualified elector who resides in his or her district.

§ 5. Eligibility and disqualification of members.—No member of congress and no civil officer or employee of the United States or of any department, agency, or instrumentality thereof shall be eligible to be a member of the legislature. Any member of the legislature who accepts any appointment or election contrary to the foregoing shall be disqualified as a member of the legislature.

§ 6. This section was eliminated by the 1974 revision of this article.

§ 7. This section was eliminated by the 1974 revision of this article.

§ 8. Organization and sessions.—The legislature shall meet in regular session annually commencing on the second Monday in January, and all sessions shall be held at the state capital. The duration of regular sessions held in even-numbered years shall not exceed ninety calendar days. Such sessions may be extended beyond ninety calendar days by an affirmative vote of two-thirds of the members elected to each house. Bills and concurrent resolutions under consideration by the legislature upon adjournment of a regular session held in an odd-numbered year may be considered at the next succeeding regular session held in an even-numbered year, as if there had been no such adjournment.

The legislature shall be organized concurrently with the terms of representatives except that the senate shall remain organized during the terms of senators. The president of the senate shall preside over the senate, and the speaker of the house of representatives shall preside over the house of representatives. A majority of the members than elected (or appointed) and qualified of the house of representatives or the senate shall constitute a quorum of that house. Neither house, without the consent of the

other, shall adjourn for more than two days, Sundays excepted.

Each house shall elect its presiding officer and determine the rules of its proceedings, except that the two houses may adopt joint rules on certain matters and provide for the manner of change thereof. Each house shall provide for the expulsion or censure of members in appropriate cases.

Each house shall be the judge of elections, returns and qualifications of its own members.

§ 9. Vacancies in legislature.—All vacancies occurring in either house shall be filled as provided by law.

§ 10. Journals.—Each house shall publish a journal of its proceedings. The affirmative and negative votes upon the final passage of every bill and every concurrent resolution for amendment of this constitution or ratification of an amendment to the Constitution of the United States shall be entered in the journal. Any member of either house may make written protest against any act or resolution, and the same shall be entered in the journal without delay or alteration.

§ 11. This section was eliminated by the 1974 revision of this article.

§ 12. Origination by either house.—Bills and concurrent resolutions may originate in either house, but may be amended or rejected by the other.

§ 13. Majority for passage of bills.—A majority of the members then elected (or appointed) and qualified of each house, voting in the affirmative, shall be necessary to pass any bill. Two-thirds (2/3) of the members then elected (or appointed) and qualified in each house, voting in the affirmative, shall be necessary to ratify any amendment to the Constitution of the United States or to make any application for congress to call a convention for proposing amendments to the Constitution of the United States.

§ 14. Approval of bills; vetoes.—(a) Within ten days after passage, every bill shall be signed by the presiding officers and presented to the governor. If the governor approves a bill, he shall sign it. If the governor does not approve a bill, the governor shall veto it by returning the bill, with a veto message of the objections, to the house of origin of the bill. Whenever a veto message is so received, the message shall be entered in the journal and in not more than thirty calendar days (excluding the day received), the house of origin shall reconsider the bill. If two-thirds of the members then elected (or appointed) and qualified shall vote to pass the bill, it shall be sent, with the veto message, to the other house, which shall in not more than thirty calendar days (excluding the day received) also reconsider the bill, and if approved by two-thirds of the members then elected (or appointed) and qualified, it shall become a law, notwithstanding the governor's veto.

If any bill shall not be returned within ten calendar days (excluding the day presented) after it shall have been presented to the governor, it shall become a law in like manner as if it had been signed by the governor.

(b) If any bill presented to the governor contains several items of appropriation of money, one or more of such items may be disapproved by the governor while the other portion of the bill is approved by the governor. In case the governor does so disapprove, a veto message of the governor stating the item or items disapproved, and the reasons

therefor, shall be appended to the bill at the time it is signed, and the bill shall be returned with the veto message to the house of origin of the bill. Whenever a veto message is so received, the message shall be entered in the journal and, in not more than thirty calendar days, the house of origin shall reconsider the items of the bill which have been disapproved. If two-thirds of the members then elected (or appointed) and qualified shall vote to approve any item disapproved by the governor, the bill, with the veto message, shall be sent to the other house, which shall in not more than thirty calendar days also reconsider each such item so approved by the house of origin, and if approved by two-thirds of all the members then elected (or appointed) and qualified, any such item shall take effect and become a part of the bill.

§ 15. Requirements before bill passed.—No bill shall be passed on the day that it is introduced, unless in case of emergency declared by two-thirds of the members present in the house where a bill is pending.

§ 16. Subject and title of bills; amendment or revival of statutes.—No bill shall contain more than one subject, except appropriation bills and bills for revision or codification of statutes. The subject of each bill shall be expressed in its title. No law shall be revived or amended, unless the new act contain the entire act revived or the section or sections amended, and the section or sections so amended shall be repealed. The provisions of this section shall be liberally construed to effectuate the acts of the legislature.

§ 17. Uniform operation of laws of a general nature.—All laws of a general nature shall have a uniform operation throughout the state: *Provided*, The legislature may designate areas in counties that have become urban in character as “urban areas” and enact special laws giving to any one or more of such counties or urban areas such powers of local government and consolidation of local government as the legislature may deem proper.

§ 18. Election or appointment of officers; filling vacancies.—The legislature may provide for the election or appointment of all officers and the filling of all vacancies not otherwise provided for in this constitution.

§ 19. Publication of acts.—No act shall take effect until the enacting bill is published as provided by law.

§ 20. Enacting clause of bills; laws enacted only by bill.—The enacting clause of all bills shall be “Be it enacted by the Legislature of the State of Kansas:”. No law shall be enacted except by bill.

§ 21. Delegation of powers’ of local legislation and administration.—The legislature may confer powers of local legislation and administration upon political subdivisions.

§ 22. Legislative immunity.—For any speech, written document or debate in either house, the members shall not be questioned elsewhere. No member of the legislature shall be subject to arrest—except for treason, felony or breach of the peace—in going to, or returning from, the place of meeting, or during the continuance of the session;

neither shall he be subject to the service of any civil process during the session, nor for fifteen days previous to its commencement.

§ 23. This section was eliminated by the 1974 revision of this article.

§ 24. **Appropriations.**—No money shall be drawn from the treasury except in pursuance of a specific appropriation made by law.

§ 25. This section was eliminated by the 1974 revision of this article.

§ 26. **This section was repealed by the adoption of 1972 HCR 1097, on Aug. 1, 1972.**

§ 27. **Impeachment.**—The house of representatives shall have the sole power to impeach. All impeachments shall be tried by the senate; and when sitting for that purpose, the senators shall take an oath to do justice according to the law and the evidence. No person shall be convicted without the concurrence of two-thirds of the senators then elected (or appointed) and qualified.

§ 28. **Officers impeachable; grounds; punishment.**—The governor and all other officers under this constitution, shall be removed from office on impeachment for, and conviction of treason, bribery, or other high crimes and misdemeanors.

§ 29. This section was eliminated by the 1974 revision of this article.

§ 30. **Delegations to interstate bodies.**—The legislature may confer legislative powers upon interstate bodies, comprised of officers of this state or its political subdivisions acting in conjunction with officers of other jurisdictions, relating to the functions thereof. Any such delegation, and any agreement made thereunder shall be subject to limitation, change or termination by the legislature, unless contained in a compact approved by the congress.

**Joint Rules
of the
Senate and
House of Representatives**



State of Kansas

2019-2020

TABLE OF CONTENTS

	PAGE
Joint Rule 1. Joint rules; application and date of expiration; adoption, amendment, suspension and revocation.....	xli
Joint Rule 2. Joint sessions.....	xlii
Joint Rule 3. Conference committee procedure	xlii
Joint Rule 4. Deadlines for introduction and consideration of bills.....	xlvi
Joint Rule 5. Closure of meetings to consider matters relating to security.....	xlvi
Joint Rule 6. Floor amendments to bills making appropriations.....	xlix

JOINT RULES OF THE HOUSE AND SENATE

JOINT RULES OF THE
SENATE AND HOUSE OF REPRESENTATIVES
2019-2020

Joint rule 1. Joint rules; application and date of expiration; adoption, amendment, suspension and revocation. (a) Joint rules; expiration, adoption, amendment, suspension and revocation; vote required. Joint rules are adopted under the authority of section 8 of article 2 of the Constitution of the State of Kansas and shall govern matters made subject thereto except when otherwise specifically provided by joint rule. Joint rules shall expire at the conclusion of the terms of representatives. Joint rules shall be adopted, amended, suspended and revoked by concurrent resolution of the two houses of the legislature. Concurrent resolutions adopting joint rules shall receive the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house.

(b) *Amendment, suspension or revocation of joint rules; previous notice; vote required.* After one day's previous notice, joint rules may be amended, suspended or revoked by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house. Upon the filing of such notice in either house, a message shall be sent to the other house advising of the filing of such notice and the reading of the message shall constitute notice to the members of such house. If such previous notice is not given, the affirmative vote of $\frac{2}{3}$ of the members then elected (or appointed) and qualified in each house shall be required for the amendment, suspension or revocation of a joint rule.

(c) *Amendment, suspension or revocation of joint rules at commencement of legislative session; vote required; conditions.* Notwithstanding any provision of this rule to the contrary, no notice shall be required for the adoption of a concurrent resolution amending, suspending or revoking any one or more joint rules at the commencement of a legislative session, and adoption of any such concurrent resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house, subject to the following conditions: (1) The concurrent resolution is sponsored by the speaker or the president; and (2) either: (a) A copy thereof is mailed to each member of the legislature by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence; or (b) in lieu of mailing, copies of the

JOINT RULES OF THE HOUSE AND SENATE

concurrent resolution are made available to members on the first day of the legislative session and final action is taken on a subsequent legislative day.

Joint rule 2. Joint sessions. (a) *Joint session called by concurrent resolution; vote required; time, place and subject matter.* A joint session of the senate and house of representatives may be called by concurrent resolution adopted by the affirmative vote of not less than a majority of the members elected (or appointed) and qualified in each house of the legislature or as may otherwise be prescribed by law. Any such resolution shall fix the time and place of the joint session, and the subject matter to be considered at the joint session. Joint sessions shall consider only such matters as are prescribed by law or by the concurrent resolution calling such joint session.

(b) *Presiding officer at joint sessions; record of joint session; rules applicable.* The speaker of the house of representatives shall preside at all joint sessions of the senate and house of representatives, and the clerk of the house of representatives shall keep a record of the proceedings thereof and shall enter the record of each such session in the journal of the house of representatives. The rules of the house of representatives and the joint rules of the two houses, insofar as the same may be applicable shall be the rules for joint sessions of the two houses.

(c) *Votes in joint session; taking; requirements.* All votes in a joint session shall be taken by yeas and nays, and in taking the same it shall be the duty of the secretary of the senate first to call the names of the members of the senate, and after which the clerk of the house of representatives shall in like manner call the names of the members of the house. Each member of the senate and the house of representatives present shall be required to vote on all matters considered in joint session, unless excused by a vote of a majority of the members of both houses present.

Joint rule 3. Conference committee procedure. (a) *Action by house of origin of bill or concurrent resolution amended by other house.* When a bill or concurrent resolution is returned to the house of origin with amendments by the other house, the house of origin may: (1) Concur in such amendments; (2) refuse to concur in such amendments; or (3) refuse to concur in such amendments and request a conference on the bill or concurrent resolution.

(b) *Concurrence by house of origin; concurrence prior to taking action on conference committee report by other house; final action; effect of*

JOINT RULES OF THE HOUSE AND SENATE

failure of motion to concur. The house of origin of any bill or concurrent resolution may concur in any amendments made by the other house, except that if the bill or concurrent resolution has been referred to a conference committee such action may only be taken prior to the taking of final action upon the conference committee report upon such bill or concurrent resolution by the other house. A vote in the house of origin of any bill or concurrent resolution on a motion to concur in amendments to such bill or concurrent resolution by the other house shall be considered action on the final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has been appointed and action has not been taken upon the report of such committee by the other house and such motion fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and the motion to concur may be renewed but not on the same legislative day. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has not been appointed and such motion fails, the bill or concurrent resolution shall be deemed to be killed.

(c) *Motion to nonconcur; when considered final action; effect of adoption of motion.* A vote in the house of origin of any bill or concurrent resolution on a motion to nonconcur or to refuse to concur in amendments to such bill or concurrent resolution by the other house which is not coupled with a request for the appointment of a conference committee shall be considered action on final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal, and the bill or concurrent resolution shall be deemed killed on the adoption thereof.

(d) *House of origin refusal to concur or nonconcur; request for conference; procedure.* When a bill or concurrent resolution is returned by either house to the house of origin with amendments, and the house of origin refuses to concur or to nonconcur therein, a conference may be requested by a majority vote of the members present and voting. Such request shall be transmitted to the other house by message which shall include the names of the conferees on the part of the requesting house. Upon receipt of any such message, the receiving house may, in like manner, approve such conference, and shall thereupon notify the requesting house by message stating the names of its conferees.

JOINT RULES OF THE HOUSE AND SENATE

(e) *Membership; appointment; chairperson; house of origin of substitute or materially changed bill or concurrent resolution; meetings of conference committee.* Each conference committee shall consist of three members of the senate and three members of the house of representatives, unless otherwise fixed by agreement of the president of the senate and speaker of the house. Senate members shall be appointed by the president of the senate and house members shall be appointed by the speaker of the house of representatives. The president or the speaker may replace any conferee previously appointed by such person. Not fewer than one member appointed from each house shall be a member of the minority political party of such house except when such representation for such house is waived by the minority leader of such house. In all cases, the first-named member of the house of origin of the bill or concurrent resolution assigned to the committee shall be chairperson of the conference committee. The house of origin of a substitute bill or substitute concurrent resolution shall be the house in which the bill or concurrent resolution in its original form was introduced. The chairperson of a conference committee on a bill or concurrent resolution the subject matter of which has been ruled to be materially changed shall be a member of the house which amended the bill or concurrent resolution to materially change the subject matter. Each conference committee shall meet on the call of its chairperson. All meetings of conference committees shall be open to the public and no meeting shall be adjourned to another time or place in order to subvert such policy.

(f) *Conference committee reports; matters which may be included; report not subject to amendment; house which acts first on report; copies of reports; reports considered under any order of business.* Only subject matters which are or have been included in the bill or concurrent resolution in conference or in bills or concurrent resolutions which have been passed or adopted in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution except in any appropriations bill there may be included a proviso relating to any such item of appropriation. Subject to any limitations imposed under the constitution of the state of Kansas, no more than a total of four additional bills or concurrent resolutions or parts of bills or concurrent resolutions in conference or bills or concurrent resolutions or parts of bills or concurrent resolutions which have passed in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution, except that

JOINT RULES OF THE HOUSE AND SENATE

reports of conference committees on any taxation bill are not subject to the limitation contained in this provision. A conference committee report shall not be subject to amendment. The original signed conference committee report shall be submitted to and acted upon first by the house other than the house of origin of the bill or concurrent resolution. Except when a conference committee report is an agree to disagree coupled with a request that a new conference committee be appointed or is a recommendation to accede to or recede from all amendments of the second house, electronic and paper copies of the report shall be made available to all members of the house considering the report not later than 30 minutes before the time of its consideration, except that if the report is more than six pages in length no paper copies will be required to be distributed to individual members provided that at least 10 paper copies of the report are made available to members at the clerk's or secretary's desk at the front of the respective house. By written notice, the majority leader may direct the clerk or secretary to increase from six pages to some greater number of pages the size of conference committee reports that need not be distributed by paper copies to individual members pursuant to this rule. The affirmative vote of $\frac{2}{3}$ of the members present in the house at the time of consideration of the report shall be sufficient to dispense with distribution of copies of the conference committee report to all members of that house. Reports of conference committees may be received and considered under any order of business.

(g) *Signatures required on conference committee reports.* All initial conference committee reports other than an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by all of the conferees. All initial conference committee reports which are an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by a majority of the conferees appointed in each house. If a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is not adopted, a subsequent conference committee report shall be signed by all conferees unless a subsequent conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is adopted, in which case a conference committee report subsequent to the adoption of such report shall be signed by a majority of the conferees appointed in each house. All other conference committee reports shall be signed by a majority of the conferees appointed in each house.

JOINT RULES OF THE HOUSE AND SENATE

(h) *Vote to adopt conference committee report final action; effect of failure of motion to adopt conference committee report.* The vote to adopt the report of a conference committee, other than a report of failure to agree coupled with a recommendation for appointment of a new conference committee, shall be considered final action on the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion fails, the bill or concurrent resolution shall be deemed to be killed. If the motion on a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and remains in conference.

(i) *Report of conference committee unable to agree; effect of failure to request new conference committee; effect of failure of motion to adopt report requesting new conference committee.* If a conference committee upon any bill or concurrent resolution is unable to agree, it shall report that fact to both houses. Such report may request that a new conference committee be appointed thereon. If the committee so reports but fails to request the appointment of a new conference committee thereon, the bill or concurrent resolution shall be deemed to have been killed upon the adoption by either house of such report. If the motion to adopt a report requesting the appointment of a new conference committee fails, the bill or concurrent resolution shall be deemed to be killed.

(j) *Bills or concurrent resolutions under consideration by conference committees and reports thereof; carryover from odd-numbered to even-numbered year.* Bills or concurrent resolutions under consideration by a conference committee, or a report of which has been filed but no action taken thereon in either house, at the time of adjournment of a regular session of the legislature held in an odd-numbered year shall remain alive during the interim and may be considered by the committee and legislature as the case may be at the regular session held in the following even-numbered year.

Joint rule 4. Deadlines for introduction and consideration of bills. The senate and house of representatives shall observe the following schedule of deadlines in making requests for drafting and in the introduction and consideration of bills.

(a) *Bill request deadline for individual members.* Except for bills introduced pursuant to (i) of this rule, no request to draft bills, except those made by committees, through their respective chairpersons, shall be

JOINT RULES OF THE HOUSE AND SENATE

made to, or accepted by, the office of the revisor of statutes after the hour of 5:00 p.m. on February 4, 2019, during the 2019 regular session and on February 3, 2020, during the 2020 regular session.

(b) *Bill introduction deadline for individual members.* Except as provided in (i) of this rule, no bill sponsored by a member or members shall be introduced in either house of the legislature after the hour of adjournment on February 13, 2019, during the 2019 regular session and on February 12, 2020, during the 2020 regular session. Such deadline for the introduction of bills by individual members may be changed to an earlier date in either house at any time by resolution duly adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in such house.

(c) *Bill request deadline for certain committees.* Except for bills to be introduced pursuant to (i) of this rule, no committee except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall make a request to the office of the revisor of statutes for any bill to be drafted for sponsorship by such committee after the hour of 5:00 p.m. on February 11, 2019, during the 2019 regular session and on February 10, 2020, during the 2020 regular session.

(d) *Bill introduction deadline for certain committees.* Except as provided in (i) of this rule, no bill sponsored by any committee of either house of the legislature, except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be introduced in either house after the hour of adjournment on February 15, 2019, during the 2019 regular session and on February 14, 2020, during the 2020 regular session.

(e) *House of origin bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be considered in the house in which such bill originated after the hour of

JOINT RULES OF THE HOUSE AND SENATE

adjournment on February 28, 2019, during the 2019 regular session and on February 27, 2020, during the 2020 regular session.

(f) *Second house bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be considered by either house, not the house of origin of such bill, after the hour of adjournment on March 27, 2019, during the 2019 regular session and March 25, 2020, during the 2020 regular session.

(g) *Exceptions to limitation of (d), (e) and (f); procedure.* Specific exceptions to the limitations prescribed in subsections (d), (e) and (f) may be made in either house by resolution adopted by the affirmative vote of not less than a majority of the members of such house then elected (or appointed) and qualified.

(h) *Deadline which falls on day neither house in session; effect.* In the event that any deadline prescribed in this rule falls on a day that neither house of the legislature is in session, such deadline shall be observed on the next following day that either house is in session.

(i) *Bills introduced in odd-numbered years after deadlines; effect.* Bills may be introduced by members and committees in regular sessions occurring in an odd-numbered year after the times prescribed in (b) and (d) of this rule, but there shall be no final action thereon by either house during the session when introduced. Such bills shall be held over for consideration at the next succeeding regular session held in an even-numbered year.

(j) *Modification of schedule of deadlines for introduction and consideration of bills; procedure.* In any regular session a concurrent resolution may be adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house setting forth a different schedule of deadlines for introduction and consideration of bills for that session and the provisions of such concurrent resolution shall apply to such session notwithstanding provisions of this rule to the contrary.

(k) *Bill consideration deadline; exceptions.* No bills shall be considered by the Legislature after April 5, 2019, during the 2019 regular session and after April 3, 2020, during the 2020 regular session except bills vetoed by

JOINT RULES OF THE HOUSE AND SENATE

the governor, the omnibus appropriation act and the omnibus reconciliation spending limit bill provided for under K.S.A. 75-6702, and amendments thereto. This subsection (k) may be suspended for the consideration of a specific bill or bills not otherwise exempt under this subsection by the affirmative vote of a majority of the members then elected (or appointed) and qualified in the house in which the bill is to be considered.

Joint rule 5. Closure of meetings to consider matters relating to security. Any standing committee of the house of representatives, any standing committee of the senate, the legislative coordinating council, any joint committee of both houses of the legislature, any special or select committee of the house of representatives or the senate, the house of representatives in session, the senate in session or a joint session of the house of representatives and the senate may meet in closed, executive session for the purpose of receiving information and considering matters relating to the security of state officers or employees, or both, or the security of buildings and property under the ownership or control of the state of Kansas.

Joint rule 6. Floor amendments to bills making appropriations. (a) Unless by majority consent to correct an error in drafting, no amendment from the floor in either house of the legislature to increase the amount of expenditures that would be authorized in a provision of an appropriations bill shall be in order unless the amendment contains a provision reducing, by a like or greater amount, expenditures that would be authorized in another provision of such appropriations bill. Notwithstanding any rule in either house of the legislature, those portions of a motion to amend a bill as described in this rule shall be indivisible.

(b) The provisions of subsection (a) shall not apply if the ending balance in the state general fund for the ensuing fiscal year is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year based on the most recent budget profile of the Kansas legislative research department.

**RULES OF THE
KANSAS HOUSE
OF REPRESENTATIVES**



**2019 - 2020
BIENNIUM**

TABLE OF CONTENTS

ARTICLE 1. HOUSE SESSIONS; GENERAL OPERATION.....	lvii
Rule 101. Time of Meeting.	lvii
Rule 102. Speaker Taking Chair.	lvii
Rule 103. First Business.	lvii
Rule 104. Order of Business.	lvii
Rule 105. Members Excused from Attendance.	lvii
Rule 106. Introduction of Guests.	lviii
Rule 107. Session Proforma.	lviii
Rule 108. Rulings on Germaneness, Division of Amendments, Points of Order and Procedural Motions.	lviii
ARTICLE 3. QUORUM.....	lix
Rule 301. Quorum, What Constitutes.	lix
Rule 302. Absence of Quorum.	lix
Rule 303. Roll Call to Determine Quorum.	lix
ARTICLE 5. CONDUCT IN THE HOUSE CHAMBER.....	lix
Rule 501. Admission to Floor.	lix
Rule 502. Food and Drink.	lx
Rule 503. Galleries.	lx
Rule 504. Placing Material on Member’s Desk.	lx
Rule 505. Photographic Record of Vote.	lx
Rule 506. Wireless Electronic Telecommunications Devices.	lx
Rule 507. Computer Usage.	lx
ARTICLE 7. INTRODUCTION OF BILLS AND RESOLUTIONS.....	lx
Rule 701. Introduction of House Bills and Resolutions.	lx
Rule 702. Introduction of Senate Bills and Concurrent Resolutions.	lx
Rule 703. Reading of Bills and Resolutions for Introduction.	lxi
Rule 704. Senate Bills and Concurrent Resolutions; Procedure Following Introduction. ..	lxi
ARTICLE 9. REFERENCE OF BILLS AND RESOLUTIONS.....	lxi
Rule 901. Reference, Generally.	lxi
Rule 902. Appropriation Bills.	lxi
Rule 903. Separately Referred Bills and Resolutions.	lxii
Rule 904. Jointly Referred Bills and Resolutions.	lxii
ARTICLE 11. COMMITTEES; COMPOSITION.....	lxii
Rule 1101. Standing Committees; Names and Members.	lxii
Rule 1102. Committee Appointments.	lxiii
Rule 1103. Select Committees.	lxiv
Rule 1104. Announce Appointments.	lxiv
Rule 1105. Budget Committees.	lxiv
ARTICLE 13. COMMITTEES; PROCEDURE.....	lxiv
Rule 1301. Committee Meetings; Time and Place.	lxiv
Rule 1302. Notice and Agenda for Committee Meetings.	lxiv
Rule 1303. Duties of Committee Chairperson.	lxv
Rule 1304. Introduction of Committee Bills and Resolutions.	lxv
Rule 1305. Quorum of a Committee.	lxv
Rule 1306. Voting in Committees.	lxvi

Rule 1307. Procedure in General.	lxvi
Rule 1308. Committee Action on Bills and Resolutions.	lxvi
Rule 1309. Motion to Withdraw a Bill or Resolution from a Committee.	lxvi
Rule 1310. Wireless Electronic Telecommunications Devices.	lxvii
ARTICLE 15. CALENDAR LOCATION OF BILLS AND RESOLUTIONS	lxvii
Rule 1501. General Orders; Description and Function.	lxvii
Rule 1502. Posting of Sequence for Succeeding Day.	lxvii
Rule 1503. Change in the Sequence on General Orders.	lxvii
Rule 1504. Adversely Reported Bills and Resolutions; Calendar Location.	lxviii
Rule 1505. Motion to Move Adversely Reported Bill or Concurrent Resolution to General Orders.	lxviii
Rule 1506. Motion to Lay on Table Bill or Resolution while on Final Action Subject to Amendments and Debate.	lxviii
Rule 1507. Disposition of Bills Subject to Certain Deadlines.	lxviii
ARTICLE 17. MEMBERS ADDRESSING THE HOUSE	lxix
Rule 1701. Requesting the Floor.	lxix
Rule 1702. Order During Speaking.	lxix
Rule 1703. When Question is Put.	lxix
Rule 1704. Violation of Rules While Speaking.	lxix
Rule 1705. Point of Personal Privilege.	lxix
ARTICLE 19. COMMITTEE OF THE WHOLE	lxx
Rule 1901. Motion to go into Committee of the Whole House.	lxx
Rule 1902. Committee of the Whole; Normal Procedure.	lxx
Rule 1903. Motion to Pass Over a Bill or Resolution While in Committee of the Whole. .	lxx
Rule 1904. Motions to Refer Bills or Resolutions to a Committee While in Committee of the Whole.	lxx
Rule 1905. Striking Bills and Resolutions from the Calendar While in Committee of the Whole.	lxx
Rule 1906. Requesting the Floor.	lxx
Rule 1907. Rules Applicable.	lxxi
Rule 1908. Rise and Report.	lxxi
Rule 1909. Effect of Recommendation of Committee of the Whole.	lxxi
Rule 1910. Report of Committee of the Whole.	lxxi
ARTICLE 21. AMENDMENT OF BILLS AND RESOLUTIONS	lxxi
Rule 2101. Germaneness.	lxxi
Rule 2102. Form of Amendment Motions.	lxxi
Rule 2103. Reading Amendments; General Rule.	lxxii
Rule 2104. Motions to Amend Motions.	lxxii
Rule 2105. Dividing Amendments.	lxxii
Rule 2106. Substitute Motions.	lxxii
Rule 2107. Subject Change by Senate.	lxxii
Rule 2108. Motions to Strike Out and Insert.	lxxiii
Rule 2109. Identical Motions.	lxxiii
Rule 2110. Floor Amendments to Bills Making Appropriations.	lxxiii
ARTICLE 23. PROCEDURAL MOTIONS	lxxiii
Rule 2301. Order of Motions.	lxxiii
Rule 2302. Motion to Adjourn.	lxxiii
Rule 2303. Motion to Reconsider.	lxxiii

Rule 2304. Previous Question.	lxxiv
Rule 2305. Motions Not Subject to Debate.	lxxiv
Rule 2306. Motion to Refer Bills or Resolutions to Committee When Not in Committee of the Whole.	lxxiv
Rule 2307. Motion to Strike Bills and Resolutions from Calendar When Not in Committee of the Whole.	lxxiv
Rule 2308. Stating Question.	lxxv
Rule 2309. Dividing Motion.	lxxv
Rule 2310. When Motions to be in Writing.	lxxv
Rule 2311. Suspension of Rules of the House.	lxxv
Rule 2312. Mason’s Manual; When Applicable.	lxxv
ARTICLE 25. VOTING	lxxv
Rule 2501. Control and Use of Voting System.	lxxv
Rule 2502. Procedure for Taking a Roll Call Vote.	lxxvi
Rule 2503. Display of Recurring Totals.	lxxvi
Rule 2504. Voting by Members.	lxxvi
Rule 2505. Explaining Vote.	lxxvi
Rule 2506. Copies of Voting Records.	lxxvii
Rule 2507. When Roll Call Vote to be Taken.	lxxvii
Rule 2508. Call of the House.	lxxvii
Rule 2509. Voice Vote; Division of the Assembly.	lxxviii
ARTICLE 27. FINAL ACTION	lxxviii
Rule 2701. Description and Function.	lxxviii
Rule 2702. Reading and Vote.	lxxviii
Rule 2703. Amendment and Debate, When.	lxxviii
Rule 2704. Speaker to Preside.	lxxviii
Rule 2705. Consent Calendar.	lxxviii
Rule 2706. Majority for Bill Passage.	lxxviii
Rule 2707. Vote Required for Adoption of House Resolutions and Concurrent Resolutions. ...	lxxix
Rule 2708. Motion to Adopt Report of Conference Committee.	lxxix
ARTICLE 29. RESOLUTIONS	lxxix
Rule 2901. Resolving Clause; Form.	lxxix
Rule 2902. House Resolutions; Introduction and Consideration.	lxxix
Rule 2903. Resolutions; Limitations.	lxxx
Rule 2904. Applications for Introduction of certain Resolutions; Certificate of the House. ..	lxxx
ARTICLE 33. MEMBER OFFICERS	lxxx
Rule 3301. Elected Member Officers.	lxxx
Rule 3302. Duties of the Speaker.	lxxx
Rule 3303. Speaker Pro Tem.	lxxx
Rule 3304. Filling Certain Vacancies.	lxxx
ARTICLE 35. NONMEMBER OFFICERS	lxxx
Rule 3501. Chief Clerk; Appointment.	lxxx
Rule 3502. Duties of the Chief Clerk.	lxxx
Rule 3503. Other Clerks.	lxxx
Rule 3504. Document Care.	lxxx
Rule 3505. Sergeant at Arms; Appointment.	lxxx
Rule 3506. Duties of the Sergeant at Arms.	lxxx

Rule 3507. Assistant Sergeants at Arms.	lxxxii
ARTICLE 37. AMENDMENT OF RULES OF THE HOUSE	lxxxii
Rule 3701. Adopting, Amending or Revoking Rules of the House.	lxxxii
Rule 3702. Resolutions for Rule Changes.	lxxxii
Rule 3703. Printing.	lxxxii
Rule 3704. Adoption of Resolutions.	lxxxii
Rule 3705. Special Sponsorship of Rule Change Resolutions.	lxxxii
ARTICLE 39. FORM AND PRINTING OF BILLS AND RESOLUTIONS. lxxxiii	
Rule 3901. Bills Amending Existing Statutes.	lxxxiii
Rule 3902. Bills, Copies.	lxxxiii
Rule 3903. Showing Committee Amendments.	lxxxiii
Rule 3904. Substitute Bills and Substitute Concurrent Resolutions.	lxxxiii
Rule 3905. Appropriation Bills.	lxxxiii
Rule 3906. Committee of the Whole Amendments.	lxxxiv
Rule 3907. Concurrent Resolutions, When Printed.	lxxxiv
Rule 3908. Embellished Printing of Certain Resolutions.	lxxxiv
Rule 3909. House Resolutions.	lxxxiv
ARTICLE 41. JOURNAL AND CALENDAR.....lxxxiv	
Rule 4101. Journal; Preparation.	lxxxiv
Rule 4102. Entering in Journal.	lxxxiv
Rule 4103. Resolutions in Journal.	lxxxiv
Rule 4104. Messages from the Governor in Journal.	lxxxiv
Rule 4105. Calendar; Preparation.	lxxxv
Rule 4106. Status of Bills and Resolutions Shown in Calendar.	lxxxv
Rule 4107. Copies of Journals and Calendars.	lxxxv
Rule 4108. Notations Related to Certain Committee of the Whole Amendments in Journal.	lxxxv
ARTICLE 43. MISCELLANEOUS.....lxxxv	
Rule 4301. Employees; Employment.	lxxxv
Rule 4302. Special Order.	lxxxv
Rule 4303. Petitions; Presentation.	lxxxv
Rule 4304. Petitions; Endorse Name.	lxxxv
Rule 4305. Open Meetings.	lxxxv
ARTICLE 45. EXECUTIVE REORGANIZATION ORDERS.....lxxxvi	
Rule 4501. Referral of Executive Reorganization Orders.	lxxxvi
Rule 4502. Committee Report on Executive Reorganization Orders.	lxxxvi
Rule 4503. Return in Event of Committee's Failure to Report.	lxxxvi
Rule 4504. Special Order of Business for ERO.	lxxxvi
Rule 4505. Nonapplication to Bills.	lxxxvi
Rule 4506. Nonaction When Moot.	lxxxvi
ARTICLE 47. IMPEACHMENT.....lxxxvi	
Rule 4701. Impeachment; Powers.	lxxxvi
Rule 4702. Same; Select Committee.	lxxxvi
Rule 4703. Same; Reference.	lxxxvii
Rule 4704. Same; Report.	lxxxvii
Rule 4705. Same; Call into Session.	lxxxvii
Rule 4706. Same; Procedure.	lxxxvii

ARTICLE 49. REPRIMAND, CENSURE OR EXPULSION OF MEMBERS. lxxxvii
Rule 4901. Complaint. lxxxvii
Rule 4902. Select Committee; Consideration of Complaint. lxxxvii
Rule 4903. Action by House. lxxxviii
INDEX TO HOUSE RULES..... lxxxix

RULES OF THE HOUSE OF REPRESENTATIVES

2019 - 2020

Changes from 2017 - 2018 House Rules shown in italics

ARTICLE 1. HOUSE SESSIONS; GENERAL OPERATION

Rule 101. Time of Meeting.

The hour of meeting on the first day of each regular session shall be at 2:00 p.m., and on other days, shall be the hour set at adjournment on the previous legislative day except that if no hour of meeting is set at adjournment on the previous legislative day, the hour of meeting shall be 11:00 a.m. No hour of meeting on any day of the session shall be set prior to 8:00 a.m., and no meeting on any day of the session may continue after 12 midnight, except when a question is under consideration, the meeting may continue until the question is disposed. No meeting may take place between the hours of 12 midnight and 8:00 a.m. on any day of the session.

Rule 102. Speaker Taking Chair.

The Speaker shall take the chair each day, at the hour to which the House has adjourned. The Speaker shall call the House to order and proceed to business in accordance with the Rules of the House.

Rule 103. First Business.

The first business each legislative day shall be the taking of the roll, the taking of roll shall be followed by prayer and the prayer shall be followed by the recitation of the pledge of allegiance to the flag of the United States of America led by a member designated by the Speaker.

Rule 104. Order of Business.

(a) The regular order of business each legislative day, except on days and at times set apart for the consideration of special orders and except as provided by the joint rules of the House and Senate, shall be as follows:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Reports of select committees.
- (3) Receipt of messages from the Governor.
- (4) Communications from state officers.
- (5) Messages from the Senate.
- (6) Introduction and notice of original motions and house resolutions.
- (7) Consideration of motions and house resolutions offered on a previous day.
- (8) The unfinished business before the House at the time of adjournment on the previous day.
- (9) Consent calendar.
- (10) Final Action on bills and concurrent resolutions.
- (11) Bills under consideration to concur and nonconcur.
- (12) General Orders.
- (13) Reports of standing committees.

(b) The presentation of petitions shall be a special order of business on Friday of each week immediately preceding the regular order of business.

Rule 105. Members Excused from Attendance.

Members may be excused from attendance on any legislative day by the Speaker for the following reasons and such reasons shall be shown in the Journal: (1) Veri-

fied illness; (2) legislative business; and (3) excused absence by the Speaker.

Rule 106. Introduction of Guests.

Except when permission has been given by the Speaker before taking the chair, no guests in the gallery shall be introduced to the House.

Rule 107. Session Proforma.

(a) The House of Representatives may meet from time to time for the sole purpose of processing routine business of the House of Representatives. These sessions shall be known as Session Proforma.

(b) Time of Meeting. Session Proforma shall be announced at least one legislative day in advance with the hour for meeting Proforma set on the previous legislative day.

(c) Order of Business. The only orders of business that may be considered during Session Proforma are:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Receipts of messages from the Governor.
- (3) Communications from State Officers.
- (4) Messages from the Senate.
- (5) Reports of Standing Committees.
- (6) Presentation of Petitions.

(d) Motions. No motion shall be in order other than the motion to adjourn.

(e) Objections. Any objection by any member shall require the Session Proforma to adjourn to the next day, Saturday and Sunday excluded, at 11:00 a.m.

(f) Quorum and Roll. There shall be no requirement for a quorum or taking of the roll. No demand for a roll call for a quorum shall be in order.

(g) Effect on Certain Rules. If a legislative day referred to in Rule 1309, 1503, 1505, 2303, 2705 or 3705 occurs on a legislative day which is also the day on which a Session Proforma is held, the term "legislative day" as used in such rule means the next legislative day subsequent to the legislative day on which the Session Proforma is held.

Rule 108. Rulings on Germaneness, Division of Amendments, Points of Order and Procedural Motions.

Any member, upon recognition by the presiding officer, may request a ruling upon the germaneness of any amendment to a bill or resolution, the division of an amendment to a bill or resolution, a point of order or a procedural motion. Any such ruling shall be made by the chairperson of the House Committee on Rules and Journal, or in the absence of the chairperson the vice chairperson of the Committee. At the time of making such ruling, the chairperson, or vice chairperson, shall state the reasons or basis for such ruling. Appeals from rulings of the chairperson, or vice chairperson, may be taken upon the motion of any member. Such appeals shall be in order at the time of the making of the ruling and shall take precedence over any question pending at the time the chairperson, or vice chairperson, makes such ruling.

Appeals from rulings on questions of germaneness of an amendment shall be debatable only by the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Appeals from rulings on requests for division of an amendment shall be debatable only by the member requesting divi-

sion of the motion to amend, the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Appeals from rulings on a point of order or procedural motion shall be debatable only by the member raising the point of order or making the procedural motion which is the subject of the ruling, the member appealing the ruling, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Each member may speak no more than two minutes. Debate shall be limited to the question of the ruling of the chairperson, or vice chairperson, and, in the case of division of an amendment, shall be limited as provided in Rule 2105.

At the conclusion of debate the presiding officer shall inquire: "Shall the chairperson's (or vice chairperson's) ruling be sustained?"

ARTICLE 3. QUORUM

Rule 301. Quorum, What Constitutes.

A majority of all members then elected (or appointed) and qualified shall constitute a quorum. In the absence of a quorum no business shall be transacted by the House, except as provided in Rule 107, 302 and 303 or to recess or adjourn.

Rule 302. Absence of Quorum.

In the absence of a quorum during any session of the House, the members present may do what is necessary to attain a quorum. In the absence of a quorum while in the committee of the whole, the committee shall rise and report. Reprimand, censure or expulsion may be imposed as provided by Article 49 when there is found to be no sufficient excuse for absence of a member.

Rule 303. Roll Call to Determine Quorum.

A roll call shall be taken to determine the existence of a quorum on demand of any member. The result of each roll call to ascertain a quorum shall be recorded in the Journal by statement of the total number present, naming only the absentees.

ARTICLE 5. CONDUCT IN THE HOUSE CHAMBER

Rule 501. Admission to Floor.

(a) During daily sessions, from the time of convening until adjournment to the following legislative day, only the following classes of persons shall be admitted to the floor of the House, the cloakrooms to the east of the house chamber and the hallway at the west of the house chamber: (1) Members of the Legislature; (2) officers and employees of the legislative branch who are properly identified; (3) persons having permits from the Speaker; (4) *infants or children who are being breastfed by their mother who is a member of legislature.*

(b) No person who is an officer or employee of the executive or judicial branch of Kansas government or an employee of the federal government shall be admitted to the area of the chamber on which legislators' desks are located during the time the House of Representatives is in session, except as provided by resolution, nor shall any such person be on the floor of the House chamber during a call of the House. No person, other than a member, shall lean on the railings on the floor of the House chamber next to the area of the chamber on which legislators' desks are located

during any time the House is on final action.

(c) No person registered with the Secretary of State as a lobbyist shall be on the floor of the House chamber 15 minutes before the time of convening the daily session until 15 minutes after adjournment to the following legislative day.

(d) The sergeant at arms shall remove all persons from the floor, except persons authorized under the Rules of the House or a House resolution.

(e) The provisions of this rule shall not be construed to prevent the right of access (through the west hallway) by persons going directly to or returning from the offices of the Speaker and the Majority Leader.

Rule 502. Food and Drink.

Members may have food or drink, or both, on their desks in the House chamber only when the member is present at the member's desk.

Rule 503. Galleries.

Visitors shall be allowed in one or both galleries of the House in accordance with directions to the sergeant at arms from the Speaker. Except for security personnel authorized by the Speaker, the use of telephones and the making of telephone calls in the galleries of the House are prohibited.

Rule 504. Placing Material on Member's Desk.

No items or material shall be placed upon the desk of any member of the House unless any such item or material bears the signature and printed name of the member responsible for its distribution. This Rule 504 shall not apply to items or material provided by legislative staff.

Rule 505. Photographic Record of Vote.

No photographic or similar record shall be made of the vote of any member upon any measure upon which a division of the assembly has been called.

Rule 506. Wireless Electronic Telecommunications Devices.

Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in the House chamber is prohibited during any time the House is in session.

Rule 507. Computer Usage.

Computers may be used on the floor of the House chamber only for legislative or personal business during any time the House is in session.

ARTICLE 7. INTRODUCTION OF BILLS AND RESOLUTIONS

Rule 701. Introduction of House Bills and Resolutions.

Every House bill or resolution intended to be introduced shall be delivered to the chief clerk. The delivery shall be by a legislator who is a sponsor of the legislation or by a legislator who is the chairperson or vice chairperson of a legislative committee that has authorized the introduction, or by a legislative staff person or another member of the House authorized by such legislator. In lieu of introduction as provided by this rule, introduction may be as provided by law for prefiled bills and resolutions.

Rule 702. Introduction of Senate Bills and Concurrent Resolutions.

Senate bills and concurrent resolutions sent to the House shall be introduced upon

reading of the message received by the chief clerk.

Rule 703. Reading of Bills and Resolutions for Introduction.

For the purpose of introduction, the chief clerk shall read bills and resolutions by title, except citations of statutes. The Speaker may require any House resolution to be read in full. The name of the sponsor shall be read if there is only one sponsor. If there are two sponsors, both names shall be read. If there are more than two sponsors, the name of the first sponsor shall be read, followed by the words “and others.”

Rule 704. Senate Bills and Concurrent Resolutions; Procedure Following Introduction.

Following introduction, all Senate bills and Senate concurrent resolutions when in the House shall follow the same procedure as House bills and House concurrent resolutions.

ARTICLE 9. REFERENCE OF BILLS AND RESOLUTIONS

Rule 901. Reference, Generally.

(a) On the day of introduction or the following legislative day, the Speaker shall refer each bill to:

- (1) A standing committee,
- (2) a select committee,
- (3) the committee of the whole House,
- (4) two or more standing committees separately, or
- (5) two or more standing committees jointly.

(b) On the day of introduction or the following legislative day, the Speaker shall refer each concurrent resolution:

(1) In any way that a bill may be referred under subsection (a), if the concurrent resolution is a proposition to amend the Constitution of Kansas, to call a constitutional convention to amend or revise the Constitution of Kansas, to ratify an amendment to the Constitution of the United States, to apply for a United States constitutional convention, or to amend the joint rules of the House and Senate;

(2) if the concurrent resolution is not one of those specified in subpart (1) of this subsection (b), it may be referred in any way that a bill may be referred under subsection (a), or the Speaker may authorize consideration thereof on the day of introduction under the order of business introduction and reference of bills and concurrent resolutions.

(c) On the day of introduction, the Speaker may refer any House resolution (1) in any way that a bill may be referred under subsection (a) or (2) make no reference, except the Speaker shall make any reference required by the Rules of the House.

(d) Bills or resolutions prefiled under K.S.A. 46-801 et seq., and amendments thereto, for the regular session of the legislature held in even-numbered years may be referred by the Speaker to the appropriate committee or the committee of the whole at any time subsequent to the prefiling of such bill or resolution with the chief clerk of the House.

Rule 902. Appropriation Bills.

Bills containing more than one item of appropriation shall be referred to the standing committee on appropriations, except that bills introduced by the committee on appropriations may be referred to the committee of the whole House.

Rule 903. Separately Referred Bills and Resolutions.

(a) When a bill or resolution has been referred separately to two or more standing committees, each committee shall consider the bill or resolution separately in the order specified by the Speaker.

(b) If the first committee to which a bill or resolution has been separately referred reports the bill or resolution adversely, the bill or resolution shall not be considered by the second committee, unless returned to the second committee by the committee of the whole House in accordance with Rule 1505.

(c) When a bill has been referred separately and the report of the first committee was not adverse, the report of the second committee shall be the report considered by the committee of the whole House.

Rule 904. Jointly Referred Bills and Resolutions.

When a bill or resolution is jointly referred, it shall be considered and acted upon at a joint meeting of the two committees. The chairperson of the first committee named in the joint referral shall be the chairperson of the joint committee when considering such bill or resolution.

ARTICLE 11. COMMITTEES; COMPOSITION

Rule 1101. Standing Committees; Names and Members.

(a) The standing committees of the House shall be the following and have the number of members indicated for each:

1. Agriculture.....	17
2. Appropriations.....	23
3. Children and Seniors.....	13
4. Calendar and Printing.....	6
5. Commerce, Labor and Economic Development	17
6. Corrections and Juvenile Justice	13
7. Education	17
8. Elections.....	13
9. Energy, Utilities and Telecommunications.....	17
10. Federal and State Affairs	23
11. Financial Institutions and Pensions	17
12. Health and Human Services.....	17
13. Insurance	17
14. Interstate Cooperation	7
15. <i>Judiciary</i>	17
16. Local Government.....	13
17. Rules and Journal	7
18. Rural Revitalization	17
19. Taxation	23
20. Transportation	17
21. Veterans and Military	13

(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and eco-

conomic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on agriculture and natural resources for purposes of references in the following Kansas statutes: K.S.A. 2016 Supp. 2-3805 and 76-4,112. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statute: K.S.A. 2016 Supp. 66-1285 and shall constitute the successor committee to the house standing committee on utilities and communications for purposes of references in statutory and other documents. The house standing committee on financial institutions and pensions shall constitute the successor committee to the house standing committee on financial institutions and the house standing committee on pensions and benefits for purposes of references in statutory or other documents. The house standing committee on government, technology and security shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on veterans and military shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in statutory or other documents except for references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on water and environment shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statutory documents: 65-3407c. *The house committee on general government budget shall constitute the successor committee to the house standing committee on government technology and security for purposes of references in the following statutes: K.S.A. 74-2012 and K.S.A. 2018 Supp. 75-5156 and 75-5158. The house standing committee on energy, utilities and telecommunications shall constitute the successor committee to the house standing committee on water and environment for purposes of references in statutory and other documents and in K.S.A. 65-3407c.*

Rule 1102. Committee Appointments.

(a) The Speaker shall appoint the members of the standing committees. The Speaker may remove or replace any such committee member at any time.

(b) The Speaker shall appoint the chairperson and vice chairperson of each standing committee. The Speaker may remove or replace any such chairperson or vice chairperson at any time.

Rule 1103. Select Committees.

The Speaker may appoint select committees and the chairpersons and vice chairpersons thereof. The Speaker may remove or replace any such chairpersons or vice chairpersons or members of such committees. Select committees shall meet on call of the chairperson or when directed by the Speaker.

Rule 1104. Announce Appointments.

All committee appointments shall be announced in open session.

Rule 1105. Budget Committees.

(a) There is hereby created the following budget committees of the committee on appropriations, which shall have the number of members indicated for each:

- 1. Agriculture and natural resources budget 9
- 2. General government budget 9
- 3. Higher education budget 9
- 4. *K-12 education budget* 13
- 5. Legislative budget 8
- 6. Social services budget 9
- 7. Transportation and public safety budget 9

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall appoint the members, chairpersons and vice chairpersons of the budget committees. The Speaker may remove or replace any such chairperson, vice chairperson or member at any time.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations regarding matters referred to the budget committee by the committee on appropriations. A budget committee is authorized to introduce bills or resolutions within the subject matter of the budget committee. Except as otherwise provided in this rule, budget committees shall be deemed to be standing committees under the rules of the House of Representatives. Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a et seq., and amendments thereto.

ARTICLE 13. COMMITTEES; PROCEDURE

Rule 1301. Committee Meetings; Time and Place.

(a) When the Legislature is in session, standing committees shall meet at the times and place assigned by the Speaker on the call of the chairperson.

(b) Also, when the Legislature is in session, a standing committee shall meet upon written request of three members of the committee. Such a request shall be submitted to the Speaker and the chairperson at least one legislative day before the requested time of meeting. The time and place of a meeting under this subsection (b) shall be set by the chairperson with the approval of the Speaker.

Rule 1302. Notice and Agenda for Committee Meetings.

The chairperson shall provide notice of meetings and an agenda or agenda information to committee members, the chief clerk and the public. The chief clerk shall include in the calendar such information as is practical.

Rule 1303. Duties of Committee Chairperson.

The principal duties of the chairperson of a standing committee are:

- (a) To preside over meetings of the committee and to put all questions;
- (b) to maintain order and decide all questions of order subject to appeal to the committee;
- (c) to supervise and direct staff of the committee;
- (d) to keep, or have the committee secretary keep, subject to the approval of the committee at a subsequent meeting, minutes of meetings which shall include:
 - (1) The time and place of each meeting of the committee;
 - (2) the attendance of committee members; and
 - (3) the names and city and state of residence of persons appearing before the committee and whom each represents; and
 - (4) when a committee recommends amendments to a bill that strike all sections in the bill subsequent to the enacting clause that contain new or amendatory language and inserts sections that contain new or amendatory language, a notation specifying: (A) The committee that recommended the amendment or amendments; (B) the date the amendment or amendments were recommended; and (C) the bill number of the source bill or bills, if any, that included the inserted sections added to the underlying bill pursuant to the amendment or amendments. Such information contained in this subsection shall also be included in the committee action index;
- (e) to prepare and sign reports of the committee and submit them promptly to the chief clerk;
- (f) to appoint subcommittees to perform duties on an informal basis; and
- (g) to inform the Speaker of any committee activity which caused any member of the committee to be absent during any recorded vote.

Rule 1304. Introduction of Committee Bills and Resolutions.

(a) A committee may sponsor bills and resolutions for introduction while the Legislature is in session respecting any matters referred to it. Unless approved by the Speaker, a standing committee may sponsor bills and resolutions for introduction only within the general subject area assigned to the committee. No standing committee shall originate a bill which is substantially identical with any bill which has been referred to another standing committee, and which is under consideration by such committee.

(b) Requests for bill introductions shall be the first order of business for each committee meeting, except that for committees subject to the committee bill request deadline specified in joint rule 4(c) of the joint rules of the Senate and House of Representatives, until the last day for committee to request bills for introduction in such joint rules. The person making the request shall state for the minutes of the committee such person's name, a short description of the bill, the RS number and the name of the individual or organization on behalf of which the bill is being requested, if any. To be considered, a request must have previously been assigned an RS number by the Office of Revisor of Statutes. Requests for bill introductions shall be deemed accepted as offered unless there is objection by a committee member. Upon objection, a vote of the committee will be required to accept the request for introduction.

Rule 1305. Quorum of a Committee.

A quorum shall be present at a meeting for a committee to act officially. A quorum of a committee is a majority of the members of the committee. A quorum of a committee may transact business and a majority of the quorum, even though it is a

minority of the committee, may adopt a committee report.

Rule 1306. Voting in Committees.

(a) All final actions by a committee shall be taken at a called meeting while the Legislature is in session. The final action taken shall be recorded in the committee minutes. An individual member's vote may be recorded at the member's request.

(b) The committee chairperson may vote but shall not be required to vote unless the committee is equally divided. If the chairperson's vote makes the division equal, the question shall be lost.

(c) An action formally taken by a committee cannot be altered in the committee except by reconsideration and further formal action of the committee.

(d) A motion to take from the table may be adopted by the affirmative vote of a majority of the members present at any called meeting of the committee.

Rule 1307. Procedure in General.

Committee procedure shall be informal, but where any questions arise thereon, the rules or practices of the House are applicable except that the right of a member to speak to any question shall not be subject to the limitations prescribed by Rule 1704. All motions in a committee shall require a second.

Rule 1308. Committee Action on Bills and Resolutions.

(a) A committee shall not take action to report a bill out of committee on the same day that the committee holds a hearing on the bill unless the committee approves such action by a two-thirds vote.

(b) A committee may recommend amendments to measures referred to it which are germane to the subject of the measure. Committee recommendations shall be made by committee report to the House. Committee reports shall be signed by the chairperson or other committee members authorized by the committee to make the report, and shall be transmitted to the House not later than the second legislative day following the action of the committee. If a committee recommends amendments to a bill or resolution referred to it *that strike all sections* in the bill or resolution subsequent to the enacting clause *that contain new or amendatory language* or resolving clause and inserts *sections that contain new or amendatory language*, and the bill or resolution was sponsored by an individual member or members, the committee becomes the sponsor of the bill or resolution and the committee name will be printed on the bill as the sponsor.

(c) All committee reports on bills and resolutions shall be recorded in the Journal.

(d) If amendments are pending on a measure when referred to a committee, the amendments accompany the bill and the committee may recommend the adoption or rejection of the amendments already proposed and make further recommendations.

Rule 1309. Motion to Withdraw a Bill or Resolution from a Committee.

(a) If a committee does not report on any bill or resolution within 10 legislative days after its reference to the committee, the bill or resolution may be withdrawn from the committee by an affirmative vote of 70 members of the House. Such a motion shall be made in writing, giving the reasons for withdrawal from the committee. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered

on a previous day. The motion shall be considered on the legislative day following the day it is made. If the motion prevails, the bill or resolution shall be placed on the calendar under the order of business General Orders.

(b) Motions to withdraw a bill or resolution from a committee are not subject to amendment or debate.

(c) The provisions of subsections (a) and (b) of this rule shall not apply to resolutions adopting or amending rules of the House. Resolutions relating to the adoption or the amendment of rules of the House may be withdrawn from the Committee on Rules and Journal at any time by the affirmative vote of 63 members of the House.

Rule 1310. Wireless Electronic Telecommunications Devices.

Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in a committee room is prohibited during any time when a committee or subcommittee is in session in the room.

ARTICLE 15. CALENDAR LOCATION OF BILLS AND RESOLUTIONS

Rule 1501. General Orders; Description and Function.

Bills, concurrent resolutions and House resolutions reported for further action by the committee to which they were referred and bills and concurrent resolutions referred directly to the committee of the whole shall constitute the General Orders of the calendar of the House. The titles of such bills and resolutions shall appear under the heading General Orders in the order directed by the Speaker and the Majority Leader. The reporting committee and its action on the bill or resolution shall be shown under each bill and resolution. Such bills and resolutions shall be considered by the committee of the whole in the order which they appear on General Orders. The Speaker and the Majority Leader may consult with the Committee on Calendar and Printing in preparing the order of bills and resolutions under this rule.

Rule 1502. Posting of Sequence for Succeeding Day.

When the Speaker and the Majority Leader have prepared the sequence of bills and resolutions to appear on General Orders for the succeeding legislative day, a copy of the list giving the number designation of each bill and resolution in the order they are to appear shall be posted near the entrance to the House chamber. No bill or resolution shall appear on General Orders or be considered in the committee of the whole without notice of the same having been announced in the House not later than 4:00 p.m. or prior to adjournment if at a later hour on the previous day.

Rule 1503. Change in the Sequence on General Orders.

(a) The order of a bill or resolution on General Orders may be changed by unanimous consent or by the affirmative vote of 70 members on a motion made as provided in this subsection. Such a motion shall be made in writing, giving the reasons for the proposed change. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If such a motion fails, a motion to change the order on General Orders of such bill shall not be in order until the fifth

legislative day following such failure.

(b) Motions to change the order of a bill or resolution on General Orders are not subject to amendment or debate.

(c) This Rule 1503 does not apply to the addition or removal of a bill or resolution from General Orders.

Rule 1504. Adversely Reported Bills and Resolutions; Calendar Location.

Bills and resolutions that are adversely reported shall appear on the calendar for one day under the heading bills adversely reported.

Rule 1505. Motion to Move Adversely Reported Bill or Concurrent Resolution to General Orders.

(a) A motion to add an adversely reported bill or resolution to General Orders shall be made in writing. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions, and such motion may not be made after the legislative day when the bill or resolution appears on the calendar under Rule 1504. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made.

(b) When a bill or resolution has been separately referred and is adversely reported by the first committee of separate reference, a motion to add the adversely reported bill or resolution to General Orders is not in order, but a motion to move the adversely reported bill or resolution to the next committee of separate reference may be made in the same manner as the motion in subsection (a).

(c) Adoption of a motion under this Rule 1505 requires the affirmative vote of 70 members of the House.

(d) If a motion under subsection (a) prevails, the words “Adversely Reported” shall be printed in a line below the title of the bill when it is listed on General Orders.

Rule 1506. Motion to Lay on Table Bill or Resolution while on Final Action Subject to Amendments and Debate.

When a motion to lay on the table a bill or resolution is adopted while on final action subject to amendment and debate, on the next legislative day such bill or resolution shall be placed on the calendar under the order of business the unfinished business before the House at the time of adjournment on the previous day.

Rule 1507. Disposition of Bills Subject to Certain Deadlines.

Any bill which is subject to a deadline for consideration under subsection (e) or subsection (f) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives and which remains on General Orders at the close of business on such deadline day shall be considered as killed and shall be stricken from the calendar unless such bill is referred by the speaker to a committee before the close of business on such day. Any bill so referred shall be subject to all applicable deadlines under the Joint Rules of the Senate and House of Representatives.

ARTICLE 17. MEMBERS ADDRESSING THE HOUSE

Rule 1701. Requesting the Floor.

Any member desiring to request the floor shall press the member's "speak bill" button, and shall not proceed until recognized by the chair.

Rule 1702. Order During Speaking.

While a member is speaking to the House, no other member shall engage in private conversation or pass between the member speaking and the chair.

Rule 1703. When Question is Put.

While a question is being put or a roll call or division is being taken, members are not to speak or leave their seats.

Rule 1704. Violation of Rules While Speaking.

(a) Members shall address the House from the microphone located in the well of the House chamber.

(b) No member shall speak more than twice on the same day to the same question without leave of the House, unless the member is the mover or is carrying the measure, in which case such member may open and close the debate and may respond to direct questions from other members addressed to them during the course of consideration of the measure. For the purposes of this subsection, an amendment to any measure shall be considered as a separate and independent question.

(c) The privilege of a member carrying a measure to open and close the debate shall not be affected by any order for the previous question or that debate shall cease. Such member may occupy 20 minutes in closing the debate after the previous question is ordered and may divide that time with other members.

(d) While a member is carrying a measure, such member may yield to another member for explanation of the measure, or for personal explanation, or for a motion to adjourn without losing the privilege to carry the measure for the remainder of their time except that such member may not yield to any member who has already spoken twice on such question on the same day.

(e) If any member, in speaking, violates the rules of the House, the chair shall call such member to order.

Rule 1705. Point of Personal Privilege.

Except when permission has otherwise been given by the Speaker before taking the chair:

(a) A member shall be allowed to raise a point of personal privilege only for the following purposes: (1) Recognition of another member or former member of the House; or (2) recognition of an individual or group which has received statewide or national award or statewide or national recognition.

(b) A member shall be allowed to speak not more than five minutes in making a point of personal privilege.

ARTICLE 19. COMMITTEE OF THE WHOLE

Rule 1901. Motion to go into Committee of the Whole House.

When the order of business General Orders is reached, a motion shall be in order for the House to go into Committee of the Whole for consideration of bills and resolutions as listed on General Orders.

Rule 1902. Committee of the Whole; Normal Procedure.

Bills and resolutions shall be considered in the Committee of the Whole as follows: If the standing committee has recommended that the bill or resolution be amended, the standing committee report shall first be considered, and if it is adopted, the bill as amended by the committee report shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. If the committee report is not adopted, or if the committee has recommended no amendments, the bill, without committee amendments, shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. After a section has been once considered, no amendment thereto shall be in order until the whole bill shall have been considered section by section. After the original bill, together with standing committee amendments if any, has been considered section by section, the chairperson shall announce, "Amendments to the bill generally are in order," and amendments not before offered may be made to any part of the bill. A motion that when the committee arises it report a bill favorably, or report a bill favorably as amended, shall not be in order until all other motions have been disposed of, and such a motion shall not be offered as a substitute motion. A motion to strike the enacting clause is in order at any stage until the final vote is announced. The motion to strike the enacting clause may be debated upon the merit of the proposition, and shall not be subject to amendment or substitution. A roll call vote shall be taken upon a motion to strike the enacting clause.

Rule 1903. Motion to Pass Over a Bill or Resolution While in Committee of the Whole.

When in the Committee of the Whole, either (1) a motion to pass over a bill or resolution and that it retain its place on the Calendar or (2) a motion to pass over a bill or resolution and that it retain a place on General Orders shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Either motion shall require the vote of a majority of the members present for adoption. Motions under this rule shall not be subject to debate.

Rule 1904. Motions to Refer Bills or Resolutions to a Committee While in Committee of the Whole.

When in the Committee of the Whole, a motion may be made to refer a bill or resolution to a standing committee only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Such motion shall require the vote of a majority of the members present for adoption.

Rule 1905. Striking Bills and Resolutions from the Calendar While in Committee of the Whole.

(a) While in Committee of the Whole, a motion to strike a bill or resolution from the calendar shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it.

(b) A motion to strike a bill from the calendar under this Rule 1905 (1) shall require a vote of a majority of the members present for adoption, and (2) shall be subject to roll call in accordance with subsection (e) of Rule 2507, but shall not be subject to a call of the House under Rule 2508.

Rule 1906. Requesting the Floor.

Any member desiring to request the floor shall press such member's "speak bill"

button to speak on a bill or offer an amendment and “speak amendment” button to speak on a pending amendment, and shall not proceed until recognized by the chairperson of the Committee of the Whole.

Rule 1907. Rules Applicable.

The same rules, except Rule 2508, shall be observed in the Committee of the Whole as in the House, so far as the same are applicable, except that the previous question and the motion to lay on the table shall not apply.

Rule 1908. Rise and Report.

A motion for the Committee of the Whole to rise and report shall be in order at any stage, and shall be decided without debate. When the Committee of the Whole has a bill under consideration and rises without final action thereon, the bill shall retain a place on General Orders.

Rule 1909. Effect of Recommendation of Committee of the Whole.

Bills recommended for passage and resolutions recommended for adoption by the Committee of the Whole shall not be subject to amendment or debate after the adoption by the House of the Committee of the Whole report. When a bill or resolution is reported with the recommendation that the enacting or resolving clause be stricken, and the Committee of the Whole report is adopted by the House, the bill or resolution shall be considered as killed and shall be stricken from the calendar.

Rule 1910. Report of Committee of the Whole.

When the report of the Committee of the Whole recommends the passage of a bill or adoption of a resolution, and the report is adopted by the House, such bills and resolutions shall be considered as ordered to the order of business Final Action. If the bill or resolution has been amended by the Committee of the Whole it shall be reprinted.

ARTICLE 21. AMENDMENT OF BILLS AND RESOLUTIONS

Rule 2101. Germaneness.

Amendments to bills and resolutions shall be germane to the subject of the bill or resolution. The principal test of whether an amendment is germane shall be its relationship to the subject of the bill or resolution, rather than to wording of the title thereof. The amendment, including any amendment from the floor to strike all of the substantive provisions of a bill or resolution and insert other provisions, must be relevant, appropriate, and have some relation to or involve the same subject as the bill or resolution to be amended. For the purposes of this rule the subject matter of any appropriation bill is the spending and appropriating of money and any amendment which changes the amount of money spent in any state agency or program is germane to any appropriation bill.

Rule 2102. Form of Amendment Motions.

Motions to amend bills and resolutions shall specify the page and line number, as shown on the printed bill or resolution, and shall be in writing on a form provided by the House or a form substantially similar. A motion shall be out of order unless the written motion is first delivered to the chief clerk. In the case of amendment by substitute bill, motion shall be made to substitute a written bill for the bill under consideration.

Rule 2103. Reading Amendments; General Rule.

Motions to amend bills and resolutions shall not require readings as for bills introduced, except as otherwise provided in Rule 2107, but shall be subject to Rule 2306.

Rule 2104. Motions to Amend Motions.

A motion to amend a motion to amend a bill or resolution shall not be in order.

Rule 2105. Dividing Amendments.

(a) When any motion to amend a bill or resolution contains distinct propositions, it shall be divided by the presiding officer at the request of any member. The division by the presiding officer shall be made in accordance with the following:

(1) A motion to strike out and insert words of less than a sentence shall be indivisible;

(2) the distinct propositions shall be only in the form submitted in the motion to amend;

(3) each proposition must be so distinct that, one being removed, the remainder may stand entirely on their own; and

(4) those portions of a motion to amend a bill as described in Rule 2110 shall be indivisible.

(b) Upon a request to divide a motion to amend a bill or resolution, the presiding officer shall inquire as to whether there is a request for a ruling on germaneness of the motion to amend. If such a request is made, the issue of germaneness shall be determined prior to dividing the motion.

If no request for a ruling on germaneness of the motion to amend is made, the presiding officer shall proceed to divide the motion to amend in accordance with this rule, and no subsequent request for a ruling on germaneness of any distinct proposition of the motion so divided shall be in order.

(c) The presiding officer, or any member, may request that the member requesting the division make the request in writing specifying the manner in which the motion to amend should be divided.

(d) The division of the motion to amend shall be in accordance with the rules of the House and with items (1) to (4), inclusive, of subsection (a). The ruling of the chairperson of the Committee on Rules and Journal, or in the chairperson's absence the vice chairperson of the Committee, on how to divide the motion to amend shall not be subject to appeal except that any member may appeal the ruling of the chairperson, or vice chairperson, on the grounds that the division is not in accordance with a rule of the House including the provisions of items (1), (2), (3) or (4) of subsection (a), or any combination thereof.

Rule 2106. Substitute Motions.

No substitute motion to amend a bill or resolution shall be in order.

Rule 2107. Subject Change by Senate.

(a) When the Senate adopts amendments to a House bill which materially changes its subject, upon return of such bill to the House, it shall be read as provided for the introduction of bills and be referred as provided in Rule 901.

(b) The Speaker may determine when a bill is subject to subsection (a). An affirmative vote of 70 members shall be required to sustain a challenge to the Speaker's determination hereunder.

Rule 2108. Motions to Strike Out and Insert.

The rejection of a motion to amend a bill or resolution by striking out and inserting one proposition shall not prevent a motion to strike out and insert another proposition, nor prevent a subsequent motion simply to strike out; nor shall the rejection of a motion simply to strike out prevent a subsequent motion to strike out and insert.

Rule 2109. Identical Motions.

Except upon the unanimous consent of the House, an identical motion to amend a bill or resolution shall not be made a second time on the same legislative day.

Rule 2110. Floor Amendments to Bills Making Appropriations.

(a) Unless by majority consent to correct an error in drafting, no floor amendment to increase the amount of expenditures that would be authorized in a provision of an appropriations bill shall be in order unless the amendment contains a provision reducing, by a like or greater amount, expenditures that would be authorized in another provision of such appropriations bill.

(b) *The provisions of subsection (a) shall not apply if the ending balance in the state general fund for the ensuing fiscal year is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year based on the most recent budget profile of the Kansas legislative research department.*

ARTICLE 23. PROCEDURAL MOTIONS**Rule 2301. Order of Motions.**

When a question is under consideration, no motion shall be received except as specified under the Rules of the House, which motions shall have precedence in the following order:

- (a) For adjournment of the House.
- (b) For call of the House.
- (c) To lay on the table.
- (d) For the previous question.
- (e) To postpone to a certain time.
- (f) To commit to a standing committee.
- (g) To commit to a select committee.
- (h) To reject the adoption of reports of conference committees coupled with the request for appointment of a new conference committee.
- (i) To adopt the report of conference committees.
- (j) To amend.
- (k) To postpone indefinitely.

Rule 2302. Motion to Adjourn.

The motion to adjourn shall always be in order, except while a vote is being taken and until announced, or when a member has the floor, or when the previous question is pending; but a motion to recess is not equivalent to a motion to adjourn.

Rule 2303. Motion to Reconsider.

A motion to reconsider shall take precedence of all other questions except the motion to adjourn. No motion for reconsideration of any vote shall be in order, unless made on the same day or the legislative day following that on which the decision

to be reconsidered took place, nor unless a member voting with the prevailing side shall move such reconsideration. A motion for reconsideration, being put and lost, shall not be renewed, nor shall any subject or vote be a second time reconsidered without unanimous consent, but this provision shall not be construed as preventing the introduction of a bill on the same subject. The member moving for reconsideration shall be allowed not more than two minutes for stating the reasons in support of the motion. Such motion shall be subject to debate by any member, stating reasons in support or opposition to the motion. Each of such members shall be allowed not more than one minute for the purpose of such debate. Such motion shall require the affirmative vote of members equal in number to that required to take the action proposed to be reconsidered. A motion to reconsider any final action of the House shall be in order at any time prior to the time at which the message of the House thereon is read into the record of the Senate. A motion to reconsider any final action of the House may be made after the time at which the message of the House thereon is read into the report of the Senate but any action taken pursuant thereto will be contingent upon the return of the measure to the House by the Senate.

Rule 2304. Previous Question.

The “previous question” shall be: “Shall the main question be now put?” and until it is decided shall preclude all amendments or debate. When voting on the previous question, the House decides that the main question shall not now be put, the main question shall be considered as still remaining under debate. The main question shall be on the passage of the bill, resolution or other matter under consideration. When amendments are pending, a vote shall first be taken upon such amendments in their order without further debate or amendment. A majority vote of the members present shall order the previous question.

Rule 2305. Motions Not Subject to Debate.

All questions relating to priority of business shall be decided without debate. The motion to adjourn, to change the order of consideration of a bill, for a call of the House, and to lay on the table shall be decided without amendment or debate. The several motions to postpone or commit shall preclude all debate on the main question.

Rule 2306. Motion to Refer Bills or Resolutions to Committee When Not in Committee of the Whole.

When not in the Committee of the Whole, a motion to refer a bill or resolution from the Calendar to a standing committee shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2307. Motion to Strike Bills and Resolutions from Calendar When Not in Committee of the Whole.

When not in the Committee of the Whole, a motion to strike a bill or resolution from the Calendar shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2308. Stating Question.

Every motion shall be first stated by the presiding officer or read by the chief clerk, before debate, and again immediately before putting the question.

Rule 2309. Dividing Motion.

If any motion, other than a motion under Rule 2105, contains distinct propositions, it shall be divided by the chairperson at the request of any member. Motions under Rule 2105 shall be divided in accordance with that rule.

Rule 2310. When Motions to be in Writing.

Every motion, except those specified in Rules 2301 and 2303, shall be in writing if the Speaker or any member desires it. All motions to amend a bill or resolution and all resolutions shall be in writing.

Rule 2311. Suspension of Rules of the House.

(a) No rule of the House shall be suspended except by unanimous consent or by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House, subject to the following exceptions:

(1) A motion to suspend the rules, and to declare an emergency and to advance a bill to the order of business Final Action, as contemplated in article 2, section 15 of the Constitution shall require an affirmative vote of 2/3 of the members present in the House.

(2) A motion to suspend the rules and to permit amendment and debate of a bill under the order of business Final Action shall require an affirmative vote of 2/3 of the members present in the House.

(b) When under the rules of the House a motion, question or action requires a vote of a majority greater than a majority of the members present, the majority specified for such motion, question or action shall be required to suspend the rules for the purpose of such motion, question or action. When under the rules of the House notice of a motion reduces the required majority for adoption of the motion, the required majority shall not be reduced if the notice is disposed of by suspension of the rules.

(c) Suspension of the rules or unanimous consent shall not reduce the majority required under subpart (1) of subsection (a) of this rule.

Rule 2312. Mason's Manual; When Applicable.

(a) In any case where rules of the House or the joint rules of the Senate and House do not apply, Mason's Manual of Legislative Procedure (2010 edition), with the exception of section 4, paragraph 2, shall govern.

(b) Rules of legislative procedure are derived from several sources and take precedence in the order listed below. For the Kansas House of Representatives, the principal sources are as follows: (a) Constitutional provisions; (b) statutory provisions; (c) adopted rules; (d) adopted parliamentary authority; (e) custom, usage and precedents.

ARTICLE 25. VOTING**Rule 2501. Control and Use of Voting System.**

The electronic voting system shall be under the control of the Speaker or other presiding officer and shall be operated by the chief clerk. The electronic voting system shall be used to record the vote whenever a roll call vote is taken on any

question and may be used for ascertaining the vote upon any measure upon which a division of the assembly has been called. In the event that the system is not operating properly, roll call votes may be taken by calling the roll.

Rule 2502. Procedure for Taking a Roll Call Vote.

When a roll call vote is taken, the presiding officer shall state the question and instruct the members to proceed to vote. When sufficient time has been allowed the members to vote, the presiding officer shall inquire: "Has every member had an opportunity to vote?" After a short pause the presiding officer shall direct the chief clerk to close the roll. After the roll has been closed, when Rule 2505 applies, the presiding officer shall inquire: "Does any member desire to explain his or her vote?" and any member so desiring may give such explanation when recognized by the presiding officer. The presiding officer shall inquire: "Does any member desire to change his or her vote?" If any member does desire to change his or her vote, such member when recognized by the presiding officer, shall advise how they desire to change such vote and the presiding officer shall then instruct the chief clerk to make the appropriate change. A member who has not previously voted may vote at this time when permitted by the presiding officer. Such member shall advise how they wish to vote and the presiding officer shall then instruct the chief clerk to record such vote. After all members who desire to vote or to change their votes have had reasonable opportunity to do so, the presiding officer shall announce the vote and, when the vote has been announced, shall direct the chief clerk to record the vote.

Rule 2503. Display of Recurring Totals.

Under Rule 2502, recurring totals shall be displayed only after the roll is closed. No recurring totals shall be displayed for a determination of the vote upon a division of the assembly.

Rule 2504. Voting by Members.

(a) A member may vote only when at their desk or at any place within the chamber of the House when authorized by the presiding officer, who shall direct the chief clerk to so vote for such member.

(b) No member shall vote for another member. No person not a member shall cast a vote for a member, except as otherwise provided in the rules. In addition to such penalties as may be prescribed by law, any member who votes or attempts to vote for another member shall be subject to Article 49 of these rules. If a person not a member votes or attempts to vote for any member, such person shall be barred from the floor of the House for the remainder of the session, and, in addition to penalties prescribed by law, may be punished further as the House determines.

(c) The Speaker shall not be compelled to vote except in case of a tie.

Rule 2505. Explaining Vote.

Any member may, when a roll call vote is being taken on the passage or adoption of any bill or resolution, explain their vote. Such member shall be allowed not more than one minute for such explanation. Such explanation, if furnished in writing and signed, with printed name and district number, by such member by 4:00 p.m. upon the day the vote is taken or if the vote is taken subsequent to 3:30 p.m., within one-half hour after the adjournment of the House on that day, shall be entered in the Journal, provided it does not contain more than 100 words.

Rule 2506. Copies of Voting Records.

(a) Unless otherwise ordered, the chief clerk shall record each roll call vote and make copies available for the use of the news media. No record shall be made of the vote of any member voting upon any measure upon which a division of the assembly has been called.

(b) When a roll call vote is taken, it shall be recorded in the Journal by a statement of the names and total number voting in the affirmative, the names and total number voting in the negative, names and total number indicating presence but not voting and the names and total number absent or not voting, except that the provisions of this section shall not permit a member to fail to vote in violation of Rule 2508.

Rule 2507. When Roll Call Vote to be Taken.

(a) A roll call vote shall be taken for the passage of any bill.

(b) A roll call vote shall be taken for the adoption of any concurrent resolution to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate. A roll call vote is not required for adoption of concurrent resolutions pertaining to commendations or acknowledgments, unless required under subsection (c) of Rule 2507.

(c) A roll call vote shall be taken for the adoption of any House resolution to adopt, amend or revoke any rule of the House or to reject any executive reorganization order.

(d) A roll call vote shall be taken to concur in Senate amendments to any bill or concurrent resolution or to adopt any conference committee report other than a report agreeing to disagree.

(e) A roll call vote shall be taken on any question on demand of 15 members, unless a roll call vote is already pending.

Rule 2508. Call of the House.

(a) A call of the House shall be ordered on the demand of any 10 members at any stage of the voting previous to the announcing of the vote or, if the voting system is used, prior to recording the vote. This Rule 2508 shall apply to the taking of a vote upon the final passage of any bill or final adoption of any resolution whether under the order of business Final Action or under any order of business. Also, this Rule 2508 shall apply to the taking of a vote on a motion to strike the enacting clause of a bill and the resolving clause of a resolution and on a motion to strike all after the enacting clause or resolving clause, except when the House is in the Committee of the Whole. When the call of the House is invoked, the doors to the House chamber shall be secured and all members shall be required to be in their seats unless excused by the Speaker. All members present during the call shall be required to vote before the call is raised. The call of the House shall not be raised (so long as 10 members continue the demand) until a reasonable effort, as determined by the Speaker, has been exerted to secure absentees.

(b) Any member, who is directly interested in a question, may be excused from voting, when there is a call of the House. The member, who is requesting to be excused from voting, shall state the reasons therefor, occupying not more than five minutes. The question on excusing such member from voting shall be taken without debate and a 2/3 majority of members present shall be necessary to ex-

cuse such member. If a member refuses to vote, when not excused, such refusal shall constitute grounds for reprimand, censure or expulsion under Article 49 of the Rules of the House.

Rule 2509. Voice Vote; Division of the Assembly.

Except when a roll call vote is required, a voice vote shall be taken on all questions. Any member may call for a division of the assembly to determine the vote by the voting system.

ARTICLE 27. FINAL ACTION

Rule 2701. Description and Function.

Subject to Rule 2705, bills and resolutions reported favorably by the Committee of the Whole shall constitute the order of business Final Action of the House. The titles of such bills and resolutions shall appear under the heading Final Action in numerical order. The standing committee which reported it and the Committee of the Whole action on the bill or resolution shall be shown under each thereof.

Rule 2702. Reading and Vote.

Each bill and resolution under the order of business Final Action shall be read by title, except citations of statutes amended or repealed and a roll call vote shall then be taken upon final passage or adoption without amendment or debate.

Rule 2703. Amendment and Debate, When.

Upon motion as provided in subpart (2) of subsection (a) of Rule 2311 or when recommended in the Committee of the Whole report which has been adopted by the House, bills or resolutions may be debated and amended on Final Action prior to the vote taken upon final passage or adoption. Each bill or concurrent resolution considered under this Rule 2703 shall be considered in the manner provided in Rule 1902 so far as it is applicable. A motion to strike the enacting clause or resolving clause shall be in order.

Rule 2704. Speaker to Preside.

Subject to Rule 3303, the Speaker shall preside during the order of business Final Action.

Rule 2705. Consent Calendar.

Whenever a standing committee is of the opinion that a bill or concurrent resolution upon which it is reporting is of a noncontroversial nature, it shall so state in its committee report. Whenever a bill or concurrent resolution is so reported, it shall be placed upon the Consent Calendar. Each bill or concurrent resolution placed on the Consent Calendar shall remain thereon for at least two full legislative days before being considered under the order of business Final Action. Under the order of business Consent Calendar and prior to the call for the vote, any member may object to the bill or concurrent resolution as being controversial and thereupon it shall be removed from the Consent Calendar and shall be placed on General Orders. If no objection is made prior to the call for the vote on the bill or concurrent resolution, it shall be ordered to Final Action for vote before other bills and concurrent resolutions on Final Action.

Rule 2706. Majority for Bill Passage.

As provided in section 13 of article 2 of the Constitution of Kansas, a majority of

the members then elected (or appointed) and qualified, voting in the affirmative, shall be necessary for the passage of a bill.

Rule 2707. Vote Required for Adoption of House Resolutions and Concurrent Resolutions.

(a) A majority of the members then elected (or appointed) and qualified voting in the affirmative shall be necessary to adopt House resolutions and concurrent resolutions, except as otherwise specified in these rules.

(b) Adoption of concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall require a 2/3 majority of the members then elected (or appointed) and qualified, voting in the affirmative.

Rule 2708. Motion to Adopt Report of Conference Committee.

The member carrying the report of a conference committee shall move that such report be adopted prior to yielding the floor to any other member and a motion to adopt a report of a conference committee shall not be offered as a substitute motion.

ARTICLE 29. RESOLUTIONS

Rule 2901. Resolving Clause; Form.

(a) Concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall have a resolving clause which reads, "Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to the Senate concurring therein."

(b) Concurrent resolutions for any purpose other than subsection (a) shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein."

(c) House resolutions shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas."

Rule 2902. House Resolutions; Introduction and Consideration.

(a) House resolutions, except for those changing rules of the House or approving or rejecting executive reorganization orders, shall lay over at least one legislative day before action is taken thereon and do not require a roll call vote unless required under subsection (e) of Rule 2507.

(b) House resolutions shall be considered under the order of business consideration of motions and House resolutions offered on a previous day, except House resolutions to (1) adopt, amend or revoke any rule of the House or (2) when the resolution has been referred to a standing committee and reported favorably. Resolutions under subparts (1) and (2) shall take a place on General Orders when favorably reported or when referred to the Committee of the Whole by the Speaker.

Rule 2903. Resolutions; Limitations.

- (a) Appropriations shall not be made by resolutions.
- (b) Resolutions do not require approval of the Governor.

Rule 2904. Applications for Introduction of certain Resolutions; Certificate of the House.

Notwithstanding any other rule of the House of Representatives to the contrary, no House resolution or concurrent resolution which congratulates, commemorates, commends, honors or is in memory of any individual, entity or event shall be introduced by a member or committee of the House of Representatives unless application for approval of the introduction of such resolution is first made to the Speaker, and the resolution is approved for introduction by the Speaker. The application shall be determined on the basis of content alone. The Speaker shall consider all such applications and shall determine whether a House resolution or House concurrent resolution should be approved for introduction, or whether a certificate of the House should be approved for issuance or whether no action should be taken on the application. The speaker may consult with the Committee on Calendar and Printing in making determinations under this rule.

ARTICLE 33. MEMBER OFFICERS**Rule 3301. Elected Member Officers.**

The Speaker and the Speaker Pro Tem shall be members and shall be elected by the members of the House, except as otherwise provided in subsection (b) of Rule 3304.

Rule 3302. Duties of the Speaker.

In addition to other powers and duties of the Speaker provided by the Rules of the House and by law, the Speaker shall have the powers and duties as follows:

- (a) To preserve order and decorum;
- (b) to decide all questions of order, subject to appeal to the House;
- (c) in the absence of the Speaker Pro Tem, to appoint any member to perform the duties of the chair for not more than two consecutive legislative days; and
- (d) to name a chairperson to preside when the House is in Committee of the Whole.

Rule 3303. Speaker Pro Tem.

In the absence of the Speaker, the Speaker Pro Tem shall exercise the powers and duties of the Speaker.

Rule 3304. Filling Certain Vacancies.

(a) When a vacancy occurs in the office of Speaker and the Legislature is adjourned to a date more than 60 days after the occurrence of the vacancy, the House of Representatives shall meet within 30 days and elect a member to fill the vacancy. The Speaker Pro Tem shall within 10 days of such occurrence issue a call for such meeting at a time not less than 10 days and not more than 20 days after the date of the call.

(b) When a vacancy occurs in the office of Speaker Pro Tem or Majority Leader of the House of Representatives, the Speaker shall appoint an acting Speaker Pro Tem or acting Majority Leader, to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original election or selection of such officer.

(c) When a vacancy occurs in the office of Minority Leader of the House of Representatives and the Legislature is adjourned to a date less than 30 days after the occurrence of the vacancy, the Assistant Minority Leader shall become the acting Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer. When a vacancy occurs in the office of the Minority Leader of the House and the Legislature is adjourned to a date 30 days or more after the occurrence of the vacancy, the Assistant Minority Leader shall within 10 days after such occurrence issue a call for a meeting of the members of the minority party at a time not less than 10 and not more than 20 days after the date of the call to be held in the state capitol for the purpose of filling the vacancy in the office of Minority Leader for the remainder of the term of office. From the time of the occurrence of such vacancy until the filling of the vacancy, the Assistant Minority Leader shall serve as acting Minority Leader and shall exercise the powers and duties of the Minority Leader.

When a vacancy occurs in the office of Assistant Minority Leader, the Minority Leader shall appoint an Assistant Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer.

Any person elected, appointed or designated to fill a vacancy under this rule shall exercise all of the duties and powers prescribed for the office so filled.

ARTICLE 35. NONMEMBER OFFICERS

Rule 3501. Chief Clerk; Appointment.

The chief clerk shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker. As used in the Rules of the House, "chief clerk" means the chief clerk appointed under this Rule 3501 or a person designated by the chief clerk to perform a function of the chief clerk.

Rule 3502. Duties of the Chief Clerk.

The chief clerk shall supervise the keeping of and be responsible for a record of all proceedings of the House; number and present to the House all bills, resolutions, petitions and other papers which the House may require; deliver all messages from the House to the Senate; transmit bills and other documents to be printed and take a receipt therefor; transmit bills for engrossment and take receipt therefor; receive all bills, resolutions and other papers which are enrolled and give receipt therefor; and cause all enrolled bills, resolutions and other documents to be proofread and corrected prior to signing thereof by officers of the House.

Rule 3503. Other Clerks.

The chief clerk shall appoint additional clerks and personnel to assist in performance of the duties of the chief clerk. Such additional clerks and personnel shall serve under the chief clerk's direction, control and supervision and at the pleasure of the chief clerk.

Rule 3504. Document Care.

No bill, resolution, petition or other document shall be loaned or delivered to any person, except when delivered to an officer of the House, to the director of printing, the revisor of statutes or the Senate and only upon a written receipt therefor.

Rule 3505. Sergeant at Arms; Appointment.

The sergeant at arms shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker.

Rule 3506. Duties of the Sergeant at Arms.

The sergeant at arms shall preserve order within the chamber of the House and its lobby and galleries. The sergeant at arms may arrest and take into custody any person for disorderly conduct, subject at all times to the authority of the House or Speaker, or chairperson of the Committee of the Whole, and shall be responsible for the enforcement of Rules 501 through 506 and 2506(a). The sergeant at arms shall receive items or material for distribution among the members of the House. The sergeant at arms shall execute all orders of the House not otherwise provided for.

Rule 3507. Assistant Sergeants at Arms.

The Speaker may appoint and remove assistant sergeants at arms to serve under the supervision of the sergeant at arms. All doorkeepers shall be assistant sergeants at arms.

ARTICLE 37. AMENDMENT OF RULES OF THE HOUSE**Rule 3701. Adopting, Amending or Revoking Rules of the House.**

No rule of the House shall be adopted, amended or revoked except by a House resolution which has been adopted by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 3702. Resolutions for Rule Changes.

(a) Notwithstanding any other rule of the House, the Speaker shall refer all resolutions which provide for the adoption, amendment or revocation of any House rule to the standing Committee on Rules and Journal before its consideration by the House.

(b) No resolution relating to the rules of the House which has been referred to the standing Committee on Rules and Journal shall be tabled or reported adversely by such committee except by the unanimous vote of all members of such committee.

Rule 3703. Printing.

Resolutions to which this Article 37 apply shall be printed and are subject to subsection (c) of Rule 2507.

Rule 3704. Adoption of Resolutions.

Resolutions to which this Article 37 apply shall be subject to Rule 2902.

Rule 3705. Special Sponsorship of Rule Change Resolutions.

Notwithstanding any provision of the rules of the House to the contrary, no referral to the standing Committee on Rules and Journal shall be required for the adoption of a resolution adopting, amending or revoking any one or more rules of the House at the commencement of a legislative session, and adoption of any such resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified, subject to the following conditions: (a) The resolution is sponsored by the Speaker or the standing Committee on Rules and Journal and (b) either (1) a copy thereof is mailed to each member by deposit in the United States mails not later than 11:00 p.m. on the Thursday pre-

ceding the Monday on which the legislative session is to commence or (2) in lieu of mailing, copies of the resolution are made available to members on the first day of the legislative session and consideration under Rule 3704 occurs on the second legislative day.

ARTICLE 39. FORM AND PRINTING OF BILLS AND RESOLUTIONS

Rule 3901. Bills Amending Existing Statutes.

Any bill intended to amend or repeal any section or sections of the Kansas Statutes Annotated shall recite in its title the section or sections to be amended or repealed, and if to amend or repeal any section of a session law not in the Kansas Statutes Annotated, the section and chapter of the session law affected.

Rule 3902. Bills, Copies.

Each bill introduced shall consist of an original and copies. All bills shall be printed with as many copies as the Speaker specifies. Except for prefiled bills, printing shall be ordered subsequent to introduction.

Rule 3903. Showing Committee Amendments.

All bills and resolutions reported by a committee with recommendation for amendments and to be passed as amended shall be reprinted.

Rule 3904. Substitute Bills and Substitute Concurrent Resolutions.

(a) When a substitute bill is recommended by a committee report, and when an amendment from the floor is adopted replacing the bill under consideration with a substitute bill, the substitute bill shall be printed in the manner provided for bills introduced, and the bill number designation shall be substantially as follows:

(1) In the case of bills substituted for House bills, "Substitute for House Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(2) In the case of bills substituted for Senate bills, "House Substitute for Senate Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(b) When a substitute concurrent resolution is recommended by a committee report, and when an amendment from the floor is adopted replacing the concurrent resolution under consideration with a substitute concurrent resolution, the substitute concurrent resolution shall be printed in the manner provided for concurrent resolutions introduced, and the concurrent resolution number designation shall be substantially as follows:

(1) In the case of concurrent resolutions substituted for House concurrent resolutions, "Substitute for House Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

(2) In the case of concurrent resolutions substituted for Senate concurrent resolutions, "House Substitute for Senate Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

Rule 3905. Appropriation Bills.

All bills making an appropriation shall be printed and distributed, or shall be made available to members electronically online and all members shall be notified by E-

mail, at least 24 hours before such bills are considered by the House.

Rule 3906. Committee of the Whole Amendments.

If a bill or concurrent resolution is amended by the Committee of the Whole: (a) *The bill shall be reprinted showing the amendments; and*

(b) *when such amendment strikes all sections in the bill subsequent to the enacting clause that contain new or amendatory language and inserts sections that contain new or amendatory language, the daily Journal of the House of Representatives shall contain a notation specifying: (1) The member that offered the amendment or amendments; (2) the date the amendment or amendments were recommended; and (3) the bill number of the source bill or bills, if any, that included the inserted sections added to the underlying bill pursuant to the amendment or amendments.*

Rule 3907. Concurrent Resolutions, When Printed.

(a) Concurrent resolutions to amend the Constitution of Kansas, to call a constitutional convention to amend the Kansas constitution, to ratify amendments to the Constitution of the United States, to apply for a United States constitutional convention or to amend the joint rules of the House and Senate shall be printed as provided for bills under Rule 3902.

(b) Other concurrent resolutions shall be printed as provided for bills under Rule 3902, unless otherwise directed by the Speaker.

Rule 3908. Embellished Printing of Certain Resolutions.

Unless otherwise directed by the Speaker, not more than five copies of any enrolled House resolution and any enrolled House concurrent resolution may be printed on embellished parchment and shall be distributed as directed by the resolution. Additional copies of any resolution may be printed on embellished parchment and mailed at the expense of the member requesting such additional copies.

Rule 3909. House Resolutions.

Subject to Rule 3908, House resolutions shall not be printed, except resolutions to amend rules of the House, to approve or disapprove executive reorganization orders or if the resolution has been referred to a committee, in which cases the resolution shall be printed.

ARTICLE 41. JOURNAL AND CALENDAR

Rule 4101. Journal; Preparation.

The daily Journal of the House of Representatives shall be prepared by the chief clerk in accordance with the Rules of the House.

Rule 4102. Entering in Journal.

When a bill, order, motion or resolution is entered in the Journal, the names of the members or legislative committee introducing or moving the same shall be entered.

Rule 4103. Resolutions in Journal.

All House resolutions and all House concurrent resolutions shall be printed in the Journal when introduced.

Rule 4104. Messages from the Governor in Journal.

All messages from the Governor and all executive reorganization orders shall be printed in the Journal.

Rule 4105. Calendar; Preparation.

The House Calendar shall be prepared for each legislative day by the chief clerk in accordance with the Rules of the House.

Rule 4106. Status of Bills and Resolutions Shown in Calendar.

The status of all House and Senate bills and concurrent resolutions and House resolutions shall be shown by number in the Calendar for each legislative day.

Rule 4107. Copies of Journals and Calendars.

Each member shall be furnished with a printed copy of the daily Journal and the daily Calendar.

Rule 4108. Notations Related to Certain Committee of the Whole Amendments in Journal.

When a bill is amended by the Committee of the Whole as described in Rule 3906(b), the notation provided in Rule 3906(b) shall be entered in the Journal.

ARTICLE 43. MISCELLANEOUS**Rule 4301. Employees; Employment.**

Such employees as are necessary to enable the officers, members and committees to properly perform their duties and transact the business of the House with efficiency and economy shall be recruited under the supervision of the director of legislative administrative services subject to approval of the Speaker. The director of legislative administrative services shall keep a roster of the employees of the House and an account of the hours of service performed. No employee shall lobby for or against any measure pending in the Legislature and any employee violating this rule shall be discharged immediately.

Rule 4302. Special Order.

Any matter may be made the special order for any particular time or day, but all requests and motions for special orders shall be referred to the Committee on Rules and Journal, which may designate particular times and days for such special orders and report to the House for its approval. Upon adoption of such report by 2/3 of the members present, the matters designated shall stand as special orders for the times stated, but no special order shall be made more than seven days in advance. This Rule 4302 shall not apply to executive reorganization orders or resolutions relating thereto.

Rule 4303. Petitions; Presentation.

Petitions and memorials addressed to the House shall be presented by a member.

Rule 4304. Petitions; Endorse Name.

Each member presenting a petition or memorial shall endorse it with their name or the name of the committee, and a brief statement of its subject.

Rule 4305. Open Meetings.

The open meeting law (K.S.A. 75-4317 et seq., and amendments thereto) shall apply to meetings of the House of Representatives and all of its standing committees, select committees, special committees and subcommittees of any of such committees. Caucuses of the House majority party may be closed as determined by the Majority Leader. Caucuses of the House minority party may be closed as determined by the Minority Leader.

ARTICLE 45. EXECUTIVE REORGANIZATION ORDERS**Rule 4501. Referral of Executive Reorganization Orders.**

Whenever an executive reorganization order is received from the Governor, it shall be referred to an appropriate committee by the Speaker.

Rule 4502. Committee Report on Executive Reorganization Orders.

If the committee to which an executive reorganization order is referred recommends that the executive reorganization order be disapproved, the committee, not later than 15 calendar days after referral of the executive reorganization order to the committee, shall introduce a resolution for disapproval of the executive reorganization order. Such resolution shall be accompanied by the report of the committee recommending that the resolution be adopted.

Rule 4503. Return in Event of Committee's Failure to Report.

If a committee fails to report upon an executive reorganization order within 15 calendar days after the executive reorganization order is referred to the committee, the committee shall be deemed to have recommended approval of the executive reorganization order.

Rule 4504. Special Order of Business for ERO.

When a resolution for disapproval of an executive reorganization order is introduced and accompanied by the committee's report recommending adoption of the resolution, action on the resolution shall be made the special order of business on a particular day and hour specified by the Speaker but not later than the last day the executive reorganization order may be disapproved under section 6 of article 1 of the Constitution of Kansas. A resolution for disapproval of an executive reorganization order shall be considered under the order of business Final Action and shall be subject to debate and final action by the House.

Rule 4505. Nonapplication to Bills.

This Article 45 shall not apply to bills amending or otherwise affecting executive reorganization orders.

Rule 4506. Nonaction When Moot.

The House shall act on any resolution for disapproval of an executive reorganization order unless at the time set for such action the Senate has already rejected such executive reorganization order.

ARTICLE 47. IMPEACHMENT**Rule 4701. Impeachment; Powers.**

Nothing in the rules of the House or in any statute shall be deemed to impair or limit the powers of the House of Representatives with respect to impeachment.

Rule 4702. Same; Select Committee.

The Speaker may appoint a select committee comprised only of members of the House of Representatives, and appoint its chairperson, to inquire into any impeachment matter. Any such committee may be appointed at any time and shall meet at the call of its chairperson or at the direction of the House, with the numbers of such appointees being minority party members and majority party members in the same

proportion as for the entire House membership.

Rule 4703. Same; Reference.

The Speaker may refer any impeachment inquiry or other impeachment matter to any standing committee or any select committee appointed under Rule 4702, and any committee to which such a referral has been made shall meet on the call of its chairperson.

Rule 4704. Same; Report.

Whenever a report is made by a committee to which an impeachment inquiry or other impeachment matter has been referred, the report thereon shall be made to the full House of Representatives, except that any such report may be submitted preliminarily to the Speaker.

Rule 4705. Same; Call into Session.

The Speaker or a majority of the members then elected (or appointed) and qualified of the House of Representatives may call the House of Representatives into session at any time to consider any impeachment matter.

Rule 4706. Same; Procedure.

The Speaker and any officer or committee acting under authority of this rule may follow any statutory procedure to the extent the same is not in conflict with the provisions of this rule, but nothing in this rule nor in any statute shall be deemed to constitute a waiver of any inherent powers of the House of Representatives.

ARTICLE 49. REPRIMAND, CENSURE OR EXPULSION OF MEMBERS

Rule 4901. Complaint.

When any member of the House of Representatives desires to lodge a complaint against any other member of the House of Representatives, requesting that the member be reprimanded, censured or expelled for any misconduct, the complaining member shall file a written statement of such complaint with the chief clerk, and such complaint shall bear the signature of the complaining member.

Rule 4902. Select Committee; Consideration of Complaint.

(a) Whenever any complaint has been filed under Rule 4901, the Speaker shall appoint a select committee of six members for consideration thereof except that if the complaint is filed against the Speaker, the Speaker Pro Tem shall appoint the select committee of six members. A select committee created under this subsection (a) shall be comprised equally of majority and minority party members.

(b) The select committee may dismiss the complaint after the inquiry or may set the matter for hearing. Reasonable notice and an opportunity to appear shall be afforded the member complained of at any hearing held hereunder. Any select committee meeting under authority of this section shall constitute an investigating committee under article 10 of chapter 46 of the Kansas Statutes Annotated and shall be authorized to meet and exercise compulsory process without any further authorization of any kind, subject, however, to limitations and conditions prescribed in article 10 of chapter 46 of Kansas Statutes Annotated.

(c) Upon completing its hearing the deliberations thereon, the select committee may dismiss the complaint or may make recommendations to the full House of Representatives for reprimand, censure or expulsion.

Rule 4903. Action by House.

Upon receiving any report under Rule 4902, the House of Representatives may, without further hearing or investigation, reprimand, censure or expel the member complained of. Reprimand, censure or expulsion of a member shall require a 2/3 majority vote of those members elected (or appointed) and qualified of the House of Representatives.

INDEX TO HOUSE RULES

Indexed by Rule Number

ADDRESSING THE HOUSE (Article 17)

- Debate on question, 1704
 - Division of time, 1704(b), (c)
 - Limitation, 1704(b), (c)
- Decorum, 3302(a)
 - Passing between member and chair, 1702
 - Private conversation prohibited, when, 1702
 - Putting questions, 1703
- Motions, this index
- Points of order, rulings on, 108
- Previous question, effect, 1907, 2304
- Speaking to House, member,
 - Call to order by presiding officer, 1704(e)
 - Point of personal privilege 1705
 - Recognition by presiding officer, 1701, 1906
 - Requesting the floor, 1701
 - Right to open and close, 1704(b), (c)
 - Speak only twice on same question, 1704(b)
 - Exceptions, reasons, 1704(b)
 - Violation of rules, 1704(e)
 - Yielding floor to another member, 1704(d)

ADVERSELY REPORTED BILLS

- Calendar, how unfavorably reported bills to appear, 1504
- Motion to move adversely reported bill to General Orders, 107(g), 1505
- Resolutions, 107 (g), 1504, 1505
- Separately referred bills, 903, 1505(b)

AMENDMENT OF BILLS (Article 21)

- Appropriation bills, 2101, 2110
- Dividing question, 108, 2105, 2309
- Grossment and enrollment, 3502
- Form of amendment,
 - Page and line to be specified, 2102
 - Writing required, 2102, 2310
- Germane requirement, 2101
- Identical motions, 2109
- Motions to strike out and insert, 2108
- Precedence of motions, 2301, 2302, 2303
- Reading, when, 2103
- Subject change, 2107
- Substitute bill, 2102
- Substitute motions, 2106

APPEAL OF RULINGS

- Mason's Manual, 2312
- Rulings on Germaneness, Division of Amendments, Points of Order and Procedural Motions, 108
- Speaker's rule on order, 3302(b)

APPOINTMENTS

- Announcement in open session, 1104
- Speaker's appointments,

- Chairpersons, 1102(b)
- Committee of the Whole, chairperson, 3302(d)
- Select committees, 1103
 - Impeachment, 4702
 - Censure, expulsion, reprimand, 4902
- Standing committees, 1102(a)
- Vice-chairperson, budget committee, 1105 (b)
- Vacancies in leadership offices, 3304

ATTENDANCE AT SESSIONS

- Absence, unexcused, censure, 302
- Call of the House, 2508(a)
- Excused, absence, 105
- Information from chairperson, 1303(g)
- Taking the roll, 103
 - When not taken, 107(f)

BILLS

- Amending statute, requirements of title, 3901
- Amendments to bills, this index
- Appropriation bills, 902
 - Resolutions not to be used, 2903(a)
 - Printing before consideration, 3905
- Care, 3504
- Copies, 3902
- Introduction, 701, 702, 703
 - Budget committee, 1105(c)
 - Exception, 1105(b)
 - Committee bills, 1304
 - Filing with clerk, 701
 - Order of business, 104(a)(1)
- Prefiling, 701, 3902
- Printing, 3902, 3903, 3904, 3905, 3906
- Proofreading, 3502
- Reading, 703
- Referrals, 901 et seq.
 - See, also, Reference of Bills and Resolutions, this index
 - Committee of the Whole, 901(a), (3)
 - Committee, standing, 901(a)(1)
 - Separate or joint referrals, 901(2)(4)(1), 901(2)(5), 903, 904
 - Time, 901(a)
- Senate bills, 702, 704
- Signing, 3502
- Sponsors, 701, 703
- Statute amendments, requirements, 3901
- Subject change, 2101, 2107
- Substitute bills, 2102, 3904
- Transmission, 3502
- Withdrawal from committee, 1309

BUDGET COMMITTEES

- Appointment, 1105(b)
- Bill introduction, 1105(c)

Creation, 1105(a)
 Purpose, 1105(c)
 Vice-chairpersons, 1105(b)

CALENDAR (Articles 15, 41)

See, generally, Order of Business, this index
 Adversely reported, 107 (g), 1504, 1505(d)
 Committee recommendations, 1501
 Copies, 4107
 Disposition of bills on deadline, 1507
 General Orders, this index
 Order of bills on GO, 1501
 Posting GO bills by number on previous day, 1502
 Preparation, 4105
 Status of bills to be shown, 4106
 Striking, 2307

CALL OF THE HOUSE (2508)

Committee of the Whole, not available, 1907
 Debate, not permitted, 2305
 Persons allowed on floor, 501
 Precedence of motions, 2301
 Requirement to vote, 2508
 Excuse, when, 2508(b)
 When call available, 2508(a)

CENSURE, REPRIMAND OR EXPULSION OF MEMBERS

Absence of member, unexcused, 302
 Complaint, 4901
 Misuse of electronic voting system, 2504(b)
 Procedure, 4901, 4902, 4903
 Refusal to vote when required, 2508(b)

CERTIFICATES

Congratulate, commemorate, commend, honor, 2904

CHAIRPERSONS

See, also, Committees, this index
 Appointment and removal, 1102(b), 1103
 Committee action, 1308(a)
 Duties, 1302, 1303
 Jointly referred bills, 904
 Voting in committee, 1306
 Recording, 1306

CHAMBER, HOUSE

Admissions,
 Call of the House, 501 (b)
 Lobbyists prohibited on floor, when, 501
 Who admitted, generally, 501
 Computer usage, 507
 Conduct, 501 et seq.
 Preserving order, 3302, 3506
 Galleries, visitors, 503, 3506
 Materials on desk, placing, 504, 3506
 Sergeant at arms, duties, 501, 503, 3506

CHIEF CLERK

Additional clerks, 3503
 Appointment, 3501
 Calendar preparation, 4105
 Censure of members, filing complaint, 4901
 Duties, 3502, 3503
 Introduction of bills and resolutions, 701, 702
 Journal preparation, 4101
 Supervision of other clerks, 3503
 Voting system operation, 2501
 Copies of roll call votes, 2506
 Voting for members, 2504(a)

COMMITTEE OF THE WHOLE (Article 19)

See, also, General Orders, this index
 Call of House, not available, 1907
 Carrying a bill, 1704
 Chairperson, appointment by Speaker, 3302(d)
 Deadlines, bills in, 1507
 Debate, 1704, 1902
 General Orders, this index
 Notice required, 1502
 When not allowed, 2305
 Division of the assembly, 2509
 House to become committee, when, 1901
 Previous question, not allowed, 1907
 Procedure, 1902, 1907
 Committee reports, adoption, 1902
 Favorable report of bills, last motion, 1902
 Manner of consideration, 1902
 Substitute motions, limitation, 2106
 Quorum, lack of, 302
 Reference of bill or resolution back to committee, 1904
 Report of Committee of the Whole,
 Adoption, effect on amendment or debate, 1909
 Order to Final Action, 1910
 Striking enacting clause, 1909
 Requesting floor, 1906, 1701
 Rise and report, 302, 1908
 Roll call votes, 2507(e)
 Rules of House to apply, exception, 1907
 Separately reported bills, 903
 Striking bill or resolution from calendar, 1905

COMMITTEES (Articles 11 and 13)

Agenda, 1302
 Appointment by Speaker, 1102, 1103, 1104
 Appropriations, 902, 903, 1101(a), 3905
 Attendance of members, record in minutes, 1303(d)
 Bill, introduction, 1304
 Chairpersons, ante
 Discharge of, 1309
 Jurisdiction, 1304
 Meetings,
 Notice, 1302
 Time and place, 1301
 Minutes, 1303(d), 1306(a)

Motions, second, 1307
 Meeting Law, application, 1105(d), 4305
 Procedure on bills and resolutions, 1307
 Amendments, 1308
 Debate not limited, 1307
 Final committee action during session, 1306(a)
 Quorum, 1305
 Reconsideration, 1306
 Reports, 1303
 Take from table, 1306(d)
 Voting, 1306
 Chairperson's vote, 1306(b)
 Quorum, 1305
 Reports of committee,
 Chairperson to sign, 1303(e)
 Order of business, 104(13)
 Requirement, 1309(a)
 Secretaries,
 Employment, 4301
 Minutes, 1303(d)
 Select committees,
 Appointment, 1103
 Censure, reprimand or expulsion of members, 4902
 Impeachment, 4702
 Meetings, 1103
 Special order, for, 4302
 Standing committees, 1101(a)
 Subcommittees permitted, 1303(f)
 Successor to, 1101(b)
 Voting in, 1306
 Wireless electronic communication devices, 1310
 Withdrawal of bill from committee, 107 (g), 1309

COMPULSORY PROCESS

Censure or expulsion of member, 4902
 Impeachment, 4706

COMPUTER USAGE

Limits on, in session, 507

CONCURRENCE

Order of business, 104(11)
 Roll call vote, 2507(d)

CONDUCT IN HOUSE (Article 5)

Admission to floor, 501
 Food and drink on desks, 502(b)
 Galleries, 503
 Material on desks, 504
 Order, keeping, 506, 3302, 3506

CONFERENCE COMMITTEE

REPORT

Motion to adopt, 2708
 Precedence of motions, 2301(h), 2301(I)

CONSENT CALENDAR

Order of business, 104(9)
 Procedure, 107 (g), 2705

CONSTITUTIONAL AMENDMENTS

Call of the House, 2508
 Majority for adoption, 2901(a)
 Printing, 3907(a)
 Reference, 901(b), (1)

DEBATE

Addressing the House, ante

EMPLOYEES

Admission to floor, 501
 Chief clerk, this index
 Committee secretaries, 1303(d)
 Director of legislative administrative services, 4301
 Hiring, authority, 4301
 Lobbying, prohibited, 4301
 Placing materials on desks, 504
 Sergeant at arms, post

EXECUTIVE REORGANIZATION

ORDERS (Article 45)

Journal, 4104
 Printing, 3909
 Procedure, generally, 4501 to 4506
 Resolution, roll call vote, 2507(c)

FINAL ACTION (Article 27)

Advance to FA on emergency, 2311
 Amendment and debate, when, 2309, 2703
 Bills to appear,
 Numerical order, 2701
 Reported by Committee of the Whole, 1910, 2701
 Call of House available, 2508(a)
 Committee of the Whole report, effect, 1910
 Consent calendar, 107 (g), 2705
 Executive Reorganization Order, 4504
 Majority needed,
 Bills, 2706
 House resolutions and concurrent resolutions, 2707
 Order of business, 104(10)
 Reading of bills, 2702
 Stating the question, 2502

GALLERIES

Conduct in, 503
 Telephones, 503

GENERAL ORDERS (Article 15)

See, also, Committee of the Whole, this index
 Bills to appear under, 1501, 1502
 Consent calendar, bills objected to, 2705
 Reported by committees, 1501
 Withdrawn from a committee, 107 (g), 1309(b)
 House to become Committee of the Whole,
 when, 104(12), 1901
 Motion to change order, 107 (g), 1503
 Notice for consideration, 1502
 Order of bills on calendar, 1501
 Change in sequence, 107 (g), 1503

Passing over bill or resolution, 1903
 Reference of bills and resolutions back to committee, 1904
 Striking at deadline, 1507
 Striking of bills and resolutions from calendar, 1905

GERMANENESS

Appropriation bills, 2101
 Committee amendments, 1308(a)
 Rulings on, 108

GOVERNOR

Executive Reorganization Orders, 4501
 Messages, 104(3), 4104
 Print in journal, 4104
 Resolutions, Governor not to approve, 2903(b)

GUESTS

Introduction, 106
 Visitors, 503

IMPEACHMENT (Article 47)

Procedure, 4701 to 4706

JOURNAL OF THE HOUSE (Article 41)

Absences and excuses recorded, 105
 Committee of the Whole Amendments, 4108
 Committee on Rules and Journal, 1101(a)
 Committee reports to be recorded, 1308(b)
 Copies, 4107
 Entries, member's name to be shown, when, 4102
 Explanation of vote, 2505
 Preparation, 4101
 Resolutions, 3907, 3909
 Vote, when and how shown,
 Division, 2506(a)
 Roll call, 2506(b)

LOBBYISTS

Committee attendance recorded, 1303(d)
 Prohibited from floor of House, 501

MAJORITY LEADER

Vacancy, how filled, 3304(b)

MEDIA, NEWS

Admission to floor, 501
 Copies of roll call votes, 2506(a)

MESSAGES

Delivery by chief clerk, 3502
 Governor, 104(3), 4104
 Senate, 104(5)
 State officers, communications, 104(4)

MINORITY LEADER

Assistant minority leader, duties, 3304
 Vacancy, how filled, 3304(c)

MOTIONS

Adjourn, to, 1704(d), 2301, 2302, 2305

Adversely reported bills, to move, 107 (g), 1505
 Amend, to, 2104, 2301

See, also, Amendments to Bills, this index

Call of the House, ante
 Change order of a bill, 107 (g), 1503, 1903, 2305
 Commit, to, 2301(f),(g)

Debate on main question suspended, 2305
 Conference committee report, 2301(h),(i)

Consideration, 104(7)

Debate, when permitted, 1902

Debate, not permitted, 2305

Division of motion, 2309

Division of question, 2105, 2309

Introduction of, 104(6)

Motions to amend motions, not in order, 2104

Motion to lay on table, 1506

No substitute motions, 2106

Notice of, 104(6), 107 (g), 1309(b), 1503(b)

Pass over a bill, 1903

Postpone, 2301(e)

Debate on main questions suspended, 2305

Pass over a bill, 1903

Precedence of certain motions, 107 (g), 2301, 2302, 2303

Previous question, 1704(c), 1907, 2301(d), 2302, 2304

Reconsider, 107 (g), 1306, 2303

Reference back to standing committee, 1904, 2306

Rise and report, 1908

Session proforma, 107(g)

Stating the question, when, 2308, 2502

Strike enacting clause, 1902, 1909, 2508(a), 2703

Strike from calendar, 1905, 2307

Strike resolving clause, 2508(a)

Substitute motions, 2106

Table, lay on, 1506, 2301(c), 2305

Withdrawal of a bill from a committee, 1309

Written motion, when required, 2102, 2310

NOTICES

Committee meetings, 1203, 1302, 4305

Motions, 104(6), 107 (g), 1503(b)

Rules change, 3705

OPEN MEETINGS

Application of law, 4305

Impeachment, exception, 4706

Budget Committees, 1105(d)

ORDER OF BUSINESS

Call to order, 102

Daily session, 103, 104

Session proforma days, 107

Exceptions,

 Joint rule provisions, 104

 Special orders, 4302

Petitions, presentation, 104(b)

Pledge of allegiance, 103

Question of order, determination, 3302(b)
 Debate on priority not permitted, 2305
 Regular order prescribed, 104
 Unfinished business, 1506
 Visitors' introduction, 106

PETITIONS

By whom presented, 4303
 Endorsement by member, 4304
 Presentation, when, 104(b)
 Subject statement, 4304

PHOTOS

Prohibition, 505

PLEDGE OF ALLEGIANCE

Recitation, daily, 103

QUORUM (Article 3)

Absence of quorum, 303
 Committee of the Whole, 302
 Majority, requirement, 301
 Roll call to ascertain, entry in journal, 303

RECONSIDERATION

Committee action, 1306(c)
 Generally, 2308

REFERENCE OF BILLS AND RESOLUTIONS (Article 9)

Concurrent resolutions, 901(b)
 House resolutions, 901(c)
 Motion for, 2306
 Prefiled bills and resolutions, 901(d)
 Rule amendments, 3701, 3702
 Subject change by Senate, 2107
 Speaker to refer, 901

REPRIMAND (Article 49)

Procedure, 4901
 Select committee, 4902

RESOLUTIONS (Article 29)

Calendar and Printing Committee, certificates, 2904
 Executive Reorganization Orders, 4502, 4504
 Form, 2901, 2902
 Governor, not to approve, 2903(b)
 House concurrent resolutions,
 Constitutional matters, 2901(a)
 Majority for adoption, kind required, 2901
 Substitute for, 3904(b)
 House resolutions, 2902
 Introduction, 104(1),(6), 701, 702, 703, 2902
 Memorials, 3908, 4303
 Printing, Embellished parchment, when, 3908
 Reading, 703
 Referral, 901
 Resolving clause, striking, 2508(a)
 Roll call, when required, 2507(b),(c), 2902(a)
 Rules amendment, 2902

Senate concurrent resolutions, 704
 Substitute concurrent resolutions, 3904
 Written, required, 701, 2901, 3907, 3909

RULES OF THE HOUSE (Article 37)

Adoption, 3701, 3704
 Amendment, 107 (g), 3701, 3702, 3704, 3705
 Mason's Manual, 2312
 Referral, 3702
 Rules and Journal committee, 108, 1101(a), 3702
 Rulings on Germaneness, Division of Amendments, Points of Order and Procedural Motions, 108
 Suspension, See, Suspension of Rules of House, post

SENATE

Messages, order of business, 104(5)
 Procedure, 704
 Subject change of bill, 2107

SERGEANT AT ARMS

Appointment, 3505
 Arrest of violators, 3506
 Assistants, 3507
 Doorkeepers, 3507
 Duties, 3506
 Galleries, visitor control, 503, 3506
 Material placed on member desks, 504, 3506
 Order, preservation, 3506
 Removal of persons from floor, 501, 3506
 Supervision by Speaker, 3505

SESSIONS (Article 1)

Hours prohibited, 101
 Order of business, 104
 Session proforma, 107
 Prayer, 103
 Roll taking, 103
 Session proforma, 107
 Time to commence, 101

SPEAKER

Complaint against, 4902(a)
 Duties, 3302
 Absence excused, granting, 105
 Admission to floor, permits, 501
 Appoint budget committee members, 1105(b)
 Appoint house officers,
 Chief clerk, 3501
 Sergeant at arms, 3506
 Appoint member to lead pledge, 103
 Call House to order, 102
 Committee appointments, 1102, 1103, 4902
 Election, 3301
 Executive Reorganization Orders, 4505
 Guests, permission to introduce, 106
 Impeachment procedure, 4702, 4703, 4705, 4706
 Listing of certain duties, 3302
 Officers of House, filling vacancies,

- Majority Leader, 3304(b)
- Speaker pro tem, 3304(b)
- Reference of bills and resolutions, 901
- Senate bill, subject change, 2107
- Signing bills, 3502
- Supervise chief clerk, 3501
- Supervise sergeant at arms, 3505
- Vacancy in office of, 3304(a)
- Voting, when, 2504(c)
- Voting system control, 2501

SPEAKER PRO TEM

- Appointment of select committee, 4902(a)
- Duties, 3303
- Election, 3301
- Substitute, when Speaker pro tem absent, 3302(c)
- Vacancy in office of Speaker,
 - Call for meeting to fill, when, 3304(a)
 - Performance of Speaker's duties, 3303
- Vacancy in office of Speaker pro tem, 3304(b)

SPECIAL ORDER

- Executive Reorganization Orders, rule not to apply, 4302
- Requests for special order, 4302
- Rules and Journal committee, referral, 4302

SUSPENSION OF RULES

- Motion, 2311(a)
- Vote required, 2311

TELEPHONES, TELECOMMUNICATION DEVICES

- Committees, 1310
- Galleries, 503
- House chamber, 506

VACANCIES IN HOUSE OFFICES

- Duties, by whom performed, 3304

JOURNAL
OF THE
HOUSE

2019 REGULAR SESSION
JANUARY 14 THROUGH ADJOURNMENT MAY 29, 2019

SUSAN W. KANNARR, *Chief Clerk of the House*

EXPLANATION OF ABBREVIATIONS

Substantial economy of space was achieved in the text of the Journals by shortening the numerous references to bill and resolution numbers. Placing these in boldface type facilitates locating the bills readily on each page. The abbreviations used are as follows:

HB 2001	House Bill No. 2001
HCR 5001.....	House Concurrent Resolution No. 5001
HR 6001	House Resolution No. 6001
HP 2001	House Petition No. 2001
SB 1	Senate Bill No. 1
SCR 1601.....	Senate Concurrent Resolution No. 1601

EXPLANATION OF PAGE NUMBERING

The Senate and House Journals are printed in separate volumes. Paging in both Journals is consecutive and begin with page 1, continuing through the two-year biennium.

Under the section “History of Bills” HJ and SJ page numbers refer to the separate House Journal and Senate Journal volumes.

Journal of the House

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, December 3, 2018, 10:00 a.m.

In accordance with the provisions of K.S.A. 46-142, those members elected at the General Election, November 6, 2018, convened at 10:00 a.m.

The meeting was called to order by Bryan Caskey, Director of Elections, who presented the following certification.

**State of Kansas
Secretary of State**

I, KRIS W. KOBACH, Secretary of State, do hereby certify that the following persons were elected members of the House of Representatives of the State of Kansas for a two year term beginning on the second Monday of January, A.D. 2019.

District

1st Michael Houser
2nd Kenneth Collins
3rd Monica Murnan
4th Trevor Jacobs
5th Mark Samsel
6th Jene Vickrey
7th Richard J. Proehl
8th Chris Croft
9th Kent L. Thompson
10th Eileen Horn
11th Jim Kelly
12th Doug Blex
13th Larry P. Hibbard
14th Charlotte Esau
15th John Toplikar
16th Cindy Holscher
17th Tom Cox
18th Cindy Neighbor
19th Stephanie S. Clayton
20th Jan H. Kessinger
21st Jerry Stogsdill
22nd Nancy Lusk
23rd Susan Ruiz
24th Jarrod Ousley
25th Rui Xu

District

26th Adam Thomas
27th Sean E. Tarwater, Sr.
28th Kellie Warren
29th Brett Parker
30th Brandon Woodard
31st Louis E. Ruiz
32nd Pam Curtis
33rd Tom Burroughs
34th Valdenia C. Winn
35th Broderick Henderson
36th Kathy Wolfe Moore
37th Stan Frownfelter
38th Willie Dove
39th Owen Donohoe
40th David W. French
41st Jeff Pittman
42nd Jim Karleskint
43rd Bill Sutton
44th Barbara W. Ballard
45th Mike Amyx
46th Dennis "Boog" Highberger
47th Ronald B. Ellis
48th David L. Benson
49th Megan Lynn
50th Fred C. Patton

District

51st Ron Highland
 52nd Brenda S. Dietrich
 53rd Jim Gartner
 54th Ken Corbet
 55th Annie Kuether
 56th Virgil Weigel
 57th John Alcala
 58th Vic Miller
 59th Blaine Finch
 60th Mark Schreiber
 61st Francis Awerkamp
 62nd Randy Garber
 63rd John R. Eplee
 64th Susan “Suzi” L. Carlson
 65th Lonnie Clark
 66th Sydney Carlin
 67th Tom Phillips
 68th Dave Baker
 69th J.R. Claeys
 70th John E. Barker
 71st Diana Dierks
 72nd Tim Hodge
 73rd Les Mason
 74th Stephen Owens
 75th Will Carpenter
 76th Eric L. Smith
 77th Kristey S. Williams
 78th Ron Ryckman
 79th Cheryl Helmer
 80th Bill Rhiley
 81st Blake Carpenter
 82nd Jesse Burris
 83rd Henry Helgeson
 84th Gail Finney
 85th Michael Capps
 86th Jim Ward
 87th Renee Erickson

District

88th Elizabeth Bishop
 89th KC Ohaebosim
 90th Steve Huebert
 91st Emil M. Bergquist
 92nd John Carmichael
 93rd J.C. Moore
 94th Leo G. Delperdang
 95th Tom Sawyer
 96th Brandon J. Whipple
 97th Nick J. Hoheisel
 98th Ron Howard
 99th Susan Humphries
 100th Daniel Hawkins
 101st Joe Seiwert
 102nd Jason Probst
 103rd Ponka-We Victors
 104th Paul Waggoner
 105th Brenda K. Landwehr
 106th Bill Pannbacker
 107th Susan L. Concannon
 108th Steven Johnson
 109th Troy L. Waymaster
 110th Ken Rahjes
 111th Barbara K. Wasinger
 112th Tory Marie Arnberger
 113th Greg Lewis
 114th Jack Thimesch
 115th Boyd Orr
 116th Kyle D. Hoffman
 117th Leonard A. Mastroni
 118th Don Hineman
 119th Bradley Ralph
 120th Adam Smith
 121st John Resman
 122nd J. Russell "Russ" Jennings
 123rd John P. Wheeler, Jr.
 124th Martin “Marty” Long
 125th Shannon Francis

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused to be affixed my official seal this 3rd day of December, A.D. 2018.

KRIS W. KOBACH
Secretary of State
 Eric Rucker
Assistant Secretary of State

122 members-elect were present.

Assistant Secretary of State Bryan Caskey appointed Member-Elect Barker to serve as temporary chairperson.

Mr. Barker announced the meeting would recess until the sound of the gavel for the respective party caucuses.

Mr. Barker called the meeting to order pursuant to recess.

Majority Party Caucus Chairperson Susan Humphries submitted the following report:

The members-elect of the majority party of the House of Representatives have met and caucused as required by K.S.A. 46-142, and:

(a) Nominate as their candidate for the following offices for the next ensuing biennium:

- (1) Speaker of the House of Representatives, Ron Ryckman
- (2) Speaker Pro Tem of the House of Representatives, Blaine Finch

(b) Select the following caucus or party officers:

- (1) Majority Leader, Dan Hawkins
- (2) Assistant Majority Leader, Les Mason
- (3) Majority Whip, Blake Carpenter
- (4) Caucus Chairperson, Susan Humphries

Minority Party Caucus Chairperson Barbara Ballard submitted the following report:

The members-elect of the minority party of the House of Representatives have met and caucused as required by K.S.A. 46-142, and have selected the following caucus or party officers.

- (a) Minority Leader, Tom Sawyer
- (b) Assistant Minority Leader, Valdenia Winn
- (c) Minority Whip, Jim Gartner
- (d) Agenda Chairperson, Brett Parker
- (e) Caucus Chairperson, Barbara Ballard
- (f) Policy Chairperson, Eileen Horn

On motion of Member-Elect Hawkins the caucus reports were received and ordered entered into the Journal.

Mr. Barker declared the House adjourned until 2:00 p.m., Monday, January 14, 2019.

Journal of the House

FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 14, 2019, 2:00 p.m.

This being the day fixed by the Constitution of the State of Kansas for the assembling of the 2019 session of the legislature, the House of Representatives was called to order at 2:00 p.m. by Scott Schwab, Secretary of State.

Prayer by guest chaplain, Kent A. Pedersen, Lead Pastor, First Nazarene Church, Hutchinson and guest of Speaker-elect Ryckman:

Heavenly Father, Thank you for a new year that reminds us of the hope of a new beginning for this 2019 legislative body. Though the 2019 legislature is made up of many members we pray they will work together as one unified body!

We pray for unity, not uniformity. We know Father that you made us all uniquely different and we each think differently, but give your servants wisdom to iron out their differences for the good of the citizens of this great state!

The wisdom of Proverbs says that You 'oppose the proud, but gives grace to the humble' so we pray that humility and grace would win the day. We pray that our need for relationships would be more important than our need to be right! The Psalmist reminds us that 'righteousness exalts a nation, but sin condemns any people' so help your servants to make decisions that are right for the people they serve and pleasing to the God they love!

Finally Father, Your wisdom instructs us that the 'fear of the Lord is the beginning of wisdom.' Give your servants wisdom to lead this great state of Kansas. Give divine wisdom to our elected leaders, Governor Laura Kelly, Speaker Ron Ryckman, Jr., President Susan Wagle, and our honorable senators and representatives as they work together to make Kansas a more peaceful and prosperous place for every citizen to live! In Jesus Name I pray. Amen.

The Pledge of Allegiance was led by Representative-elect Hoffman.

Secretary of State Scott Schwab announced the appointment of Susan Kannarr as temporary Chief Clerk of the House.

**State of Kansas
Office of
Secretary of State**

I, KRIS KOBACH, Secretary of State, do hereby certify that the following persons were elected members of the House of Representatives of the State of Kansas for a two-year term beginning on the second Monday of January, A.D. 2019.

IN TESTIMONY WHEREOF, I hereto set my hand and cause to be affixed my official seal. Done at the city of Topeka this 30th day of November, A.D. 2018.

KRIS KOBACH
Secretary of State

Members of the House of Representatives were then called in blocks of ten, came forward, took and subscribed, or affirmed, to their respective oaths of office, administered to them by Chief Justice Lawton R. Nuss, Kansas Supreme Court, as follows:

State of Kansas, County of Shawnee,ss:

We and each of us, do solemnly swear or affirm, that we will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Representative of the State of Kansas, so help me God.

District		<i>District</i>	
1 st	Michael Houser	26 th	Adam Thomas
2 nd	Kenneth Collins	27 th	Sean E. Tarwater, Sr.
3 rd	Monica Murnan	28 th	Kellie Warren
4 th	Trevor Jacobs	29 th	Brett Parker
5 th	Mark Samsel	30 th	Brandon Woodard
6 th	Jene Vickrey	31 st	Louis E. Ruiz
7 th	Richard J. Proehl	32 nd	Pam Curtis
8 th	Chris Croft	33 rd	Tom Burroughs
9 th	Kent L. Thompson	34 th	Valdenia C. Winn
10 th	Eileen Horn	35 th	Broderick Henderson
11 th	Jim Kelly	36 th	Kathy Wolfe Moore
12 th	Doug Blex	37 th	Stan Frownfelter
13 th	Larry P. Hibbard	38 th	Willie Dove
14 th	Charlotte Esau	39 th	Owen Donohoe
15 th	John Toplikar	40 th	David W. French
16 th	Cindy Holscher	41 st	Jeff Pittman
17 th	Tom Cox	42 nd	Jim Karleskint
18 th	Cindy Neighbor	43 rd	Bill Sutton
19 th	Stephanie S. Clayton	44 th	Barbara W. Ballard
20 th	Jan H. Kessinger	45 th	Mike Amyx
21 st	Jerry Stogsdill	46 th	Dennis "Boog" Highberger
22 nd	Nancy Lusk	47 th	Ronald B. Ellis
23 rd	Susan Ruiz	48 th	David L. Benson
24 th	Jarrod Ousley	49 th	Megan Lynn
25 th	Rui Xu	50 th	Fred C. Patton

District

51st Ron Highland
 52nd Brenda S. Dietrich
 53rd Jim Gartner
 54th Ken Corbet
 55th Annie Kuether
 56th Virgil Weigel
 57th John Alcala
 58th Vic Miller
 59th Blaine Finch
 60th Mark Schreiber
 61st Francis Awerkamp
 62nd Randy Garber
 63rd John R. Eplee
 64th Susan "Suzi" L. Carlson
 65th Lonnie Clark
 66th Sydney Carlin
 67th Tom Phillips
 68th Dave Baker
 69th J.R. Claeys
 70th John E. Barker
 71st Diana Dierks
 72nd Tim Hodge
 73rd Les Mason
 74th Stephen Owens
 75th Will Carpenter
 76th Eric L. Smith
 77th Kristey S. Williams
 78th Ron Ryckman
 79th Cheryl Helmer
 80th Bill Rhiley
 81st Blake Carpenter
 82nd Jesse Burris
 83rd Henry Helgerson
 84th Gail Finney
 85th Michael Capps
 86th Jim Ward
 87th Renee Erickson

District

88th Elizabeth Bishop
 89th KC Ohaebosim
 90th Steve Huebert
 91st Emil M. Bergquist
 92nd John Carmichael
 93rd J.C. Moore
 94th Leo G. Delperdang
 95th Tom Sawyer
 96th Brandon J. Whipple
 97th Nick J. Hoheisel
 98th Ron Howard
 99th Susan Humphries
 100th Daniel Hawkins
 101st Joe Seiwert
 102nd Jason Probst
 103rd Ponka-We Victors
 104th Paul Waggoner
 105th Brenda K. Landwehr
 106th Bill Pannbacker
 107th Susan L. Concannon
 108th Steven Johnson
 109th Troy L. Waymaster
 110th Ken Rahjes
 111th Barbara K. Wasinger
 112th Tory Marie Arnberger
 114th Jack Thimesch
 115th Boyd Orr
 116th Kyle D. Hoffman
 117th Leonard A. Mastroni
 118th Don Hineman
 119th Bradley Ralph
 120th Adam Smith
 121st John Resman
 122nd J. Russell "Russ" Jennings
 123rd John P. Wheeler, Jr.
 124th Martin "Marty" Long
 125th Shannon Francis

Representative Vic Miller, District 58, resigned effective immediately after taking the oath of office.

OATH OF OFFICE

Representative-elect Freda Warfield, of the 58th district, came forward, took and subscribed, or affirmed her oath of office, administered to her by Chief Justice Lawton Nuss, as follows:

State of Kansas, County of Shawnee,ss:

I do solemnly swear or affirm, that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Representative of the State of Kansas, so help me God.

LAWTON R. NUSS
Chief Justice of the Supreme Court
January 14, 2019

OATH OF OFFICE

Representative-elect Greg Lewis, of the 113th district, took and subscribed, or affirmed his oath of office, administered to him by District Magistrate Judge Timarie Walters.

State of Kansas, County of Stafford,ss:

I do solemnly swear or affirm, that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Representative of the State of Kansas, so help me God.

TIMARIE WALTERS
Stafford County
District Magistrate Judge
January 14, 2019

Nominations being in order for speaker, Rep. Humphries nominated Rep. Ron Ryckman for Speaker of the House. There being no further nominations, Rep. Sawyer moved the nominations be closed, and that the temporary clerk be instructed to cast a unanimous ballot for Rep. Ryckman as Speaker of the House of Representatives. The motion prevailed.

Secretary of State Scott Schwab requested Rep. Ryckman to approach the well for the oath of office.

Speaker-elect Ryckman subscribed to the following oath of office, which was administered by Chief Justice Nuss.

State of Kansas, County of Shawnee,ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker of the House of Representatives, so help me God. Subscribed and sworn to before me this 14th day of January, 2019.

LAWTON R. NUSS
Chief Justice of the Supreme Court

Speaker Ryckman addressed the following remarks to the members of the House:

Thank you, Mr. Chief Justice. I express my gratitude and appreciation to you ... to my family who is up in the gallery today ... to your families who - like mine - make many sacrifices so that we may serve a greater good ... and to you, my fellow representatives here in the people's House.

You've heard this before - "The opportunist thinks of today. The statesman thinks of tomorrow." We pass by that sentiment every day as we enter this building. President Eisenhower's words are etched in the Visitor Center wall as a permanent reminder to us - and to those who will sit in these seats long after we are gone - that we have an incredible responsibility to think beyond what is politically expedient beyond what works for the short-term.

We must instead be disciplined enough to form long-term solutions that will make our Great State stable, safe and successful for generations to come. As we embark on this journey together, I urge you to take the long-view. We each come here with a different set of priorities and different ideas on how to address those priorities, but our goal is the same - to ensure Kansas is stable, safe and successful for our children and our grandchildren.

At its core, that includes:

- A STABLE budget & tax policy that doesn't overspend Kansas into a fiscal crisis.
- SAFE havens for our most vulnerable.
- And, SUCCESSFUL communities across our state where families and local business owners - whether they live in Mission or in Meade - have the opportunity to thrive. We've achieved great things together. The varied life experiences, education, and career backgrounds that we collectively bring to this process give me confidence that we can achieve even more great things together.

Kansans are well represented in this body.

- Voters elected more women to the House this year than they did four and six years ago, followed by an increasing number of women stepping into committee leadership roles.
- Half of this year's leadership team hails from rural communities, bringing a critical perspective as we work to balance the state's commitment to both our rural and urban areas.

And, with 27 new legislators joining us this year, we continue to strike a solid balance for policymaking. Tremendous collaboration can come from blending the institutional knowledge of our veteran legislators with the infusion of new ideas that our incoming freshmen legislators will bring.

But, achieving our shared goals requires us to think of tomorrow, not just today ... to put statesmanship ahead of opportunism. As we embark on this new session

- Challenge what you're told.
- Ask the difficult questions.
- Do your homework.
- Listen to what the other side is saying.
- Come to work with an open mind and fresh ideas, rather than a list of non-negotiables.
- Realize that the best solution may not happen overnight.
- And, appreciate that while none of us will get everything we want, we will all add something to the final product for the good of our state and the communities we serve.

Each of us will leave a legacy from our tenure in the Legislature. Let's make our legacy one of statesmanship ... like Ike aspired to do. Together, let's choose the path that will ensure a stable, safe and successful Kansas – not just for one year ... not just for five years ... but for an entire generation and generations to come.

I am honored to work alongside you, and I am privileged to serve as your Speaker of the House. God bless you. God bless your families. And God bless the Great State of Kansas.

Speaker Ryckman was presented the gavel by Secretary of State Scott Schwab and assumed the chair.

Speaker Ryckman announced the appointment of Susan Kannarr as Chief Clerk; Foster Chisholm as Sergeant-at-Arms and Eunice Brubaker as House Chaplain of the House of Representatives.

Nominations being in order for Speaker pro tem, Rep. Humphries nominated Rep. Blaine Finch for Speaker pro tem of the House. There being no further nominations, Rep. Sawyer moved the nominations be closed, and that the clerk be instructed to cast a unanimous ballot for Rep. Finch as Speaker pro tem of the House of Representatives. The motion prevailed.

Speaker Ryckman requested Rep. Finch to approach the well for the oath of office.

Speaker pro tem-elect Finch subscribed to the following oath of office, which was administered by Chief Justice Nuss.

State of Kansas, County of Shawnee,ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker of the House of Representatives, so help me God. Subscribed and sworn to before me this 14th day of January, 2019.

LAWTON R. NUSS

Chief Justice of the Supreme Court

Speaker pro tem Finch addressed the following remarks to the members of the House:

Mr. Speaker. Chief Justice. Members of the Kansas House, friends and family in the gallery today.

With great humility and honor, I accept the position of Speaker pro tem of the Kansas House of Representatives and stand ready to get to work **with and for you**.

I have thought a great deal about what I want to share with you today and I think it comes down to three things. My three wishes for you as representatives and for us as a House.

My first wish is that you will always know who you are and be able to choose your own path. There will be no end of voices telling you what they think you should do. People who helped you campaign, wrote you checks, or voted for you. And that's before you get to lobbyists, special interests, state agencies, the other two branches of government and your colleagues here and in the Senate. (Pro tip: listen to them the least)

But in the end, it is only you who must face your image in the mirror each morning and lay your head down to sleep at night, and spend those quiet moments alone, in contemplation of the choices you've made and who you really are. I wish that you find peace in those moments because you have chosen your own path, listened to your own voice and let your decisions be guided by wisdom, integrity and fidelity to the long-term best interests of the people you serve.

Second, I hope that you will choose kindness and civility. In public life you will be barraged daily with negativity. Snark and sarcasm replace sincerity and trolls lurk ready to tear down those who make a mistake, misspeak, or whose efforts aren't completely successful. But as Teddy Roosevelt said, it is not the critic who counts.

You will make mistakes here, you will err, you will from time to time find yourself on the losing end of a just cause. I wish that you will find a friendly face, a ready hand up and a kind word from your colleagues when you do. May you also be the giver of those things when those around you need them, as they certainly will.

May we all pay heed to the better angels of our nature...may we be possessed of a forgiving spirit...and may we all seek first to understand before we seek to be understood. And if we do that our example will stand as a rock of **respect** and a beacon of **decency** shining against the rising tide of **incivility** to light the way for those who follow us.

My final wish for you is that together we will **define success** in a lasting way. For me that means leaving it a little better than we found it. One of my favorite cartoons features a couple of dogs sitting at a bar and one says to the other "It's not enough that we succeed, cats must also fail." There are some here who define success that way, by making the other fail. Others by who raises the most money, gets the most headlines, goes to the most dinners, or comes closest to checking all the boxes on some special interest group's endorsement list.

My wish is that we would choose a different definition of success. A shared goal of a stronger, better, more prosperous Kansas. A state that is growing, with its people happy, successful and free to pursue their dreams, and free from want. While good people can disagree on the specific path to get there, we would do well to cultivate a mutual desire to achieve this **above all else** and be willing to work together to find our success in leaving it a little better than we found it.

I close today in the spirit of statesmanship, in the spirit of names like Dole, Kassebaum, Eisenhower and Ross. May we go forward together, **standing on a shared commitment to strive** to do our best and be our best each day. **Bound in union** to meet every challenge before us, and **secure in the notion** that the best days of our beloved Kansas lie ahead and not in the past. May divine providence favor our efforts so that future generations of Kansans will look back on this time and place, this House, the people's house and say "**there...** were statesmen." May God bless each and every one of you and the people you serve, and may God bless the great state of Kansas. Thank you.

Speaker Ryckman asked for announcements from party caucuses:

Rep. Humphries stated the majority (Republican) party had met and elected the following:

- Majority Leader, Representative Daniel Hawkins
- Assistant Majority Leader, Representative Les Mason
- Majority Whip, Representative Blake Carpenter
- Caucus Chairperson, Representative Susan Humphries

Rep. Hawkins addressed the following remarks to the members of the House:

Thank you, Mr. Speaker, and thank you, colleagues.

As we begin the 2019 legislative session, I want to take a moment to welcome the newest members of the body. Thank you for your service and willingness to step forward.

I've seen and heard first-hand the work many of you have done just to sit in this chamber today.

Every member of this body has made some level of sacrifice to serve. Regardless of where you stand on the issues or which side of the aisle your seat is on, you are here out of dedication to a cause bigger than yourself. A special thank you goes out to your family. Their sacrifice may be even larger than yours. Without their support it would be difficult to be here and do the peoples work.

I'm serving beside you today because it is my duty to protect the state I know and love. The state my wife and daughters call home. The state of Kansas. I must thank my wife Diane, who has made it possible for me to be here with you today. Without the constant help from Diane, Hannah and Hayley my service to this state would be difficult. They keep the home and business going while I serve with each of you.

I didn't run to represent the 100th District or step forward to serve as your Majority Leader because it's easy for me to leave my family and my business. I didn't even do it because I enjoy spending months in Topeka debating complex issues.

I decided to serve because I know from personal experience that building a business, raising a family, and preparing for the future are hard enough when government is out of the way. Tens-of-thousands of working Kansans are fighting for a better future, and it's my duty to stand up for them.

As some of you know, my sense of duty was developed in the Kansas Army National Guard. Public service is my opportunity to carry that forward.

Kansas has been very good to me.

I married my college sweetheart 34 years ago, raised two daughters, and built a business in Wichita. I've worked to protect their future their entire lives. I now have an even greater sense of purpose in protecting this great State. I found out this past Christmas that I'm going to be a grandfather. Hannah gave me a present. I unwrapped it to find a wall hanging that said GRANDPARENTS 2019. The greatest Christmas present one could ask for. Thank you Hannah.

From learning a work-ethic and rural values on my grandpa's dairy farm in Harper County, to owning my own business and serving with you today as your Majority Leader, this Kansas boy has had one heck of a ride.

I want every Kansas kid out there, dreaming big dreams, to have the same opportunities I did.

You and I have an obligation to preserve the same Kansas values I learned as a kid on my grandpa's dairy farm. We have a duty to work together to make this state better. To provide a hand up, not simply a hand out. To allow people who want to better themselves the opportunity to do exactly that.

We have 90 days to figure policy and budget issues out, but for any of the bills we work this session to mean anything, you and I have to get our priorities right starting today. Thank you again for the honor of being your majority leader.

Rep. Ballard stated the minority (Democrat) party had caucused and elected the following officers:

- Minority Leader, Representative Tom Sawyer
- Assistant Minority Leader, Representative Valdenia Winn
- Minority Whip, Representative Jim Gartner
- Agenda Chairperson, Representative Brett Parker
- Caucus Chairperson, Representative Barbara Ballard
- Policy Chairperson, Representative Eileen Horn

Rep. Sawyer addressed the following remarks to the members of the House:

Thank you, Mr. Speaker. I'd like to thank you all for your sacrifice to serve our state. I'd also like to congratulate you all on winning your elections, and welcome to the 27 newest members of the House. It's a sign that the people of your district trust you to send you here on their behalf.

We have a lot of work to do, and we are on a journey – that's what this is. We're on Day 1 of our 90 day journey. We're ready to work together to govern. We have great opportunities ahead of us to do good things and help the people of Kansas. As the Leader of the Minority party, I know everyone in this room shares a goal – we all want to make Kansas more prosperous.

We have to work together to properly fund our schools, to provide healthcare to more Kansans, to take care of foster children and fix DCF, to provide needed services to our seniors, to work on our state's infrastructure, roads and bridges, we need to work on prison reform, and we need to work together on tax fairness. Kansas has one of the highest sales tax rates in the nation. There are a lot of issues we as a legislature need to deal with, and we are here to help solve those issues and find solutions.

90 days goes by quickly, and here we are at Day 1. We know what we need to do, and we will work together to accomplish the best things for the people of Kansas.

The roll was called with 124 members present.
Representative Lewis was excused on verified illness.

COMMUNICATIONS FROM STATE OFFICERS

Dear Mr. Speaker:

This letter is to advise you that the Office of Chief Clerk has received the following communications during the interim since adjournment of the 2018 Regular Session of the Legislature:

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 50-628, the 2017 annual report of the Consumer Protection & Antitrust Division.

From Nancy J. Strouse, Executive Director, Kansas Judicial Council, the budget request for fiscal years 2019, 2020 and 2021.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 22s-243, the 2018 annual report of the Kansas State Child Death Review Board.

From the Division of Learning Services, Kansas State Department of Education, pursuant to K.S.A Secs. 72-6141-6145, information relating to School Safety and Security.

From the Johnson County Education Research Authority, the Financial Statements for year ended June 30, 2018 and Independent Auditor's Report.

From the Kansas Juvenile Justice Oversight Committee, the 2018 Kansas Juvenile Justice Oversight Committee Annual Report.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 75-7c16(b), the annual report pertaining to concealed carry licensure.

From Scott W. Miller, Director of Investments, Pooled Money Investment Board, the Annual Report for Fiscal Year 2018.

From the Office of Governor Jeff Colyer, M.D.:

Executive Directive No. 18-486, Authorizing Personnel Transactions.

Executive Directive No. 18-487, Authorizing Personnel Transactions.

Executive Directive No. 18-488, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-489, Authorizing Personnel Transactions.

Executive Directive No. 18-490. Authorizing the Transfer of Funds between State General Fund Budget Units.

Executive Directive No. 18-491, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-492, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-493, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-494, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-495, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-496, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-497, Authorizing Expenditure of Federal Funds.

Executive Directive No. 18-498, Authorizing Expenditure of Federal Funds.

Executive Order No. 18-13, regarding Transparency Regarding Licensing and Certification. Requirements.

Executive Order No. 18-14, establishing the Kansas Alzheimer's Disease Working Group.

Executive Order No. 18-15, providing Conditional and Temporary Relief from Motor Carrier Rules and Regulations following the Greenwood County tornado.

Executive Order No. 18-16, a Drought Declaration Update.

Executive Order No. 18-17, a Drought Declaration Update.

Executive Order No. 18-18, a Drought Declaration Update.
 Executive Order No. 18-19, Paid Parental Leave for Parents.
 Executive Order No. 18-20, a Day of Mourning for President George H. W. Bush.
 Executive Order No. 19-01, Rescinding Drought Declaration

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hawkins, **HR 6001**, by Reps. Ryckman, Hawkins and Sawyer, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6001**—

A RESOLUTION organization of the House of Representatives, 2019 Session.

Be it resolved by the House of Representatives of the State of Kansas: That the Chief Clerk of the House of Representatives notify the Senate that the House is organized with the following officers:

Ron Ryckman, speaker,
 Blaine Finch, speaker pro tem,
 Dan Hawkins, majority leader,
 Tom Sawyer, minority leader,
 Susan Kannarr, chief clerk,
 Foster Chisholm, sergeant at arms,
 and awaits the pleasure of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hawkins, **HR 6002**, by Reps. Ryckman, Hawkins and Sawyer, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6002**—

A RESOLUTION relating to assignment of seats in the House of Representatives, 2019 session.

Be it resolved by the House of Representatives of the State of Kansas: That the speaker be assigned seat No. 2; the speaker pro tem be assigned seat No. 1; the majority leader be assigned seat No. 3; the minority leader be assigned seat No. 4; and the remaining members of the house be assigned the following seats: Alcala 53, Amyx 88, Arnberger 45, Averkamp 121, Baker 84, Ballard 30, Barker 10, Benson 75, Bergquist 101, Bishop 57, Blex 85, Burriss 94, Burroughs 33, Capps 93, Carlin 31, Carlson 20, Carmichael 56, Carpenter, B. 39, Carpenter, W. 67, Claeys 124, Clark 81, Clayton 72, Collins 98, Concannon 21, Corbet 125, Cox 99, Croft 104, Curtis 16, Delperdang 27, Dierks 96, Dietrich 78, Donohoe 105, Dove 62, Ellis 83, Eplee 80, Erickson 22, Esau 79, Finney 52, Francis 23, French 123, Frownfelter 13, Garber 91, Gartner 50, Helgeron 54, Helmer 61, Henderson 55, Hibbard 111, Highberger 36, Highland 12, Hineman 24, Hodge 34, Hoffman 113, Hoheisel 41, Holscher 28, Horn 14, Houser 112, Howard 118, Huebert 119, Humphries 63, Jacobs 107, Jennings 47, Johnson 9, Karleskint 106, Kelly 60, Kessinger 102, Kuether 51, Landwehr 77, Lewis 108, Long 116, Lusk 29, Lynn 44, Mason 42, Mastroni 103, Miller 89, Moore 92, Murnan 74, Neighbor 48, Ohaebosim 58, Orr 122, Ousley 35, Owens 26, Pannbacker 100, Parker 15, Patton 37,

Phillips 66, Pittman 68, Probst 49, Proehl 59, Rahjes 40, Ralph 38, Resman 97, Rhiley 90, Ruiz, L. 18, Ruiz, S. 69, Samsel 43, Schreiber 110, Seiwert 115, Smith, A. 11, Smith, E. 120, Stogsdill 73, Sutton 82, Tarwater 19, Thimesch 114, Thomas 46, Thompson 86, Toplikar 95, Vickrey 8, Victors 17, Waggoner 109, Ward 76, Warren 65, Wasinger 64, Waymaster 7, Weigel 87, Wheeler 117, Whipple 32, Williams 25, Winn 5, Wolfe Moore 6, Woodard 71, Xu 70. Freda Warfield will be assigned to seat No. 89 after being sworn in as the appointed replacement for district 58 being vacated by Representative Miller.

The first three seats north of the center aisle in the last row are reserved for the sergeants at arms.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hawkins, **HR 6003**, by Reps. Ryckman, Hawkins and Sawyer, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. HR 6003—

A RESOLUTION relating to the temporary rules of the House of Representatives for the 2019-2020 biennium.

Be it resolved by the House of Representatives of the State of Kansas: That except as otherwise hereinafter provided, the rules of the House of Representatives for the 2017-2018 biennium in effect at the time of adjournment sine die of the 2018 regular session of the legislature shall constitute the temporary rules of the House of Representatives for the 2019 regular session until permanent rules are adopted.

Be it further resolved: That Rule 1101 of the 2017-2018 biennium shall be amended to read as follows and shall constitute a temporary rule of the House until a permanent rule is adopted:

Rule 1101. Standing Committees; Names and Members. (a) The standing committees of the House shall be the following and have the number of members indicated for each:

1. Agriculture.....	23
2. Appropriations.....	23
3. Children and Seniors.....	13
4. Calendar and Printing.....	6
5. Commerce, Labor and Economic Development	17
6. Corrections and Juvenile Justice	13
7. Education	17
8. Elections.....	13
9. Energy, Utilities and Telecommunications.....	17
10. Federal and State Affairs.....	23
11. Financial Institutions and Pensions	17
12. Government, Technology and Security.....	13
13-Health and Human Services.....	17
14-13. Insurance	17
15-14. Interstate Cooperation	7
16-15. Judiciary.....	23
17-16. Local Government.....	13
18-17. Rules and Journal	7

18. *Rural Revitalization*17
 19. Taxation 23
 20. Transportation..... 17
 21. Veterans and Military..... 13
 22. ~~Water and Environment.....17~~

(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on agriculture and natural resources for purposes of references in the following Kansas statutes: K.S.A. 2016 Supp. 2-3805 and 76-4,112. The house standing committee on energy, utilities and telecommunications shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statute: K.S.A. 2016 Supp. 66-1285 and shall constitute the successor committee to the house standing committee on utilities and communications for purposes of references in statutory and other documents. The house standing committee on financial institutions and pensions shall constitute the successor committee to the house standing committee on financial institutions and the house standing committee on pensions and benefits for purposes of references in statutory or other documents. The house standing committee on government, technology and security shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on veterans and military shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in statutory or other documents except for references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on water and environment shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statutory documents: 65-3407c. *The house commit-*

tee on general government budget shall constitute the successor committee to the house standing committee on government technology and security for purposes of references in the following statutes: K.S.A. 74-2012 and K.S.A. 2018 Supp. 75-5156 and 75-5158. The house standing committee on energy, utilities and telecommunications shall constitute the successor committee to the house standing committee on water and environment for purposes of references in statutory and other documents and in K.S.A. 65-3407c.

Be it further resolved: That Rule 1105 of the 2017-2018 biennium shall be amended to read as follows and shall constitute a temporary rule of the House until a permanent rule is adopted:

Rule 1105. Budget Committees. (a) There is hereby created the following budget committees of the committee on appropriations, which shall have the number of members indicated for each:

- 1. Agriculture and natural resources budget-committee 9
- 2. General government budget-committee 9
- 3. Higher education budget-committee9
- 4. K-12 education budget-committee17
- 5. Legislative budget-committee 8
- 6. Social services budget-committee 9
- 7. Transportation and public safety budget-committee 9

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall appoint the members, chairpersons and vice-chairpersons of the budget committees. The Speaker may remove or replace any such chairperson, vice-chairperson or member at any time.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations regarding matters referred to the budget committee by the committee on appropriations. A budget committee is authorized to introduce bills or resolutions within the subject matter of the budget committee. Except as otherwise provided in this rule, budget committees shall be deemed to be standing committees under the rules of the House of Representatives. Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a et seq., and amendments thereto.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6004**—

By Representatives Ryckman, Hawkins and Sawyer

A RESOLUTION adopting permanent rules of the House of Representatives for the 2019-2020 biennium.

Be it resolved by the House of Representatives of the State of Kansas: The following rules shall be the permanent rules of the House of Representatives for the 2019-2020 biennium.

**RULES OF THE HOUSE OF REPRESENTATIVES
2019-2020**

ARTICLE 1. HOUSE SESSIONS; GENERAL OPERATION

Rule 101. Time of Meeting. The hour of meeting on the first day of each regular session shall be at 2:00 p.m., and on other days, shall be the hour set at adjournment on the

previous legislative day except that if no hour of meeting is set at adjournment on the previous legislative day, the hour of meeting shall be 11:00 a.m. No hour of meeting on any day of the session shall be set prior to 8:00 a.m., and no meeting on any day of the session may continue after 12 midnight, except when a question is under consideration, the meeting may continue until the question is disposed. No meeting may take place between the hours of 12 midnight and 8:00 a.m. on any day of the session.

Rule 102. Speaker Taking Chair. The Speaker shall take the chair each day, at the hour to which the House has adjourned. The Speaker shall call the House to order and proceed to business in accordance with the Rules of the House.

Rule 103. First Business. The first business each legislative day shall be the taking of the roll, the taking of roll shall be followed by prayer and the prayer shall be followed by the recitation of the pledge of allegiance to the flag of the United States of America led by a member designated by the Speaker.

Rule 104. Order of Business. (a) The regular order of business each legislative day, except on days and at times set apart for the consideration of special orders and except as provided by the joint rules of the House and Senate, shall be as follows:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Reports of select committees.
- (3) Receipt of messages from the Governor.
- (4) Communications from state officers.
- (5) Messages from the Senate.
- (6) Introduction and notice of original motions and house resolutions.
- (7) Consideration of motions and house resolutions offered on a previous day.
- (8) The unfinished business before the House at the time of adjournment on the previous day.
- (9) Consent calendar.
- (10) Final Action on bills and concurrent resolutions.
- (11) Bills under consideration to concur and nonconcur.
- (12) General Orders.
- (13) Reports of standing committees.

(b) The presentation of petitions shall be a special order of business on Friday of each week immediately preceding the regular order of business.

Rule 105. Members Excused from Attendance. Members may be excused from attendance on any legislative day by the Speaker for the following reasons and such reasons shall be shown in the Journal: (1) Verified illness; (2) legislative business; and (3) excused absence by the Speaker.

Rule 106. Introduction of Guests. Except when permission has been given by the Speaker before taking the chair, no guests in the gallery shall be introduced to the House.

Rule 107. Session Proforma. (a) The House of Representatives may meet from time to time for the sole purpose of processing routine business of the House of Representatives. These sessions shall be known as Session Proforma.

(b) Time of Meeting. Session Proforma shall be announced at least one legislative day in advance with the hour for meeting Proforma set on the previous legislative day.

(c) Order of Business. The only orders of business that may be considered during Session Proforma are:

- (1) Introduction and reference of bills and concurrent resolutions.

- (2) Receipts of messages from the Governor.
- (3) Communications from State Officers.
- (4) Messages from the Senate.
- (5) Reports of Standing Committees.
- (6) Presentation of Petitions.
- (d) Motions. No motion shall be in order other than the motion to adjourn.
- (e) Objections. Any objection by any member shall require the Session Proforma to adjourn to the next day, Saturday and Sunday excluded, at 11:00 a.m.
- (f) Quorum and Roll. There shall be no requirement for a quorum or taking of the roll. No demand for a roll call for a quorum shall be in order.
- (g) Effect on Certain Rules. If a legislative day referred to in Rule 1309, 1503, 1505, 2303, 2705 or 3705 occurs on a legislative day which is also the day on which a Session Proforma is held, the term "legislative day" as used in such rule means the next legislative day subsequent to the legislative day on which the Session Proforma is held.

Rule 108. Rulings on Germaneness, Division of Amendments, Points of Order and Procedural Motions. Any member, upon recognition by the presiding officer, may request a ruling upon the germaneness of any amendment to a bill or resolution, the division of an amendment to a bill or resolution, a point of order or a procedural motion. Any such ruling shall be made by the chairperson of the House Committee on Rules and Journal, or in the absence of the chairperson the vice chairperson of the Committee. At the time of making such ruling, the chairperson, or vice chairperson, shall state the reasons or basis for such ruling. Appeals from rulings of the chairperson, or vice chairperson, may be taken upon the motion of any member. Such appeals shall be in order at the time of the making of the ruling and shall take precedence over any question pending at the time the chairperson, or vice chairperson, makes such ruling.

Appeals from rulings on questions of germaneness of an amendment shall be debatable only by the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Appeals from rulings on requests for division of an amendment shall be debatable only by the member requesting division of the motion to amend, the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Appeals from rulings on a point of order or procedural motion shall be debatable only by the member raising the point of order or making the procedural motion which is the subject of the ruling, the member appealing the ruling, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Each member may speak no more than two minutes. Debate shall be limited to the question of the ruling of the chairperson, or vice chairperson, and, in the case of division of an amendment, shall be limited as provided in Rule 2105.

At the conclusion of debate the presiding officer shall inquire: "Shall the chairperson's (or vice chairperson's) ruling be sustained?"

ARTICLE 3. QUORUM

Rule 301. Quorum, What Constitutes. A majority of all members then elected (or appointed) and qualified shall constitute a quorum. In the absence of a quorum no busi-

ness shall be transacted by the House, except as provided in Rule 107, 302 and 303 or to recess or adjourn.

Rule 302. Absence of Quorum. In the absence of a quorum during any session of the House, the members present may do what is necessary to attain a quorum. In the absence of a quorum while in the committee of the whole, the committee shall rise and report. Reprimand, censure or expulsion may be imposed as provided by Article 49 when there is found to be no sufficient excuse for absence of a member.

Rule 303. Roll Call to Determine Quorum. A roll call shall be taken to determine the existence of a quorum on demand of any member. The result of each roll call to ascertain a quorum shall be recorded in the Journal by statement of the total number present, naming only the absentees.

ARTICLE 5. CONDUCT IN THE HOUSE CHAMBER

Rule 501. Admission to Floor. (a) During daily sessions, from the time of convening until adjournment to the following legislative day, only the following classes of persons shall be admitted to the floor of the House, the cloakrooms to the east of the house chamber and the hallway at the west of the house chamber: (1) Members of the Legislature; (2) officers and employees of the legislative branch who are properly identified; (3) persons having permits from the Speaker.

(b) No person who is an officer or employee of the executive or judicial branch of Kansas government or an employee of the federal government shall be admitted to the area of the chamber on which legislators' desks are located during the time the House of Representatives is in session, except as provided by resolution, nor shall any such person be on the floor of the House chamber during a call of the House. No person, other than a member, shall lean on the railings on the floor of the House chamber next to the area of the chamber on which legislators' desks are located during any time the House is on final action.

(c) No person registered with the Secretary of State as a lobbyist shall be on the floor of the House chamber 15 minutes before the time of convening the daily session until 15 minutes after adjournment to the following legislative day.

(d) The sergeant at arms shall remove all persons from the floor, except persons authorized under the Rules of the House or a House resolution.

(e) The provisions of this rule shall not be construed to prevent the right of access (through the west hallway) by persons going directly to or returning from the offices of the Speaker and the Majority Leader.

Rule 502. Food and Drink. Members may have food or drink, or both, on their desks in the House chamber only when the member is present at the member's desk.

Rule 503. Galleries. Visitors shall be allowed in one or both galleries of the House in accordance with directions to the sergeant at arms from the Speaker. Except for security personnel authorized by the Speaker, the use of telephones and the making of telephone calls in the galleries of the House are prohibited.

Rule 504. Placing Material on Member's Desk. No items or material shall be placed upon the desk of any member of the House unless any such item or material bears the signature and printed name of the member responsible for its distribution. This Rule 504 shall not apply to items or material provided by legislative staff.

Rule 505. Photographic Record of Vote. No photographic or similar record shall be made of the vote of any member upon any measure upon which a division of the assembly has been called.

Rule 506. Wireless Electronic Telecommunications Devices. Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in the House chamber is prohibited during any time the House is in session.

Rule 507. Computer Usage. Computers may be used on the floor of the House chamber only for legislative or personal business during any time the House is in session.

ARTICLE 7. INTRODUCTION OF BILLS AND RESOLUTIONS

Rule 701. Introduction of House Bills and Resolutions. Every House bill or resolution intended to be introduced shall be delivered to the chief clerk. The delivery shall be by a legislator who is a sponsor of the legislation or by a legislator who is the chairperson or vice chairperson of a legislative committee that has authorized the introduction, or by a legislative staff person or another member of the House authorized by such legislator. In lieu of introduction as provided by this rule, introduction may be as provided by law for prefiled bills and resolutions.

Rule 702. Introduction of Senate Bills and Concurrent Resolutions. Senate bills and concurrent resolutions sent to the House shall be introduced upon reading of the message received by the chief clerk.

Rule 703. Reading of Bills and Resolutions for Introduction. For the purpose of introduction, the chief clerk shall read bills and resolutions by title, except citations of statutes. The Speaker may require any House resolution to be read in full. The name of the sponsor shall be read if there is only one sponsor. If there are two sponsors, both names shall be read. If there are more than two sponsors, the name of the first sponsor shall be read, followed by the words "and others."

Rule 704. Senate Bills and Concurrent Resolutions; Procedure Following Introduction. Following introduction, all Senate bills and Senate concurrent resolutions when in the House shall follow the same procedure as House bills and House concurrent resolutions.

ARTICLE 9. REFERENCE OF BILLS AND RESOLUTIONS

Rule 901. Reference, Generally. (a) On the day of introduction or the following legislative day, the Speaker shall refer each bill to:

- (1) A standing committee,
- (2) a select committee,
- (3) the committee of the whole House,
- (4) two or more standing committees separately, or
- (5) two or more standing committees jointly.

(b) On the day of introduction or the following legislative day, the Speaker shall refer each concurrent resolution:

(1) In any way that a bill may be referred under subsection (a), if the concurrent resolution is a proposition to amend the Constitution of Kansas, to call a constitutional convention to amend or revise the Constitution of Kansas, to ratify an amendment to the Constitution of the United States, to apply for a United States constitutional convention, or to amend the joint rules of the House and Senate;

(2) if the concurrent resolution is not one of those specified in subpart (1) of this subsection (b), it may be referred in any way that a bill may be referred under subsection (a), or the Speaker may authorize consideration thereof on the day of introduction under the order of business introduction and reference of bills and concurrent resolu-

tions.

(c) On the day of introduction, the Speaker may refer any House resolution (1) in any way that a bill may be referred under subsection (a) or (2) make no reference, except the Speaker shall make any reference required by the Rules of the House.

(d) Bills or resolutions prefiled under K.S.A. 46-801 et seq., and amendments thereto, for the regular session of the legislature held in even-numbered years may be referred by the Speaker to the appropriate committee or the committee of the whole at any time subsequent to the prefiling of such bill or resolution with the chief clerk of the House.

Rule 902. Appropriation Bills. Bills containing more than one item of appropriation shall be referred to the standing committee on appropriations, except that bills introduced by the committee on appropriations may be referred to the committee of the whole House.

Rule 903. Separately Referred Bills and Resolutions. (a) When a bill or resolution has been referred separately to two or more standing committees, each committee shall consider the bill or resolution separately in the order specified by the Speaker.

(b) If the first committee to which a bill or resolution has been separately referred reports the bill or resolution adversely, the bill or resolution shall not be considered by the second committee, unless returned to the second committee by the committee of the whole House in accordance with Rule 1505.

(c) When a bill has been referred separately and the report of the first committee was not adverse, the report of the second committee shall be the report considered by the committee of the whole House.

Rule 904. Jointly Referred Bills and Resolutions. When a bill or resolution is jointly referred, it shall be considered and acted upon at a joint meeting of the two committees. The chairperson of the first committee named in the joint referral shall be the chairperson of the joint committee when considering such bill or resolution.

ARTICLE 11. COMMITTEES; COMPOSITION

Rule 1101. Standing Committees; Names and Members. (a) The standing committees of the House shall be the following and have the number of members indicated for each:

1. Agriculture.....	23
2. Appropriations.....	23
3. Children and Seniors.....	13
4. Calendar and Printing.....	6
5. Commerce, Labor and Economic Development	17
6. Corrections and Juvenile Justice	13
7. Education	17
8. Elections.....	13
9. Energy, Utilities and Telecommunications.....	17
10. Federal and State Affairs.....	23
11. Financial Institutions and Pensions	17
12. Health and Human Services.....	17
13. Insurance	17
14. Interstate Cooperation	7
15. Judiciary.....	23
16. Local Government.....	13

17. Rules and Journal 7
 18. Rural Revitalization17
 19. Taxation 23
 20. Transportation..... 17
 21. Veterans and Military..... 13

(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on agriculture and natural resources for purposes of references in the following Kansas statutes: K.S.A. 2016 Supp. 2-3805 and 76-4,112. The house standing committee on agriculture shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statute: K.S.A. 2016 Supp. 66-1285 and shall constitute the successor committee to the house standing committee on utilities and communications for purposes of references in statutory and other documents. The house standing committee on financial institutions and pensions shall constitute the successor committee to the house standing committee on financial institutions and the house standing committee on pensions and benefits for purposes of references in statutory or other documents. The house standing committee on government, technology and security shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on veterans and military shall constitute the successor committee to the house standing committee on veterans, military and homeland security for purposes of references in statutory or other documents except for references in the following Kansas statutes: K.S.A. 74-2012 and K.S.A. 2016 Supp. 75-5156 and 75-5158. The house standing committee on water and environment shall constitute the successor committee to the house standing committee on energy and environment for purposes of references in the following Kansas statutory documents: 65-3407c. The house committee on general government

budget shall constitute the successor committee to the house standing committee on government technology and security for purposes of references in the following statutes: K.S.A. 74-2012 and K.S.A. 2018 Supp. 75-5156 and 75-5158. The house standing committee on energy, utilities and telecommunications shall constitute the successor committee to the house standing committee on water and environment for purposes of references in statutory and other documents and in K.S.A. 65-3407c.

Rule 1102. Committee Appointments. (a) The Speaker shall appoint the members of the standing committees. The Speaker may remove or replace any such committee member at any time.

(b) The Speaker shall appoint the chairperson and vice chairperson of each standing committee. The Speaker may remove or replace any such chairperson or vice chairperson at any time.

Rule 1103. Select Committees. The Speaker may appoint select committees and the chairpersons and vice chairpersons thereof. The Speaker may remove or replace any such chairpersons or vice chairpersons or members of such committees. Select committees shall meet on call of the chairperson or when directed by the Speaker.

Rule 1104. Announce Appointments. All committee appointments shall be announced in open session.

Rule 1105. Budget Committees. (a) There is hereby created the following budget committees of the committee on appropriations, which shall have the number of members indicated for each:

- 1. Agriculture and natural resources budget..... 9
- 2. General government budget..... 9
- 3. Higher education budget.....9
- 4. K-12 education budget.....17
- 5. Legislative budget..... 8
- 6. Social services budget..... 9
- 7. Transportation and public safety budget..... 9

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall appoint the members, chairpersons and vice-chairpersons of the budget committees. The Speaker may remove or replace any such chairperson, vice-chairperson or member at any time.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations regarding matters referred to the budget committee by the committee on appropriations. A budget committee is authorized to introduce bills or resolutions within the subject matter of the budget committee. Except as otherwise provided in this rule, budget committees shall be deemed to be standing committees under the rules of the House of Representatives. Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a et seq., and amendments thereto.

ARTICLE 13. COMMITTEES; PROCEDURE

Rule 1301. Committee Meetings; Time and Place. (a) When the Legislature is in session, standing committees shall meet at the times and place assigned by the Speaker on the call of the chairperson.

(b) Also, when the Legislature is in session, a standing committee shall meet upon written request of three members of the committee. Such a request shall be submitted to the Speaker and the chairperson at least one legislative day before the requested time of meeting. The time and place of a meeting under this subsection (b) shall be set by the

chairperson with the approval of the Speaker.

Rule 1302. Notice and Agenda for Committee Meetings. The chairperson shall provide notice of meetings and an agenda or agenda information to committee members, the chief clerk and the public. The chief clerk shall include in the calendar such information as is practical.

Rule 1303. Duties of Committee Chairperson. The principal duties of the chairperson of a standing committee are:

- (a) To preside over meetings of the committee and to put all questions;
- (b) to maintain order and decide all questions of order subject to appeal to the committee;
- (c) to supervise and direct staff of the committee;
- (d) to keep, or have the committee secretary keep, subject to the approval of the committee at a subsequent meeting, minutes of meetings which shall include:
 - (1) The time and place of each meeting of the committee;
 - (2) the attendance of committee members; and
 - (3) the names and city and state of residence of persons appearing before the committee and whom each represents;
- (e) to prepare and sign reports of the committee and submit them promptly to the chief clerk;
- (f) to appoint subcommittees to perform duties on an informal basis; and
- (g) to inform the Speaker of any committee activity which caused any member of the committee to be absent during any recorded vote.

Rule 1304. Introduction of Committee Bills and Resolutions. A committee may introduce bills and resolutions while the Legislature is in session respecting any matters referred to it. Unless approved by the Speaker, a standing committee may introduce bills and resolutions only within the general subject area assigned to the committee. No standing committee shall originate a bill which is substantially identical with any bill which has been referred to another standing committee, and which is under consideration by such committee.

Rule 1305. Quorum of a Committee. A quorum shall be present at a meeting for a committee to act officially. A quorum of a committee is a majority of the members of the committee. A quorum of a committee may transact business and a majority of the quorum, even though it is a minority of the committee, may adopt a committee report.

Rule 1306. Voting in Committees. (a) All final actions by a committee shall be taken at a called meeting while the Legislature is in session. The final action taken shall be recorded in the committee minutes. An individual member's vote may be recorded at the member's request.

(b) The committee chairperson may vote but shall not be required to vote unless the committee is equally divided. If the chairperson's vote makes the division equal, the question shall be lost.

(c) An action formally taken by a committee cannot be altered in the committee except by reconsideration and further formal action of the committee.

(d) A motion to take from the table may be adopted by the affirmative vote of a majority of the members present at any called meeting of the committee.

Rule 1307. Procedure in General. Committee procedure shall be informal, but where any questions arise thereon, the rules or practices of the House are applicable except that the right of a member to speak to any question shall not be subject to the limit-

ations prescribed by Rule 1704. All motions in a committee shall require a second.

Rule 1308. Committee Action on Bills and Resolutions. (a) A committee shall not take action to report a bill out of committee on the same day that the committee holds a hearing on the bill unless the committee approves such action by a two-thirds vote.

(b) A committee may recommend amendments to measures referred to it which are germane to the subject of the measure. Committee recommendations shall be made by committee report to the House. Committee reports shall be signed by the chairperson or other committee members authorized by the committee to make the report, and shall be transmitted to the House not later than the second legislative day following the action of the committee. If a committee recommends amendments to a bill or resolution referred to it which strike out all of the material in the bill or resolution subsequent to the enacting clause or resolving clause and inserts new material, and the bill or resolution was sponsored by an individual member or members, the committee becomes the sponsor of the bill or resolution and the committee name will be printed on the bill as the sponsor.

(c) All committee reports on bills and resolutions shall be recorded in the Journal.

(d) If amendments are pending on a measure when referred to a committee, the amendments accompany the bill and the committee may recommend the adoption or rejection of the amendments already proposed and make further recommendations.

Rule 1309. Motion to Withdraw a Bill or Resolution from a Committee. (a) If a committee does not report on any bill or resolution within 10 legislative days after its reference to the committee, the bill or resolution may be withdrawn from the committee by an affirmative vote of 70 members of the House. Such a motion shall be made in writing, giving the reasons for withdrawal from the committee. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If the motion prevails, the bill or resolution shall be placed on the calendar under the order of business General Orders.

(b) Motions to withdraw a bill or resolution from a committee are not subject to amendment or debate.

(c) The provisions of subsections (a) and (b) of this rule shall not apply to resolutions adopting or amending rules of the House. Resolutions relating to the adoption or the amendment of rules of the House may be withdrawn from the Committee on Rules and Journal at any time by the affirmative vote of 63 members of the House.

Rule 1310. Wireless Electronic Telecommunications Devices. Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in a committee room is prohibited during any time when a committee or subcommittee is in session in the room.

ARTICLE 15. CALENDAR LOCATION OF BILLS AND RESOLUTIONS

Rule 1501. General Orders; Description and Function. Bills, concurrent resolutions and House resolutions reported for further action by the committee to which they were referred and bills and concurrent resolutions referred directly to the committee of the whole shall constitute the General Orders of the calendar of the House. The titles of such bills and resolutions shall appear under the heading General Orders in the order

directed by the Speaker and the Majority Leader. The reporting committee and its action on the bill or resolution shall be shown under each bill and resolution. Such bills and resolutions shall be considered by the committee of the whole in the order which they appear on General Orders. The Speaker and the Majority Leader may consult with the Committee on Calendar and Printing in preparing the order of bills and resolutions under this rule.

Rule 1502. Posting of Sequence for Succeeding Day. When the Speaker and the Majority Leader have prepared the sequence of bills and resolutions to appear on General Orders for the succeeding legislative day, a copy of the list giving the number designation of each bill and resolution in the order they are to appear shall be posted near the entrance to the House chamber. No bill or resolution shall appear on General Orders or be considered in the committee of the whole without notice of the same having been announced in the House not later than 4:00 p.m. or prior to adjournment if at a later hour on the previous day.

Rule 1503. Change in the Sequence on General Orders. (a) The order of a bill or resolution on General Orders may be changed by unanimous consent or by the affirmative vote of 70 members.

(b) Also, the order of a bill or resolution on General Orders may be changed by vote of a majority of all members then elected (or appointed) and qualified of the House on a motion made as provided in this subsection (b). Such a motion shall be made in writing, giving the reasons for the proposed change. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If such a motion fails, a motion to change the order on General Orders of such bill shall not be in order until the fifth legislative day following such failure.

(c) Motions to change the order of a bill or resolution on General Orders are not subject to amendment or debate.

(d) This Rule 1503 does not apply to the addition or removal of a bill or resolution from General Orders.

Rule 1504. Adversely Reported Bills and Resolutions; Calendar Location. Bills and resolutions that are adversely reported shall appear on the calendar for one day under the heading bills adversely reported.

Rule 1505. Motion to Move Adversely Reported Bill or Concurrent Resolution to General Orders. (a) A motion to add an adversely reported bill or resolution to General Orders shall be made in writing. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions, and such motion may not be made after the legislative day when the bill or resolution appears on the calendar under Rule 1504. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made.

(b) When a bill or resolution has been separately referred and is adversely reported

by the first committee of separate reference, a motion to add the adversely reported bill or resolution to General Orders is not in order, but a motion to move the adversely reported bill or resolution to the next committee of separate reference may be made in the same manner as the motion in subsection (a).

(c) Adoption of a motion under this Rule 1505 requires the affirmative vote of 70 members of the House.

(d) If a motion under subsection (a) prevails, the words "Adversely Reported" shall be printed in a line below the title of the bill when it is listed on General Orders.

Rule 1506. Motion to Lay on Table Bill or Resolution while on Final Action Subject to Amendments and Debate. When a motion to lay on the table a bill or resolution is adopted while on final action subject to amendment and debate, on the next legislative day such bill or resolution shall be placed on the calendar under the order of business the unfinished business before the House at the time of adjournment on the previous day.

Rule 1507. Disposition of Bills Subject to Certain Deadlines. Any bill which is subject to a deadline for consideration under subsection (e) or subsection (f) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives and which remains on General Orders at the close of business on such deadline day shall be considered as killed and shall be stricken from the calendar unless such bill is referred by the speaker to a committee before the close of business on such day. Any bill so referred shall be subject to all applicable deadlines under the Joint Rules of the Senate and House of Representatives.

ARTICLE 17. MEMBERS ADDRESSING THE HOUSE

Rule 1701. Requesting the Floor. Any member desiring to request the floor shall press the member's "speak bill" button, and shall not proceed until recognized by the chair.

Rule 1702. Order During Speaking. While a member is speaking to the House, no other member shall engage in private conversation or pass between the member speaking and the chair.

Rule 1703. When Question is Put. While a question is being put or a roll call or division is being taken, members are not to speak or leave their seats.

Rule 1704. Violation of Rules While Speaking. (a) Members shall address the House from the microphone located in the well of the House chamber.

(b) No member shall speak more than twice on the same day to the same question without leave of the House, unless the member is the mover or is carrying the measure, in which case such member may open and close the debate and may respond to direct questions from other members addressed to them during the course of consideration of the measure. For the purposes of this subsection, an amendment to any measure shall be considered as a separate and independent question.

(c) The privilege of a member carrying a measure to open and close the debate shall not be affected by any order for the previous question or that debate shall cease. Such member may occupy 20 minutes in closing the debate after the previous question is ordered and may divide that time with other members.

(d) While a member is carrying a measure, such member may yield to another member for explanation of the measure, or for personal explanation, or for a motion to adjourn without losing the privilege to carry the measure for the remainder of their time except that such member may not yield to any member who has already spoken twice

on such question on the same day.

(e) If any member, in speaking, violates the rules of the House, the chair shall call such member to order.

Rule 1705. Point of Personal Privilege. Except when permission has otherwise been given by the Speaker before taking the chair:

(a) A member shall be allowed to raise a point of personal privilege only for the following purposes: (1) Recognition of another member or former member of the House; or (2) recognition of an individual or group which has received statewide or national award or statewide or national recognition.

(b) A member shall be allowed to speak not more than five minutes in making a point of personal privilege.

ARTICLE 19. COMMITTEE OF THE WHOLE

Rule 1901. Motion to go into Committee of the Whole House. When the order of business General Orders is reached, a motion shall be in order for the House to go into Committee of the Whole for consideration of bills and resolutions as listed on General Orders.

Rule 1902. Committee of the Whole; Normal Procedure. Bills and resolutions shall be considered in the Committee of the Whole as follows: If the standing committee has recommended that the bill or resolution be amended, the standing committee report shall first be considered, and if it is adopted, the bill as amended by the committee report shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. If the committee report is not adopted, or if the committee has recommended no amendments, the bill, without committee amendments, shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. After a section has been once considered, no amendment thereto shall be in order until the whole bill shall have been considered section by section. After the original bill, together with standing committee amendments if any, has been considered section by section, the chairperson shall announce, "Amendments to the bill generally are in order," and amendments not before offered may be made to any part of the bill. A motion that when the committee arises it report a bill favorably, or report a bill favorably as amended, shall not be in order until all other motions have been disposed of, and such a motion shall not be offered as a substitute motion. A motion to strike the enacting clause is in order at any stage until the final vote is announced. The motion to strike the enacting clause may be debated upon the merit of the proposition, and shall not be subject to amendment or substitution. A roll call vote shall be taken upon a motion to strike the enacting clause.

Rule 1903. Motion to Pass Over a Bill or Resolution While in Committee of the Whole. When in the Committee of the Whole, either (1) a motion to pass over a bill or resolution and that it retain its place on the Calendar or (2) a motion to pass over a bill or resolution and that it retain a place on General Orders shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Either motion shall require the vote of a majority of the members present for adoption. Motions under this rule shall not be subject to debate.

Rule 1904. Motions to Refer Bills or Resolutions to a Committee While in Committee of the Whole. When in the Committee of the Whole, a motion may be made to refer a bill or resolution to a standing committee only after the chairperson has an-

nounced that the next order of business is such bill or resolution and has recognized a member to carry it. Such motion shall require the vote of a majority of the members present for adoption.

Rule 1905. Striking Bills and Resolutions from the Calendar While in Committee of the Whole. (a) While in Committee of the Whole, a motion to strike a bill or resolution from the calendar shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it.

(b) A motion to strike a bill from the calendar under this Rule 1905 (1) shall require a vote of a majority of the members present for adoption, and (2) shall be subject to roll call in accordance with subsection (c) of Rule 2507, but shall not be subject to a call of the House under Rule 2508.

Rule 1906. Requesting the Floor. Any member desiring to request the floor shall press such member's "speak bill" button to speak on a bill or offer an amendment and "speak amendment" button to speak on a pending amendment, and shall not proceed until recognized by the chairperson of the Committee of the Whole.

Rule 1907. Rules Applicable. The same rules, except Rule 2508, shall be observed in the Committee of the Whole as in the House, so far as the same are applicable, except that the previous question and the motion to lay on the table shall not apply.

Rule 1908. Rise and Report. A motion for the Committee of the Whole to rise and report shall be in order at any stage, and shall be decided without debate. When the Committee of the Whole has a bill under consideration and rises without final action thereon, the bill shall retain a place on General Orders.

Rule 1909. Effect of Recommendation of Committee of the Whole. Bills recommended for passage and resolutions recommended for adoption by the Committee of the Whole shall not be subject to amendment or debate after the adoption by the House of the Committee of the Whole report. When a bill or resolution is reported with the recommendation that the enacting or resolving clause be stricken, and the Committee of the Whole report is adopted by the House, the bill or resolution shall be considered as killed and shall be stricken from the calendar.

Rule 1910. Report of Committee of the Whole. When the report of the Committee of the Whole recommends the passage of a bill or adoption of a resolution, and the report is adopted by the House, such bills and resolutions shall be considered as ordered to the order of business Final Action. If the bill or resolution has been amended by the Committee of the Whole it shall be reprinted.

ARTICLE 21. AMENDMENT OF BILLS AND RESOLUTIONS

Rule 2101. Germaneness. Amendments to bills and resolutions shall be germane to the subject of the bill or resolution. The principal test of whether an amendment is germane shall be its relationship to the subject of the bill or resolution, rather than to wording of the title thereof. The amendment, including any amendment from the floor to strike all of the substantive provisions of a bill or resolution and insert other provisions, must be relevant, appropriate, and have some relation to or involve the same subject as the bill or resolution to be amended. For the purposes of this rule the subject matter of any appropriation bill is the spending and appropriating of money and any amendment which changes the amount of money spent in any state agency or program is germane to any appropriation bill.

Rule 2102. Form of Amendment Motions. Motions to amend bills and resolutions

shall specify the page and line number, as shown on the printed bill or resolution, and shall be in writing on a form provided by the House or a form substantially similar. A motion shall be out of order unless the written motion is first delivered to the chief clerk. In the case of amendment by substitute bill, motion shall be made to substitute a written bill for the bill under consideration.

Rule 2103. Reading Amendments; General Rule. Motions to amend bills and resolutions shall not require readings as for bills introduced, except as otherwise provided in Rule 2107, but shall be subject to Rule 2306.

Rule 2104. Motions to Amend Motions. A motion to amend a motion to amend a bill or resolution shall not be in order.

Rule 2105. Dividing Amendments. (a) When any motion to amend a bill or resolution contains distinct propositions, it shall be divided by the presiding officer at the request of any member. The division by the presiding officer shall be made in accordance with the following:

(1) A motion to strike out and insert words of less than a sentence shall be indivisible;

(2) the distinct propositions shall be only in the form submitted in the motion to amend;

(3) each proposition must be so distinct that, one being removed, the remainder may stand entirely on their own; and

(4) those portions of a motion to amend a bill as described in Rule 2110 shall be indivisible.

(b) Upon a request to divide a motion to amend a bill or resolution, the presiding officer shall inquire as to whether there is a request for a ruling on germaneness of the motion to amend. If such a request is made, the issue of germaneness shall be determined prior to dividing the motion.

If no request for a ruling on germaneness of the motion to amend is made, the presiding officer shall proceed to divide the motion to amend in accordance with this rule, and no subsequent request for a ruling on germaneness of any distinct proposition of the motion so divided shall be in order.

(c) The presiding officer, or any member, may request that the member requesting the division make the request in writing specifying the manner in which the motion to amend should be divided.

(d) The division of the motion to amend shall be in accordance with the rules of the House and with items (1) to (4), inclusive, of subsection (a). The ruling of the chairperson of the Committee on Rules and Journal, or in the chairperson's absence the vice chairperson of the Committee, on how to divide the motion to amend shall not be subject to appeal except that any member may appeal the ruling of the chairperson, or vice chairperson, on the grounds that the division is not in accordance with a rule of the House including the provisions of items (1), (2), (3) or (4) of subsection (a), or any combination thereof.

Rule 2106. Substitute Motions. No substitute motion to amend a bill or resolution shall be in order.

Rule 2107. Subject Change by Senate. (a) When the Senate adopts amendments to a House bill which materially changes its subject, upon return of such bill to the House, it shall be read as provided for the introduction of bills and be referred as provided in Rule 901.

(b) The Speaker may determine when a bill is subject to subsection (a). An affirmative vote of 70 members shall be required to sustain a challenge to the Speaker's determination hereunder.

Rule 2108. Motions to Strike Out and Insert. The rejection of a motion to amend a bill or resolution by striking out and inserting one proposition shall not prevent a motion to strike out and insert another proposition, nor prevent a subsequent motion simply to strike out; nor shall the rejection of a motion simply to strike out prevent a subsequent motion to strike out and insert.

Rule 2109. Identical Motions. Except upon the unanimous consent of the House, an identical motion to amend a bill or resolution shall not be made a second time on the same legislative day.

Rule 2110. Floor Amendments to Bills Making Appropriations. (a) Unless by majority consent to correct an error in drafting, no floor amendment to increase the amount of expenditures that would be authorized in a provision of an appropriations bill shall be in order unless the amendment contains a provision reducing, by a like or greater amount, expenditures that would be authorized in another provision of such appropriations bill.

(b) The provisions of subsection (a) shall not apply if the ending balance in the state general fund for the ensuing fiscal year is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year based on the most recent budget profile of the Kansas legislative research department.

ARTICLE 23. PROCEDURAL MOTIONS

Rule 2301. Order of Motions. When a question is under consideration, no motion shall be received except as specified under the Rules of the House, which motions shall have precedence in the following order:

- (a) For adjournment of the House.
- (b) For call of the House.
- (c) To lay on the table.
- (d) For the previous question.
- (e) To postpone to a certain time.
- (f) To commit to a standing committee.
- (g) To commit to a select committee.
- (h) To reject the adoption of reports of conference committees coupled with the request for appointment of a new conference committee.
- (i) To adopt the report of conference committees.
- (j) To amend.
- (k) To postpone indefinitely.

Rule 2302. Motion to Adjourn. The motion to adjourn shall always be in order, except while a vote is being taken and until announced, or when a member has the floor, or when the previous question is pending; but a motion to recess is not equivalent to a motion to adjourn.

Rule 2303. Motion to Reconsider. A motion to reconsider shall take precedence of all other questions except the motion to adjourn. No motion for reconsideration of any vote shall be in order, unless made on the same day or the legislative day following that on which the decision to be reconsidered took place, nor unless a member voting with the prevailing side shall move such reconsideration. A motion for reconsideration, being

put and lost, shall not be renewed, nor shall any subject or vote be a second time reconsidered without unanimous consent, but this provision shall not be construed as preventing the introduction of a bill on the same subject. The member moving for reconsideration shall be allowed not more than two minutes for stating the reasons in support of the motion. Such motion shall be subject to debate by any member, stating reasons in support or opposition to the motion. Each of such members shall be allowed not more than one minute for the purpose of such debate. Such motion shall require the affirmative vote of members equal in number to that required to take the action proposed to be reconsidered. A motion to reconsider any final action of the House shall be in order at any time prior to the time at which the message of the House thereon is read into the record of the Senate. A motion to reconsider any final action of the House may be made after the time at which the message of the House thereon is read into the report of the Senate but any action taken pursuant thereto will be contingent upon the return of the measure to the House by the Senate.

Rule 2304. Previous Question. The "previous question" shall be: "Shall the main question be now put?" and until it is decided shall preclude all amendments or debate. When voting on the previous question, the House decides that the main question shall not now be put, the main question shall be considered as still remaining under debate. The main question shall be on the passage of the bill, resolution or other matter under consideration. When amendments are pending, a vote shall first be taken upon such amendments in their order without further debate or amendment. A majority vote of the members present shall order the previous question.

Rule 2305. Motions Not Subject to Debate. All questions relating to priority of business shall be decided without debate. The motion to adjourn, to change the order of consideration of a bill, for a call of the House, and to lay on the table shall be decided without amendment or debate. The several motions to postpone or commit shall preclude all debate on the main question.

Rule 2306. Motion to Refer Bills or Resolutions to Committee When Not in Committee of the Whole. When not in the Committee of the Whole, a motion to refer a bill or resolution from the Calendar to a standing committee shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2307. Motion to Strike Bills and Resolutions from Calendar When Not in Committee of the Whole. When not in the Committee of the Whole, a motion to strike a bill or resolution from the Calendar shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2308. Stating Question. Every motion shall be first stated by the presiding officer or read by the chief clerk, before debate, and again immediately before putting the question.

Rule 2309. Dividing Motion. If any motion, other than a motion under Rule 2105, contains distinct propositions, it shall be divided by the chairperson at the request of any member. Motions under Rule 2105 shall be divided in accordance with that rule.

Rule 2310. When Motions to be in Writing. Every motion, except those specified in Rules 2301 and 2303, shall be in writing if the Speaker or any member desires it. All motions to amend a bill or resolution and all resolutions shall be in writing.

Rule 2311. Suspension of Rules of the House. (a) No rule of the House shall be suspended except by unanimous consent or by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House, subject to the following exceptions:

(1) A motion to suspend the rules, and to declare an emergency and to advance a bill to the order of business Final Action, as contemplated in article 2, section 15 of the Constitution shall require an affirmative vote of 2/3 of the members present in the House.

(2) A motion to suspend the rules and to permit amendment and debate of a bill under the order of business Final Action shall require an affirmative vote of 2/3 of the members present in the House.

(b) When under the rules of the House a motion, question or action requires a vote of a majority greater than a majority of the members present, the majority specified for such motion, question or action shall be required to suspend the rules for the purpose of such motion, question or action. When under the rules of the House notice of a motion reduces the required majority for adoption of the motion, the required majority shall not be reduced if the notice is disposed of by suspension of the rules.

(c) Suspension of the rules or unanimous consent shall not reduce the majority required under subpart (1) of subsection (a) of this rule.

Rule 2312. Mason's Manual; When Applicable. (a) In any case where rules of the House or the joint rules of the Senate and House do not apply, Mason's Manual of Legislative Procedure (2010 edition), with the exception of section 4, paragraph 2, shall govern.

(b) Rules of legislative procedure are derived from several sources and take precedence in the order listed below. For the Kansas House of Representatives, the principal sources are as follows: (a) Constitutional provisions; (b) statutory provisions; (c) adopted rules; (d) adopted parliamentary authority; (e) custom, usage and precedents.

ARTICLE 25. VOTING

Rule 2501. Control and Use of Voting System. The electronic voting system shall be under the control of the Speaker or other presiding officer and shall be operated by the chief clerk. The electronic voting system shall be used to record the vote whenever a roll call vote is taken on any question and may be used for ascertaining the vote upon any measure upon which a division of the assembly has been called. In the event that the system is not operating properly, roll call votes may be taken by calling the roll.

Rule 2502. Procedure for Taking a Roll Call Vote. When a roll call vote is taken, the presiding officer shall state the question and instruct the members to proceed to vote. When sufficient time has been allowed the members to vote, the presiding officer shall inquire: "Has every member had an opportunity to vote?" After a short pause the presiding officer shall direct the chief clerk to close the roll. After the roll has been closed, when Rule 2505 applies, the presiding officer shall inquire: "Does any member desire to explain his or her vote?" and any member so desiring may give such explanation when recognized by the presiding officer. The presiding officer shall inquire: "Does any member desire to change his or her vote?" If any member does desire to change his or her vote, such member when recognized by the presiding officer, shall advise how

they desire to change such vote and the presiding officer shall then instruct the chief clerk to make the appropriate change. A member who has not previously voted may vote at this time when permitted by the presiding officer. Such member shall advise how they wish to vote and the presiding officer shall then instruct the chief clerk to record such vote. After all members who desire to vote or to change their votes have had reasonable opportunity to do so, the presiding officer shall announce the vote and, when the vote has been announced, shall direct the chief clerk to record the vote.

Rule 2503. Display of Recurring Totals. Under Rule 2502, recurring totals shall be displayed only after the roll is closed. No recurring totals shall be displayed for a determination of the vote upon a division of the assembly.

Rule 2504. Voting by Members. (a) A member may vote only when at their desk or at any place within the chamber of the House when authorized by the presiding officer, who shall direct the chief clerk to so vote for such member.

(b) No member shall vote for another member. No person not a member shall cast a vote for a member, except as otherwise provided in the rules. In addition to such penalties as may be prescribed by law, any member who votes or attempts to vote for another member shall be subject to Article 49 of these rules. If a person not a member votes or attempts to vote for any member, such person shall be barred from the floor of the House for the remainder of the session, and, in addition to penalties prescribed by law, may be punished further as the House determines.

(c) The Speaker shall not be compelled to vote except in case of a tie.

Rule 2505. Explaining Vote. Any member may, when a roll call vote is being taken on the passage or adoption of any bill or resolution, explain their vote. Such member shall be allowed not more than one minute for such explanation. Such explanation, if furnished in writing and signed, with printed name and district number, by such member by 4:00 p.m. upon the day the vote is taken or if the vote is taken subsequent to 3:30 p.m., within one-half hour after the adjournment of the House on that day, shall be entered in the Journal, provided it does not contain more than 100 words.

Rule 2506. Copies of Voting Records. (a) Unless otherwise ordered, the chief clerk shall record each roll call vote and make copies available for the use of the news media. No record shall be made of the vote of any member voting upon any measure upon which a division of the assembly has been called.

(b) When a roll call vote is taken, it shall be recorded in the Journal by a statement of the names and total number voting in the affirmative, the names and total number voting in the negative, names and total number indicating presence but not voting and the names and total number absent or not voting, except that the provisions of this section shall not permit a member to fail to vote in violation of Rule 2508.

Rule 2507. When Roll Call Vote to be Taken. (a) A roll call vote shall be taken for the passage of any bill.

(b) A roll call vote shall be taken for the adoption of any concurrent resolution to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate. A roll call vote is not required for adoption of concurrent resolutions pertaining to commendations or acknowledgments, unless required under subsection (c) of Rule 2507.

(c) A roll call vote shall be taken for the adoption of any House resolution to adopt, amend or revoke any rule of the House or to reject any executive reorganization order.

(d) A roll call vote shall be taken to concur in Senate amendments to any bill or concurrent resolution or to adopt any conference committee report other than a report agreeing to disagree.

(e) A roll call vote shall be taken on any question on demand of 15 members, unless a roll call vote is already pending.

Rule 2508. Call of the House. (a) A call of the House shall be ordered on the demand of any 10 members at any stage of the voting previous to the announcing of the vote or, if the voting system is used, prior to recording the vote. This Rule 2508 shall apply to the taking of a vote upon the final passage of any bill or final adoption of any resolution whether under the order of business Final Action or under any order of business. Also, this Rule 2508 shall apply to the taking of a vote on a motion to strike the enacting clause of a bill and the resolving clause of a resolution and on a motion to strike all after the enacting clause or resolving clause, except when the House is in the Committee of the Whole. When the call of the House is invoked, the doors to the House chamber shall be secured and all members shall be required to be in their seats unless excused by the Speaker. All members present during the call shall be required to vote before the call is raised. The call of the House shall not be raised (so long as 10 members continue the demand) until a reasonable effort, as determined by the Speaker, has been exerted to secure absentees.

(b) Any member, who is directly interested in a question, may be excused from voting, when there is a call of the House. The member, who is requesting to be excused from voting, shall state the reasons therefor, occupying not more than five minutes. The question on excusing such member from voting shall be taken without debate and a 2/3 majority of members present shall be necessary to excuse such member. If a member refuses to vote, when not excused, such refusal shall constitute grounds for reprimand, censure or expulsion under Article 49 of the Rules of the House.

Rule 2509. Voice Vote; Division of the Assembly. Except when a roll call vote is required, a voice vote shall be taken on all questions. Any member may call for a division of the assembly to determine the vote by the voting system.

ARTICLE 27. FINAL ACTION

Rule 2701. Description and Function. Subject to Rule 2705, bills and resolutions reported favorably by the Committee of the Whole shall constitute the order of business Final Action of the House. The titles of such bills and resolutions shall appear under the heading Final Action in numerical order. The standing committee which reported it and the Committee of the Whole action on the bill or resolution shall be shown under each thereof.

Rule 2702. Reading and Vote. Each bill and resolution under the order of business Final Action shall be read by title, except citations of statutes amended or repealed and a roll call vote shall then be taken upon final passage or adoption without amendment or debate.

Rule 2703. Amendment and Debate, When. Upon motion as provided in subpart (2) of subsection (a) of Rule 2311 or when recommended in the Committee of the Whole report which has been adopted by the House, bills or resolutions may be debated and amended on Final Action prior to the vote taken upon final passage or adoption. Each bill or concurrent resolution considered under this Rule 2703 shall be considered

in the manner provided in Rule 1902 so far as it is applicable. A motion to strike the enacting clause or resolving clause shall be in order.

Rule 2704. Speaker to Preside. Subject to Rule 3303, the Speaker shall preside during the order of business Final Action.

Rule 2705. Consent Calendar. Whenever a standing committee is of the opinion that a bill or concurrent resolution upon which it is reporting is of a noncontroversial nature, it shall so state in its committee report. Whenever a bill or concurrent resolution is so reported, it shall be placed upon the Consent Calendar. Each bill or concurrent resolution placed on the Consent Calendar shall remain thereon for at least two full legislative days before being considered under the order of business Final Action. Under the order of business Consent Calendar and prior to the call for the vote, any member may object to the bill or concurrent resolution as being controversial and thereupon it shall be removed from the Consent Calendar and shall be placed on General Orders. If no objection is made prior to the call for the vote on the bill or concurrent resolution, it shall be ordered to Final Action for vote before other bills and concurrent resolutions on Final Action.

Rule 2706. Majority for Bill Passage. As provided in section 13 of article 2 of the Constitution of Kansas, a majority of the members then elected (or appointed) and qualified, voting in the affirmative, shall be necessary for the passage of a bill.

Rule 2707. Vote Required for Adoption of House Resolutions and Concurrent Resolutions. (a) A majority of the members then elected (or appointed) and qualified voting in the affirmative shall be necessary to adopt House resolutions and concurrent resolutions, except as otherwise specified in these rules.

(b) Adoption of concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall require a 2/3 majority of the members then elected (or appointed) and qualified, voting in the affirmative.

Rule 2708. Motion to Adopt Report of Conference Committee. The member carrying the report of a conference committee shall move that such report be adopted prior to yielding the floor to any other member and a motion to adopt a report of a conference committee shall not be offered as a substitute motion.

ARTICLE 29. RESOLUTIONS

Rule 2901. Resolving Clause; Form. (a) Concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall have a resolving clause which reads, "Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to the Senate concurring therein."

(b) Concurrent resolutions for any purpose other than subsection (a) shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein."

(c) House resolutions shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas."

Rule 2902. House Resolutions; Introduction and Consideration. (a) House resolutions, except for those changing rules of the House or approving or rejecting executive reorganization orders, shall lay over at least one legislative day before action is taken thereon and do not require a roll call vote unless required under subsection (e) of Rule 2507.

(b) House resolutions shall be considered under the order of business consideration of motions and House resolutions offered on a previous day, except House resolutions to (1) adopt, amend or revoke any rule of the House or (2) when the resolution has been referred to a standing committee and reported favorably. Resolutions under subparts (1) and (2) shall take a place on General Orders when favorably reported or when referred to the Committee of the Whole by the Speaker.

Rule 2903. Resolutions; Limitations. (a) Appropriations shall not be made by resolutions.

(b) Resolutions do not require approval of the Governor.

Rule 2904. Applications for Introduction of certain Resolutions; Certificate of the House. Notwithstanding any other rule of the House of Representatives to the contrary, no House resolution or concurrent resolution which congratulates, commemorates, commends, honors or is in memory of any individual, entity or event shall be introduced by a member or committee of the House of Representatives unless application for approval of the introduction of such resolution is first made to the Speaker, and the resolution is approved for introduction by the Speaker. The application shall be determined on the basis of content alone. The Speaker shall consider all such applications and shall determine whether a House resolution or House concurrent resolution should be approved for introduction, or whether a certificate of the House should be approved for issuance or whether no action should be taken on the application. The Speaker may consult with the Committee on Calendar and Printing in making determinations under this rule.

ARTICLE 33. MEMBER OFFICERS

Rule 3301. Elected Member Officers. The Speaker and the Speaker Pro Tem shall be members and shall be elected by the members of the House, except as otherwise provided in subsection (b) of Rule 3304.

Rule 3302. Duties of the Speaker. In addition to other powers and duties of the Speaker provided by the Rules of the House and by law, the Speaker shall have the powers and duties as follows:

- (a) To preserve order and decorum;
- (b) to decide all questions of order, subject to appeal to the House;
- (c) in the absence of the Speaker Pro Tem, to appoint any member to perform the duties of the chair for not more than two consecutive legislative days; and
- (d) to name a chairperson to preside when the House is in Committee of the Whole.

Rule 3303. Speaker Pro Tem. In the absence of the Speaker, the Speaker Pro Tem shall exercise the powers and duties of the Speaker.

Rule 3304. Filling Certain Vacancies. (a) When a vacancy occurs in the office of Speaker and the Legislature is adjourned to a date more than 60 days after the occurrence of the vacancy, the House of Representatives shall meet within 30 days and elect a member to fill the vacancy. The Speaker Pro Tem shall within 10 days of such occur-

rence issue a call for such meeting at a time not less than 10 days and not more than 20 days after the date of the call.

(b) When a vacancy occurs in the office of Speaker Pro Tem or Majority Leader of the House of Representatives, the Speaker shall appoint an acting Speaker Pro Tem or acting Majority Leader, to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original election or selection of such officer.

(c) When a vacancy occurs in the office of Minority Leader of the House of Representatives and the Legislature is adjourned to a date less than 30 days after the occurrence of the vacancy, the Assistant Minority Leader shall become the acting Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer. When a vacancy occurs in the office of the Minority Leader of the House and the Legislature is adjourned to a date 30 days or more after the occurrence of the vacancy, the Assistant Minority Leader shall within 10 days after such occurrence issue a call for a meeting of the members of the minority party at a time not less than 10 and not more than 20 days after the date of the call to be held in the state capitol for the purpose of filling the vacancy in the office of Minority Leader for the remainder of the term of office. From the time of the occurrence of such vacancy until the filling of the vacancy, the Assistant Minority Leader shall serve as acting Minority Leader and shall exercise the powers and duties of the Minority Leader.

When a vacancy occurs in the office of Assistant Minority Leader, the Minority Leader shall appoint an Assistant Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer.

Any person elected, appointed or designated to fill a vacancy under this rule shall exercise all of the duties and powers prescribed for the office so filled.

ARTICLE 35. NONMEMBER OFFICERS

Rule 3501. Chief Clerk; Appointment. The chief clerk shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker. As used in the Rules of the House, "chief clerk" means the chief clerk appointed under this Rule 3501 or a person designated by the chief clerk to perform a function of the chief clerk.

Rule 3502. Duties of the Chief Clerk. The chief clerk shall supervise the keeping of and be responsible for a record of all proceedings of the House; number and present to the House all bills, resolutions, petitions and other papers which the House may require; deliver all messages from the House to the Senate; transmit bills and other documents to be printed and take a receipt therefor; transmit bills for engrossment and take receipt therefor; receive all bills, resolutions and other papers which are enrolled and give receipt therefor; and cause all enrolled bills, resolutions and other documents to be proofread and corrected prior to signing thereof by officers of the House.

Rule 3503. Other Clerks. The chief clerk shall appoint additional clerks and personnel to assist in performance of the duties of the chief clerk. Such additional clerks and personnel shall serve under the chief clerk's direction, control and supervision and at the pleasure of the chief clerk.

Rule 3504. Document Care. No bill, resolution, petition or other document shall be loaned or delivered to any person, except when delivered to an officer of the House, to

the director of printing, the revisor of statutes or the Senate and only upon a written receipt therefor.

Rule 3505. Sergeant at Arms; Appointment. The sergeant at arms shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker.

Rule 3506. Duties of the Sergeant at Arms. The sergeant at arms shall preserve order within the chamber of the House and its lobby and galleries. The sergeant at arms may arrest and take into custody any person for disorderly conduct, subject at all times to the authority of the House or Speaker, or chairperson of the Committee of the Whole, and shall be responsible for the enforcement of Rules 501 through 506 and 2506(a). The sergeant at arms shall receive items or material for distribution among the members of the House. The sergeant at arms shall execute all orders of the House not otherwise provided for.

Rule 3507. Assistant Sergeants at Arms. The Speaker may appoint and remove assistant sergeants at arms to serve under the supervision of the sergeant at arms. All doorkeepers shall be assistant sergeants at arms.

ARTICLE 37. AMENDMENT OF RULES OF THE HOUSE

Rule 3701. Adopting, Amending or Revoking Rules of the House. No rule of the House shall be adopted, amended or revoked except by a House resolution which has been adopted by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 3702. Resolutions for Rule Changes. (a) Notwithstanding any other rule of the House, the Speaker shall refer all resolutions which provide for the adoption, amendment or revocation of any House rule to the standing Committee on Rules and Journal before its consideration by the House.

(b) No resolution relating to the rules of the House which has been referred to the standing Committee on Rules and Journal shall be tabled or reported adversely by such committee except by the unanimous vote of all members of such committee.

Rule 3703. Printing. Resolutions to which this Article 37 apply shall be printed and are subject to subsection (c) of Rule 2507.

Rule 3704. Adoption of Resolutions. Resolutions to which this Article 37 apply shall be subject to Rule 2902.

Rule 3705. Special Sponsorship of Rule Change Resolutions. Notwithstanding any provision of the rules of the House to the contrary, no referral to the standing Committee on Rules and Journal shall be required for the adoption of a resolution adopting, amending or revoking any one or more rules of the House at the commencement of a legislative session, and adoption of any such resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified, subject to the following conditions: (a) The resolution is sponsored by the Speaker or the standing Committee on Rules and Journal and (b) either (1) a copy thereof is mailed to each member by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence or (2) in lieu of mailing, copies of the resolution are made available to members on the first day of the legislative session and consideration under Rule 3704 occurs on the second legislative day.

ARTICLE 39. FORM AND PRINTING OF BILLS AND RESOLUTIONS

Rule 3901. Bills Amending Existing Statutes. Any bill intended to amend or repeal

any section or sections of the Kansas Statutes Annotated shall recite in its title the section or sections to be amended or repealed, and if to amend or repeal any section of a session law not in the Kansas Statutes Annotated, the section and chapter of the session law affected.

Rule 3902. Bills, Copies. Each bill introduced shall consist of an original and copies. All bills shall be printed with as many copies as the Speaker specifies. Except for pre-filed bills, printing shall be ordered subsequent to introduction.

Rule 3903. Showing Committee Amendments. All bills and resolutions reported by a committee with recommendation for amendments and to be passed as amended shall be reprinted.

Rule 3904. Substitute Bills and Substitute Concurrent Resolutions. (a) When a substitute bill is recommended by a committee report, and when an amendment from the floor is adopted replacing the bill under consideration with a substitute bill, the substitute bill shall be printed in the manner provided for bills introduced, and the bill number designation shall be substantially as follows:

(1) In the case of bills substituted for House bills, "Substitute for House Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(2) In the case of bills substituted for Senate bills, "House Substitute for Senate Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(b) When a substitute concurrent resolution is recommended by a committee report, and when an amendment from the floor is adopted replacing the concurrent resolution under consideration with a substitute concurrent resolution, the substitute concurrent resolution shall be printed in the manner provided for concurrent resolutions introduced, and the concurrent resolution number designation shall be substantially as follows:

(1) In the case of concurrent resolutions substituted for House concurrent resolutions, "Substitute for House Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

(2) In the case of concurrent resolutions substituted for Senate concurrent resolutions, "House Substitute for Senate Concurrent Resolution No. _____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

Rule 3905. Appropriation Bills. All bills making an appropriation shall be printed and distributed, or shall be made available to members electronically online and all members shall be notified by email, at least 24 hours before such bills are considered by the House.

Rule 3906. Committee of the Whole Amendments. If a bill or concurrent resolution is amended by the Committee of the Whole, it shall be reprinted showing the amendments.

Rule 3907. Concurrent Resolutions, When Printed. (a) Concurrent resolutions to amend the Constitution of Kansas, to call a constitutional convention to amend the Kansas constitution, to ratify amendments to the Constitution of the United States, to apply for a United States constitutional convention or to amend the joint rules of the House and Senate shall be printed as provided for bills under Rule 3902.

(b) Other concurrent resolutions shall be printed as provided for bills under Rule

3902, unless otherwise directed by the Speaker.

Rule 3908. Embellished Printing of Certain Resolutions. Unless otherwise directed by the Speaker, not more than five copies of any enrolled House resolution and any enrolled House concurrent resolution may be printed on embellished parchment and shall be distributed as directed by the resolution. Additional copies of any resolution may be printed on embellished parchment and mailed at the expense of the member requesting such additional copies.

Rule 3909. House Resolutions. Subject to Rule 3908, House resolutions shall not be printed, except resolutions to amend rules of the House, to approve or disapprove executive reorganization orders or if the resolution has been referred to a committee, in which cases the resolution shall be printed.

ARTICLE 41. JOURNAL AND CALENDAR

Rule 4101. Journal; Preparation. The daily Journal of the House of Representatives shall be prepared by the chief clerk in accordance with the Rules of the House.

Rule 4102. Entering in Journal. When a bill, order, motion or resolution is entered in the Journal, the names of the members or legislative committee introducing or moving the same shall be entered.

Rule 4103. Resolutions in Journal. All House resolutions and all House concurrent resolutions shall be printed in the Journal when introduced.

Rule 4104. Messages from the Governor in Journal. All messages from the Governor and all executive reorganization orders shall be printed in the Journal.

Rule 4105. Calendar; Preparation. The House Calendar shall be prepared for each legislative day by the chief clerk in accordance with the Rules of the House.

Rule 4106. Status of Bills and Resolutions Shown in Calendar. The status of all House and Senate bills and concurrent resolutions and House resolutions shall be shown by number in the Calendar for each legislative day.

Rule 4107. Copies of Journals and Calendars. Each member shall be furnished with a printed copy of the daily Journal and the daily Calendar.

ARTICLE 43. MISCELLANEOUS

Rule 4301. Employees; Employment. Such employees as are necessary to enable the officers, members and committees to properly perform their duties and transact the business of the House with efficiency and economy shall be recruited under the supervision of the director of legislative administrative services subject to approval of the Speaker. The director of legislative administrative services shall keep a roster of the employees of the House and an account of the hours of service performed. No employee shall lobby for or against any measure pending in the Legislature and any employee violating this rule shall be discharged immediately.

Rule 4302. Special Order. Any matter may be made the special order for any particular time or day, but all requests and motions for special orders shall be referred to the Committee on Rules and Journal, which may designate particular times and days for such special orders and report to the House for its approval. Upon adoption of such report by 2/3 of the members present, the matters designated shall stand as special orders for the times stated, but no special order shall be made more than seven days in advance. This Rule 4302 shall not apply to executive reorganization orders or resolutions relating thereto.

Rule 4303. Petitions; Presentation. Petitions and memorials addressed to the House shall be presented by a member.

Rule 4304. Petitions; Endorse Name. Each member presenting a petition or memorial shall endorse it with their name or the name of the committee, and a brief statement of its subject.

Rule 4305. Open Meetings. The open meeting law (K.S.A. 75-4317 et seq., and amendments thereto) shall apply to meetings of the House of Representatives and all of its standing committees, select committees, special committees and subcommittees of any of such committees. Caucuses of the House majority party may be closed as determined by the Majority Leader. Caucuses of the House minority party may be closed as determined by the Minority Leader.

ARTICLE 45. EXECUTIVE REORGANIZATION ORDERS

Rule 4501. Referral of Executive Reorganization Orders. Whenever an executive reorganization order is received from the Governor, it shall be referred to an appropriate committee by the Speaker.

Rule 4502. Committee Report on Executive Reorganization Orders. If the committee to which an executive reorganization order is referred recommends that the executive reorganization order be disapproved, the committee, not later than 15 calendar days after referral of the executive reorganization order to the committee, shall introduce a resolution for disapproval of the executive reorganization order. Such resolution shall be accompanied by the report of the committee recommending that the resolution be adopted.

Rule 4503. Return in Event of Committee's Failure to Report. If a committee fails to report upon an executive reorganization order within 15 calendar days after the executive reorganization order is referred to the committee, the committee shall be deemed to have recommended approval of the executive reorganization order.

Rule 4504. Special Order of Business for ERO. When a resolution for disapproval of an executive reorganization order is introduced and accompanied by the committee's report recommending adoption of the resolution, action on the resolution shall be made the special order of business on a particular day and hour specified by the Speaker but not later than the last day the executive reorganization order may be disapproved under section 6 of article 1 of the Constitution of Kansas. A resolution for disapproval of an executive reorganization order shall be considered under the order of business Final Action and shall be subject to debate and final action by the House.

Rule 4505. Nonapplication to Bills. This Article 45 shall not apply to bills amending or otherwise affecting executive reorganization orders.

Rule 4506. Nonaction When Moot. The House shall act on any resolution for disapproval of an executive reorganization order unless at the time set for such action the Senate has already rejected such executive reorganization order.

ARTICLE 47. IMPEACHMENT

Rule 4701. Impeachment; Powers. Nothing in the rules of the House or in any statute shall be deemed to impair or limit the powers of the House of Representatives with respect to impeachment.

Rule 4702. Same; Select Committee. The Speaker may appoint a select committee comprised only of members of the House of Representatives, and appoint its chairperson, to inquire into any impeachment matter. Any such committee may be appointed at any time and shall meet at the call of its chairperson or at the direction of the House, with the numbers of such appointees being minority party members and majority party members in the same proportion as for the entire House membership.

Rule 4703. Same; Reference. The Speaker may refer any impeachment inquiry or other impeachment matter to any standing committee or any select committee appointed under Rule 4702, and any committee to which such a referral has been made shall meet on the call of its chairperson.

Rule 4704. Same; Report. Whenever a report is made by a committee to which an impeachment inquiry or other impeachment matter has been referred, the report thereon shall be made to the full House of Representatives, except that any such report may be submitted preliminarily to the Speaker.

Rule 4705. Same; Call into Session. The Speaker or a majority of the members then elected (or appointed) and qualified of the House of Representatives may call the House of Representatives into session at any time to consider any impeachment matter.

Rule 4706. Same; Procedure. The Speaker and any officer or committee acting under authority of this rule may follow any statutory procedure to the extent the same is not in conflict with the provisions of this rule, but nothing in this rule nor in any statute shall be deemed to constitute a waiver of any inherent powers of the House of Representatives.

ARTICLE 49. REPRIMAND, CENSURE OR EXPULSION OF MEMBERS

Rule 4901. Complaint. When any member of the House of Representatives desires to lodge a complaint against any other member of the House of Representatives, requesting that the member be reprimanded, censured or expelled for any misconduct, the complaining member shall file a written statement of such complaint with the chief clerk, and such complaint shall bear the signature of the complaining member.

Rule 4902. Select Committee; Consideration of Complaint. (a) Whenever any complaint has been filed under Rule 4901, the Speaker shall appoint a select committee of six members for consideration thereof except that if the complaint is filed against the Speaker, the Speaker Pro Tem shall appoint the select committee of six members. A select committee created under this subsection (a) shall be comprised equally of majority and minority party members.

(b) The select committee may dismiss the complaint after the inquiry or may set the matter for hearing. Reasonable notice and an opportunity to appear shall be afforded the member complained of at any hearing held hereunder. Any select committee meeting under authority of this section shall constitute an investigating committee under article 10 of chapter 46 of the Kansas Statutes Annotated and shall be authorized to meet and exercise compulsory process without any further authorization of any kind, subject, however, to limitations and conditions prescribed in article 10 of chapter 46 of the Kansas Statutes Annotated.

(c) Upon completing its hearing the deliberations thereon, the select committee may dismiss the complaint or may make recommendations to the full House of Representatives for reprimand, censure or expulsion.

Rule 4903. Action by House. Upon receiving any report under Rule 4902, the House of Representatives may, without further hearing or investigation, reprimand, censure or expel the member complained of. Reprimand, censure or expulsion of a member shall require a 2/3 majority vote of those members elected (or appointed) and qualified of the House of Representatives.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Hawkins, **HCR 5002**, by Representatives Ryckman, Hawkins and Sawyer, was introduced and adopted.

A CONCURRENT RESOLUTION providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Senate and House of Representatives meet in joint session in Representative Hall at 6:00 p.m. on January 16, 2019, for the purpose of hearing the message of the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of representatives be appointed to wait upon the Lieutenant Governor.

In accordance with **HCR 5002**, Speaker Ryckman appointed Reps. Baker, Landwehr and Ballard to escort the Governor.

Also, Reps. Arnberger, Kessinger and Burroughs to escort the Lieutenant Governor.

Also, Reps. Wheeler, Owens and Clayton to escort the Supreme Court.

Also, Reps. Carlson, Thimesch and Neighbor to escort the Senate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following prefiled bills were introduced and read by title:

HB 2001, AN ACT concerning agriculture; relating to environmental remediation; extending the sunset date for the remediation linked deposit loan program, the remediation reimbursement program and the Kansas agricultural remediation fund; amending annual assessment rates; amending K.S.A. 2-3712 and K.S.A. 2018 Supp. 2-3713 and 2-3714 and repealing the existing sections, by Representative Hoffman.

HB 2002, AN ACT concerning property taxation; relating to fire districts; limitation on tax exemption, by Representative Resman.

HB 2003, AN ACT concerning the division of vehicles; relating to driver's licenses and identification cards; creating the limited driver's license and identification card; eligibility; amending K.S.A. 2018 Supp. 8-237, 8-240 and 8-1324 and repealing the existing sections, by Representative Victors.

HB 2004, AN ACT concerning consumer protection; relating to the Kansas no-call act; prohibiting conveyances of telephone numbers to out-of-state entities; prohibiting the transmission of inaccurate caller-ID information for financial gain; restricting use of automatic dialing-announcing devices; amending K.S.A. 2018 Supp. 50-670 and repealing the existing section, by Representative Rhiley.

HB 2005, AN ACT concerning income taxation; relating to Kansas itemized deductions of an individual, election; amending K.S.A. 2018 Supp. 79-32,120 and repealing the existing section, by Representative Bishop.

HB 2006, AN ACT concerning the department of commerce; relating to the disclosure of economic development incentive program data, tax credit programs and certain property tax exemptions; required database; amending K.S.A. 2018 Supp. 75-5133 and 79-3234 and repealing the existing sections, by Representative K. Williams.

HB 2007, AN ACT concerning motor vehicles; relating to distinctive license plates;

providing license plates for retired members of the United States army, navy, marine corps, air force and coast guard; amending K.S.A. 2018 Supp. 8-1,141 and 8-1,147 and repealing the existing sections, by Representative K. Williams.

HB 2008, AN ACT exempting the state of Kansas from daylight saving time, by Representative K. Williams.

HB 2009, AN ACT concerning legal public holidays; designating indigenous peoples day; amending K.S.A. 2018 Supp. 35-107 and 35-205 and repealing the existing sections, by Representatives Highberger and Victors.

HB 2010, AN ACT concerning state governmental ethics; relating to lobbying restrictions; amending K.S.A. 46-232 and repealing the existing section, by Representative Ward.

HB 2011, AN ACT concerning sales taxation; relating to exemptions; required textbooks; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Representative Hoheisel.

HB 2012, AN ACT concerning workers compensation; relating to the prevailing factor standard of causation; amending K.S.A. 2018 Supp. 44-508 and 44-510k and repealing the existing sections, by Representative Carmichael.

HB 2013, AN ACT concerning workers compensation; relating to medical guides for the determination of impairment; amending K.S.A. 2018 Supp. 44-510d and 44-510e and repealing the existing sections, by Representative Carmichael.

HB 2014, AN ACT concerning workers compensation; relating to disallowance of compensation for injuries; amending K.S.A. 2018 Supp. 44-501 and repealing the existing section, by Representative Carmichael.

HB 2015, AN ACT repealing K.S.A. 2018 Supp. 75-3740e, 75-3740f and 75-3740g; concerning state contract requirements regarding anti-Israel boycotts, by Representative Carmichael.

HB 2016, AN ACT concerning workers compensation; relating to benefit reductions due to retirement benefits; amending K.S.A. 2018 Supp. 44-501 and repealing the existing section, by Representative Carmichael.

HB 2017, AN ACT concerning employment; relating to local government control over wages, compensation or benefits for construction projects; amending K.S.A. 2018 Supp. 12-16,132 and 19-26,114 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 12-16,131, by Representative Curtis.

HB 2018, AN ACT concerning elections; relating to election crimes; prosecution; amending K.S.A. 2018 Supp. 25-2435 and repealing the existing section, by Representative Carmichael.

HB 2019, AN ACT concerning elections; relating to voting; penalties for voting crimes; amending K.S.A. 2018 Supp. 25-1128, 25-2409, 25-2416, 25-2423, 25-2431 and 25-2507 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 25-2434, by Representative Carmichael.

HB 2020, AN ACT concerning attorneys; relating to the supreme court nominating commission and judicial district nominating commissions; selection of chairperson and members; attorney licensure and information; amending K.S.A. 2018 Supp. 7-127, 20-122, 20-123, 20-130, 20-2904 and 20-2907 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 20-170, 20-171 and 20-2917, by Representative Carmichael.

HB 2021, AN ACT concerning state offices; relating to term limits; amending K.S.A. 25-101b and 40-106 and repealing the existing sections, by Representative Corbet.

HB 2022, AN ACT concerning the minimum wage; enacting the Kansas working families pay raise act; amending K.S.A. 2018 Supp. 44-1203 and repealing the existing section, by Representative Ward.

HB 2023, AN ACT concerning crimes, punishment and criminal procedure; relating to the criminal use of weapons; amending K.S.A. 2018 Supp. 21-6301 and repealing the existing section, by Representative Ward.

HB 2024, AN ACT concerning consumer protection; relating to the Kansas no-call act; restricting the use of automatic dialing-announcing devices and the use of false information in a telephone caller identification system; amending K.S.A. 2018 Supp. 50-670 and repealing the existing section, by Representative Highberger.

HB 2025, AN ACT concerning the revised Kansas code for care of children; relating to definitions; interested parties; amending K.S.A. 2018 Supp. 38-2202 and 38-2241 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 38-2202, as amended by section 9 of chapter 107 of the 2018 Session Laws of Kansas, by Representative Capps.

HB 2026, AN ACT enacting the fire sprinkler industry act; creating the fire sprinkler industry act fee fund, by Representative Frownfelter.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2027, AN ACT concerning evidence based juvenile programs; making and concerning appropriations for the fiscal year ending June 30, 2019, for various agencies, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2028, AN ACT concerning the department of corrections; evidence-based programs account; authorized uses; amending K.S.A. 2018 Supp. 75-52,164 and repealing the existing section, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2029, AN ACT repealing K.S.A. 65-6230; concerning the health care compact, by Representative Ward.

HB 2030, AN ACT concerning the Kansas program of medical assistance; expanding eligibility therefor; amending K.S.A. 2018 Supp. 39-709 and repealing the existing section, by Representative Ward.

HB 2031, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; definition of service-connected; amending K.S.A. 74-4952 and repealing the existing section, by Joint Committee on Pensions, Investments, and Benefits.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following prefiled concurrent resolution was introduced and read by title:

HOUSE CONCURRENT RESOLUTION No. **HCR 5001**—
By Representative Corbet

A PROPOSITION to amend section 1 of article 1 of the constitution of the state of Kansas, relating to term limits for the offices of secretary of state and attorney general.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members

elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 1 of article 1 of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 1. Executive officers; selection; terms. (a) The constitutional officers of the executive department shall be the governor, lieutenant governor, secretary of state, and attorney general, who shall have such qualifications as are provided by law. Such officers shall be chosen by the electors of this state at the time of voting for members of the legislature in the year 1974 and every four years thereafter, and such officers elected in 1974 and thereafter shall have terms of four years which shall begin on the second Monday of January next after their election, and until their successors are elected and qualified. In the year 1974 and thereafter, at all elections of governor and lieutenant governor the candidates for such offices shall be nominated and elected jointly in such manner as is prescribed by law so that a single vote shall be cast for a candidate for governor and a candidate for lieutenant governor running together, and if such candidates are nominated by petition or convention each petition signature and each convention vote shall be made for a candidate for governor and a candidate for lieutenant governor running together.

(b) No person may be elected to more than two successive terms as:

- (1) Governor ~~nor to more than two successive terms as;~~
- (2) lieutenant governor;
- (3) *secretary of state; and*
- (4) *attorney general."*

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. The purpose of this amendment is to extend the same term limit of two successive terms that now applies to the offices of governor and lieutenant governor to the offices of secretary of state and attorney general.

"A vote for this proposition would extend the same term limit to all constitutional officers of the executive branch of state government.

"A vote against this proposition would continue the status quo of no term limits for the offices of secretary of state and attorney general."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020 unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

MESSAGES FROM THE SENATE

Announcing adoption of **SR 1701**, a resolution relating to the organization of the 2019 Senate and selection of the following officers:

Susan Wagle, President,
Jeff Longbine, Vice President,
Jim Denning, Majority Leader,
Anthony Hensley, Minority Leader,
Corey Carnahan, Secretary,
Charles (Nick) Nicolay, Sergeant-at-Arms,
and awaits the pleasure of the House of Representatives.

Announcing adoption of **SCR 1602**, a concurrent resolution relating to a committee to wait upon the Governor and advise her the 2019 session of the Legislature is duly organized and ready to receive communication. Senators Tyson and Hawk are appointed as Senate members of the committee to wait upon the Governor.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was thereupon introduced and read by title:

SCR 1602

INTRODUCTION OF GUESTS

Speaker Ryckman introduced Dr. Jeremy Presley, President, Kansas Academy of Family Physicians.

Dr. Presley was born in Hays, Kansas and grew up in Dodge City, Kansas. He is a 2000 graduate of Baker University and a 2007 graduate of University of Kansas School of Medicine.

Dr. Presley has practiced in Dodge City, Kansas since 2010 as a partner of Family Practice Associates of Western Kansas, LLC. He is currently the Chief of Staff at Western Plains Medical Complex. Dr. Presley has served on the Dodge City Community College Board of Trustees since 2013 and has been on the Fort Hays State University Doctor of Nurse Practitioner Advisory Board since 2016. Dr. Presley is currently volunteer clinical faculty for the KU School of Medicine medical students and residents.

The Academy sponsors the doctor of the day program and provides daily assistance for health concerns of those serving the Statehouse during the session.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, January 15, 2019.

Journal of the House

SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 15, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Rep. Lewis was excused on verified illness.

Reps. Claeys, Holscher and Victors were excused on excused absence by the Speaker.

Prayer by guest chaplain, Rick Wright, interim pastor, New Life Church, Wathena, and guest of Rep. Garber:

Almighty and Holy God, Creator of heaven and earth. We come humbly before You today to acknowledge our need for divine guidance - just as our forefathers did. We ask Your forgiveness for sinning against You, both as individuals, and as lawmakers of this state. We confess that we have turned to our own desires and wisdom all too often. We ask forgiveness for being more concerned about what other people think about our decisions than what You think. We commit this day to follow Your leading, Your laws and Your ways.

I pray that You God would give courage and wisdom to each person to conduct themselves in a way that pleases You. I pray each person would make decisions on ALL issues in a way that would honor the God that is able to preserve us a great state, and to bless our people, or is also able to bring us low and humble us. I pray that these men and women, the representatives of Kansas would bless You today. I pray we would all humble ourselves before You and would heed and follow Your instructions as laid out clearly in the Bible. The Bible that our country's and our state's laws are built upon. The Bible that tells us about the grace, forgiveness, and the return of the King of Kings, and Lord of Lords, whose name is Jesus. It's in His mighty Name we pray, Amen.

The Pledge of Allegiance was led by Rep. Hineman.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill and concurrent resolution were introduced and read by title:

HB 2032, AN ACT concerning gaming; relating to the Kansas expanded lottery act; operation and management of sports gaming, by Representative Frownfelter.

HOUSE CONCURRENT RESOLUTION No. **HCR 5003**—

By Representative Corbet

A PROPOSITION to amend section 2 of article 2 of the constitution of the state of Kansas; relating to senators and representatives.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 2 of article 2 of the constitution of the state of Kansas is hereby amended to read as follows:

"**§ 2. Senators and representatives.** (a) The number of representatives and senators shall be regulated by law, but shall not exceed ~~one hundred twenty-five~~ 125 representatives and ~~forty~~ 40 senators. Representatives and senators shall be elected from single-member districts prescribed by law. Representatives shall be elected for two-year terms. Senators shall be elected for four-year terms. The terms of representatives and senators shall commence on the second Monday of January of the year following election.

(b) (1) *From and after January 11, 2021, no individual shall be elected as a representative for more than six consecutive two-year terms.*

(2) *From and after January 11, 2021, no individual shall be elected as a senator for more than three consecutive four-year terms.*

(3) *For the purpose of computing the time period under either paragraph (1) or (2) of this subsection, no time spent serving as either a representative or senator prior to January 11, 2021, shall be counted."*

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment would limit an individual's service as a state representative to six consecutive two-year terms starting on January 11, 2021. This amendment would limit an individual's service as a state senator to three consecutive four-year terms starting on January 11, 2021. Any terms of service occurring prior to January 11, 2021, and any nonconsecutive terms, would not be subject to this limitation.

"A vote for this proposition would limit the service of an individual as a state representative to six consecutive two-year terms starting on January 11, 2021, and also limit the service of an individual as a state senator to three consecutive four-year terms starting on January 11, 2021.

"A vote against this proposition would retain the current constitutional provisions that impose no limitations on the number of terms an individual may serve as a representative or as a senator."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020 unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2001.**

Children and Seniors: **HB 2025.**

Commerce, Labor and Economic Development: **HB 2006, HB 2012, HB 2013, HB 2014, HB 2016, HB 2017, HB 2022, HB 2026.**

Elections: **HB 2010, HB 2019, HB 2021, HCR 5001.**

Energy, Utilities and Telecommunications: **HB 2004, HB 2024.**

Federal and State Affairs: **HB 2008, HB 2009, HB 2015, HB 2023.**

Financial Institutions and Pensions: **HB 2031.**

Health and Human Services: **HB 2029, HB 2030.**

Judiciary: **HB 2018, HB 2020.**

Local Government: **HB 2002.**

Rules and Journal: **HR 6004.**

Taxation: **HB 2005, HB 2011.**

Transportation: **HB 2003, HB 2007.**

Transportation and Public Safety Budget: **HB 2027, HB 2028.**

STANDING COMMITTEES OF THE HOUSE LEGISLATIVE SESSION 2019

Agriculture: Highland, *Chairperson*; Smith, E., *Vice Chairperson*; Blex, Hibbard, Jacobs, Karleskint, Lewis, Orr, Pannbacker, Schreiber, Seiwert, Thompson Carlin, *Ranking Minority Member*; Horn, Probst, Weigel, Xu

Agriculture and Natural Resources Budget: Dove, *Chairperson*; Hibbard, *Vice Chairperson*; Clark, Jacobs, Lewis, Orr Carlin, *Ranking Minority Member*; Gartner, Warfield

Appropriations: Waymaster, *Chairperson*; Hoffman, *Vice Chairperson*; W. Carpenter, Claeys, Concannon, Dove, Francis, Johnson, Landwehr, Owens, Proehl, Rahjes, Ralph, Sutton, Tarwater, K. Williams Wolfe Moore, *Ranking Minority Member*; Alcalá, Ballard, Burroughs, Carlin, Helgerson, Parker

Calendar and Printing: Hawkins, *Chairperson*; Ryckman, *Vice Chairperson*; Finch, Mason

Parker, *Ranking Minority Member*; Horn

Children and Seniors: Concannon, *Chairperson*; Humphries, *Vice Chairperson*; Carlson, Dierks, Esau, Garber, Mastroni, Rhiley, Waggoner
Ousley, *Ranking Minority Member*; Lusk, Neighbor, Ruiz, S.

Commerce, Labor and Economic Development: Tarwater, *Chairperson*; Corbet, *Vice Chairperson*; W. Carpenter, Croft, Highland, Hineman, Hoffman, Kessinger, Long, Mason, Ralph, K. Williams
Frownfelter, *Ranking Minority Member*; Burroughs, Curtis, Probst, Ruiz, L.

Corrections and Juvenile Justice: Jennings, *Chairperson*; Delperdang, *Vice Chairperson*; French, Owens, Pannbacker, F. Patton, Resman, Smith, E., Wheeler
Highberger, *Ranking Minority Member*; Carmichael, Kuether, Weigel

Education: Huebert, *Chairperson*; Dietrich, *Vice Chairperson*; Erickson, Helmer, Johnson, Karleskint, Samsel, Schreiber, Smith, A., Thomas, Toplikar, Vickrey
Ward, *Ranking Minority Member*; Benson, Clayton, Stogsdill, Xu

Elections: Sutton, *Chairperson*; B. Carpenter, *Vice Chairperson*; Awerkamp, Clark, Collins, Dove, Moore, Rhiley, Waggoner
Parker, *Ranking Minority Member*; Hodge, Ousley, Whipple

Energy, Utilities and Telecommunications: Seiwert, *Chairperson*; Schreiber, *Vice Chairperson*; Bergquist, Corbet, Cox, Delperdang, Garber, Hoheisel, Long, Samsel, Thimesch, Warren
Kuether, *Ranking Minority Member*; Carmichael, Frownfelter, Gartner, Neighbor

Federal and State Affairs: Barker, *Chairperson*; Awerkamp, *Vice Chairperson*; Arnberger, Burris, B. Carpenter, Eplee, Erickson, Houser, Humphries, Jacobs, Karleskint, Kessinger, Mason, Resman, Smith, E., Thomas
Ruiz, L., *Ranking Minority Member*; Clayton, Henderson, Highberger, Lusk, Stogsdill, Woodard

Financial Institutions and Pensions: Kelly, *Chairperson*; Orr, *Vice Chairperson*; Blex, Carlson, Cox, Delperdang, Dietrich, Lynn, Mastroni, Rhiley, Toplikar, Wasinger
Finney, *Ranking Minority Member*; Benson, Frownfelter, Weigel, Xu

General Government Budget: Claeys, *Chairperson*; Arnberger, *Vice Chairperson*; Delperdang, French, Helmer, Long
Burroughs, *Ranking Minority Member*; Amyx, Henderson

Health and Human Services: Landwehr, *Chairperson*; Eplee, *Vice Chairperson*; Arnberger, Barker, Bergquist, Blex, Collins, Ellis, Howard, Kelly, Lynn, Warren
Murnan, *Ranking Minority Member*; Bishop, Henderson, Holscher, Horn

Higher Education Budget: Rahjes, *Chairperson*; Phillips, *Vice Chairperson*; Burris, B. Carpenter, Moore, Wasinger
Whipple, *Ranking Minority Member*; Parker, Woodard

Insurance: Vickrey, *Chairperson*; Cox, *Vice Chairperson*; Awerkamp, Capps, B. Carpenter, Collins, Dierks, Dove, Moore, Rhiley, Sutton, Waggoner
Neighbor, *Ranking Minority Member*; Bishop, Finney, Frownfelter, Woodard

Interstate Cooperation: Ryckman, *Chairperson*; Finch, *Vice Chairperson*; B. Carpenter, Hawkins, Mason
Winn, *Ranking Minority Member*; Holscher

Judiciary: F. Patton, *Chairperson*; Ralph, *Vice Chairperson*; Bergquist, Burris, Garber, Hoheisel, Humphries, Jennings, Owens, Samsel, Warren, Wheeler
Carmichael, *Ranking Minority Member*; Curtis, Highberger, Kuether, Ohaebosim

K-12 Education Budget: K. Williams, *Chairperson*; Hoffman, *Vice Chairperson*; Dietrich, Erickson, Huebert, Landwehr, Smith, A., Tarwater, Thomas
Winn, *Ranking Minority Member*; Holscher, Lusk, Ward

Legislative Budget (House): Waymaster, *Chairperson*; Hoffman, *Vice Chairperson*; Finch, Hawkins, Ryckman
NON-EXISTENT, *Ranking Minority Member*; Alcala, Helgerson, Wolfe Moore

Local Government: Thompson, *Chairperson*; Bergquist, *Vice Chairperson*; Capps, Clark, Esau, Howard, Lewis, Long, Moore
Curtis, *Ranking Minority Member*; Amyx, Bishop, Ousley

Rules and Journal: Finch, *Chairperson*; Sawyer, *Vice Chairperson*; Highland, Humphries, F. Patton, Ralph
Highberger

Rural Revitalization: Hineman, *Chairperson*; Smith, A., *Vice Chairperson*; Baker, Collins, Donohoe, Helmer, Hibbard, Highland, Jennings, Pannbacker, Vickrey, Waggoner
Probst, *Ranking Minority Member*; Hodge, Holscher, Horn, Murnan

Social Services Budget: W. Carpenter, *Chairperson*; Mastroni, *Vice Chairperson*; Carlson, Donohoe, Howard, Lynn
Ballard, *Ranking Minority Member*; Murnan, Ruiz, S.

Taxation: Johnson, *Chairperson*; Mason, *Vice Chairperson*; Baker, Barker, Concannon, Corbet, Croft, Eplee, Hineman, Kelly, Phillips, Proehl, Rahjes, Thimesch, Toplikar, Wasinger
Gartner, *Ranking Minority Member*; Alcala, Clayton, Helgerson, Stogsdill, Warfield, Wolfe Moore

Transportation: Proehl, *Chairperson*; Thimesch, *Vice Chairperson*; Awerkamp, Baker, Claeys, Cox, Francis, Hoheisel, Houser, Seiwert, Sutton, Thompson
Helgerson, *Ranking Minority Member*; Ballard, Ohaebosim, Pittman, Victors

Transportation and Public Safety Budget: Francis, *Chairperson*; Resman, *Vice Chairperson*; Ellis, Esau, Houser, Kessinger
Pittman, *Ranking Minority Member*; Benson, Victors

Veterans and Military: Clark, *Chairperson*; Ellis, *Vice Chairperson*; Croft, Dierks, Dietrich, French, Howard, Phillips, Wheeler
Weigel, *Ranking Minority Member*; Pittman, Ruiz, S., Warfield

COMMUNICATIONS FROM STATE OFFICERS

From Derek Schmidt, Kansas Attorney General, Abuse, Neglect and Exploitation Unit, Fiscal Year 2018 Annual Report.

From Shari Feist Albrecht, Chair and Ryan A. Hoffman, Director, Conservation Division, Kansas Corporation Commission, Abandoned Oil & Gas Well Status, Annual Report 2019.

From Kansas Corporation Commission, Oil and Gas Remediation Site Status, Annual Report 2019.

From The Kansas Board of Regents, Kan-Ed Summary Report per KSA 75-7226.

From The Kansas Board of Regents, Postsecondary Technical Education Authority (TEA) FY 2018 Summary Report.

From Joseph House, Paramedic, Executive Director, Kansas Board of Emergency Medical Services, Annual Report, 2018.

From the Office of Governor Jeff Colyer, M.D.:

A Message Regarding Issuance of Executive Clemency.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, January 16, 2019.

Journal of the House

THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 16, 2019, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Claeys, Lewis and Sutton were excused on verified illness.

Prayer by Chaplain Brubaker:

Good and gracious God,
as we begin this new year, we do so with a great hope.
New legislators as well as returning ones,
have come hoping to make a difference.
In their minds,
they have already thought of what steps will need to be taken.
However, Your Word in Proverbs 16:9 tell us, that
“in their hearts humans plan their course,
but the Lord establishes their steps.”
And in Psalm 94:11,
“The Lord knows all human plans;
he knows that they are futile.”
This is why today,
I come to You on behalf of these leaders,
asking You to grant them Your
wisdom and discernment
and to acknowledge their dependence on You.
I ask for Your blessing
upon these men and women
who are settling into new spaces and committees.
As they get further into the session,
grant that they be good in thought,
gracious in word, generous in deed and great in spirit.
May all that is done this day be done
for Your honor and glory.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Wolfe Moore.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2033, AN ACT concerning concerning sales and compensating use tax; relating to countywide retailers' sales tax, ballot authority, Dickinson, Jackson and Russell counties, rates, Thomas county; amending K.S.A. 2018 Supp. 12-187 and 12-189 and repealing the existing sections, by Committee on Taxation.

HB 2034, AN ACT enacting the supported decision-making agreements act; relating to decision-making assistance for adults, by Committee on Federal and State Affairs.

HB 2035, AN ACT concerning alcoholic beverages; relating to cereal malt beverages and enforcement of laws regulating the sale thereof; amending K.S.A. 2018 Supp. 41-106 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2036, AN ACT repealing K.S.A. 2018 Supp. 75-6705; relating to the use of state appropriated moneys to lobby on gun control issues, by Representative Woodard.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill and concurrent resolution were referred to committees as indicated:

Elections: **HCR 5003**.

Federal and State Affairs: **HB 2032**.

COMMUNICATIONS FROM STATE OFFICERS

From Earl Lewis, Interim Director, Kansas Water Office, 2019 Kansas Water Authority Annual Report.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing adoption of **HCR 5002**, a concurrent resolution providing for joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

The following Senate escorts are appointed for the State of the State:

To escort the Governor: Senators Bowers and Pettey

To escort the Lt. Governor: Senators Berger and Faust-Goudeau

To escort the Supreme Court: Senators Rucker and Miller

Announcing adoption of **SCR 1603**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate concurrent resolution was thereupon introduced and read by title:

SCR 1603.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Hawkins to replace Rep. Sutton on Committee on House Insurance on January 16, 2019.

On motion of Rep. Hawkins, the House recessed until 6:00 p.m.

EVENING SESSION

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

It being the hour in accordance with **HCR 5002** to meet in joint session with the Senate to hear the message of the Governor, Reps. Carlson, Thimesch and Neighbor escorted President Wagle and memers of the Senate to seats in the House.

Reps. Wheeler, Owens and Clayton and Senators Rucker and Miller escorted the Supreme Court to seats in the House.

Reps. Arnberger, Kessinger and Burroughs and Senators Berger and Faust-Goudeau escorted the Lt. Governor to a seat in the House.

Reps. Baker, Landwehr and Ballard and Senators Bowers and Pettey escorted the Governor to the rostrum.

Governor Laura Kelly's Complete Text of the State of the State

Mr. Speaker, Madam President, Chief Justice, Members of the Supreme Court, Members of the

Legislature, Honored Guests, and my Fellow Kansans:

What a profound honor to stand before you tonight to offer a vision for the state we all love.

In the east gallery, I'm joined by the man I often joke about as "my long-suffering husband," Ted Daughety. But he truly has been a pillar of support for me and my daughters for over 30 years - and especially the last 13 months.

Our daughters, Kathleen and Molly, were here earlier this week.

Every time I see them, I'm reminded of why Ted and I made our home in Kansas over three decades ago. What a wise decision that was. The upbringing we were able to give our daughters in this magnificent state helped mold them into two remarkable individuals.

I'm very proud of them - and the strong, talented women they have become.

My partner on this journey, Lieutenant Governor Lynn Rogers, is here with his wife Kris. Kansans will be hard pressed to find a more energetic, big-hearted, dedicated lieutenant governor. Lynn will be a true asset to our state as he works to cultivate growth in rural Kansas.

I'm also thrilled to welcome members of my new Cabinet.

From the beginning, I committed to building a strong, diverse, dynamic group to rebuild our state. You'll recognize both Democrats and Republicans, women and men, a mix of seasoned veterans and fresh faces, all with a love for Kansas and a sincere desire to serve. And I thank them for their willingness to take on these new challenges.

And to the Kansas Legislature: welcome back! It's wonderful to see so many old friends and also so many new leaders. I know I'm in a new role, but I want to maintain my working relationship with you. We are all in this together, we've got to be pulling in the same direction. There's so much at stake. And I look forward to working with you.

It has been quite a week. I'm not usually one for ceremonial fanfare, but I've treasured every minute. From the day of service to the inauguration on the capitol steps to this incredibly surreal moment.

But I'm also ready to get to work.

My message to you this evening is both constitutionally-mandated and a time-honored tradition. Of course, the personalities and dynamics shift over time, but the backdrop, and the fundamental tasks at hand, never change.

I am here, as your governor, to offer a blueprint for the year ahead. You are here, as lawmakers, to enact a budget. This has been done 157 times before.

Yet, something feels different tonight.

After a decade of crises - starting with the Great Recession, followed by a self-inflicted budget catastrophe - we found ourselves at a turning point. We were at times weary, frustrated and, sadly, untrusting of one another.

But, in the end, it came down to a fundamental question. We had to ask, what is Kansas worth?

This was not just a matter of dollars and cents. It forced us to re-examine some of our most deeply-held convictions, and it was a painful process.

But as problems piled up, we had to accept reality. In 2017, we defied the odds, acknowledged the mistake, and hit "reset" in a historic act of bipartisanship.

That is what it means to be a Kansan.

Regardless of our state's partisan breakdown, our crowning achievements have always been won on the middle ground.

Now, tonight we will start a new chapter. We must unite around the values we share ... we must always remember that the people who sent us here expect compromise and results.

But we must also strike a delicate balance in the days ahead. It will require an acknowledgment of the entire Kansas story. Not just one fiscal year or one moment in time.

It is with this renewed sense of purpose, appreciation for our past struggles, and optimism for our next chapter that I proudly report:

The state of our state is improving.

2019 offers an unmatched opportunity for Kansas to continue its upward climb. But for our fragile recovery to continue, we must resist running to our partisan corners. We must keep our eyes fixed on the task at hand - and the job we were elected to do.

And all of that begins at the heart of our communities - in our public schools.

Just a few weeks ago, a story in the newspaper caught my eye. It was about a young man named Braxton Moral. He will graduate from Ulysses High School and Harvard University. That's right, Harvard, this year at the tender age of 16. He will graduate with a Bachelor's Degree in government, and a minor in English. All while he is still in high school right here in Kansas.

And he has big plans after graduation - he is looking ahead to law school.

Braxton is obviously a uniquely talented student. But he also reminds us of what young people will accomplish when given the opportunity. Braxton is here today with his family in the east gallery - I ask you to join me in recognizing this amazing young Kansan.

Students like Braxton exemplify the transformative power of our public schools. A place where all Kansas children who strive can reach their potential and overcome any obstacle, no matter where they come from.

But only if we, as elected leaders hold up our end of the bargain.

Unfortunately, throughout Kansas' decades-long debate over school funding, we've fallen into a troubling pattern. It begins with a promise from elected leaders to fund our schools. Then a failure to follow through on that promise.

That is going to change this year. This year, we will end this cycle of litigation and meet the needs of our students and teachers once and for all.

The days of doing the bare minimum to fund our schools are over. It stops now.

Remember, just a few short years ago, schools closed early because they literally could not afford to stay open. Test scores dropped for the first time in a decade. Class sizes grew - some with more than 30 kids in a single classroom.

Superintendents and principals struggled to hold their districts together, often taking on multiple roles like counselor or bus driver. Sometimes they even refused to be paid, just to keep their budgets above water.

Teachers fled the state. And those who stayed received an average salary that ranked 42nd in the nation.

The consequences were tangible and the scars are lasting. Never again.

We're going to properly fund our schools this year. And next year. And the year after that. Every year, every month, every day that I'm governor.

And we're going to make sure our schools prepare our children for a changing economy. Modern classrooms with modern technologies.

Because at the end of the day, we need our children to graduate high school or college or technical school so they can find jobs right here in Kansas. So they can stay here and raise their families close to home.

When I began work on the state's budget last month, this was the very first decision I made.

Budgets reflect our priorities, and my number one priority will always be our public schools.

Now I'm calling on lawmakers to act on my proposal with equal urgency.

To assist in the effort, I separated education funding from the rest of the budget. This will provide a vehicle for you to consider the matter cleanly and quickly.

My friends, we have debated this issue in these halls, in the courts of law, and in the court of public opinion. Kansans flocked to the polls in record numbers last year to send a message about this issue specifically. Now, we must listen to them – our families, our teachers, our business leaders.

We have a deadline to meet, so let's get this done. If we act decisively, we can all share in a bipartisan victory.

Because I assure you, we face plenty of other urgent problems - especially in our rural communities.

This past July, I put forth a detailed plan to address the challenges facing rural Kansas. The majority of our 105 counties lost population last year and for many years prior to that. And whether it's roads, broadband, housing, or agriculture - they need our support.

Speaker Ryckman and Representative Hineman, thank you for recognizing this important challenge and creating a new committee to focus significant time and energy on this issue. We look forward to partnering with you and the committee members.

Lt. Governor Lynn Rogers - along with our new Secretary of Commerce, David Toland, will head up this effort on behalf of my administration.

In the coming days, we will build an interconnected, strategic plan for rural economic development that leverages our communities' unique assets. That means developing infrastructure. Addressing the shortage of affordable housing and supporting agribusiness.

We're going to cherish our rural and small-town way of life – and we're going to make sure that rural Kansans can get the support they need to thrive.

One more important way we do that... by expanding Medicaid.

Just two weeks ago - on December 31st - Mercy Hospital in Fort Scott closed its doors after more than 100 years in the community. This followed the closure of the hospital in Independence in 2015.

Now the folks of Bourbon County will have to travel long distances for emergency care, to give birth, or just to get tests done.

According to some reports, 30% of our state's hospitals are considered financially vulnerable. In small communities across our state - these facilities are at serious risk of closure.

Rural communities cannot survive without hospitals and affordable healthcare. Period.

Young families, seniors, Kansans who suffer from chronic illness, Kansans who just want to stay healthy -- no one can afford to risk their safety and wellbeing by living in a community without access to healthcare.

Just by expanding KanCare - the state's Medicaid program - we can help keep these important facilities stay open and provide affordable health care to 150,000 more

Kansans - no matter where they live.

I've made no secret that expanding this program is one of my top priorities. And 77% of Kansans agree with me.

To date, our failure to act has cost Kansas over \$3 billion in federal funding. That's 3 billion in tax dollars we've paid to the federal government that has gone to benefit other states. It's \$3 billion that could have helped save Kansas lives, Kansas hospitals, and Kansas communities.

Instead, we sent it to states like Iowa, Colorado, Indiana, and Arkansas or one of the 32 other states that have already expanded Medicaid.

Child advocates support Medicaid expansion as a means of keeping vulnerable parents healthy. If low-income Moms and Dads can afford treatment for mental health, substance abuse, or just everyday preventive care, they can take better care of their children, and perhaps we can keep these kids in their own homes and out of our foster care system.

Senator Jerry Moran recently noted that rural hospitals are – and I quote - hanging on by a thread - end quote. And he agreed that expanding Medicaid could help them.

And just last fall, Governor Jeff Colyer's Task Force to Address Substance Abuse Disorders and the opioid crisis also recommended expansion to ease the unsustainable burden on our hospitals and criminal justice system.

We've seen Republican and Democratic led states across the country find consensus on this issue to benefit their citizens, their communities and their economies.

For all these reasons and so many more, tomorrow's budget will pave the way for Medicaid expansion.

Next week, I will announce a bipartisan working group to finalize a path forward.

By Kansas Day, there will be a plan to expand Medicaid put before the Kansas Legislature.

I can imagine no better way to celebrate our state's 158th birthday than by embracing a policy that will make every Kansas community healthier, stronger, and more secure. Please join me in this effort.

And finally, another critical challenge we must address immediately. A moral crisis in Kansas that troubles me every day. And sadly, it is a matter of life and death.

Our foster care system is at a crisis point. It requires immediate and considerable attention.

This is an issue I have been working on since I graduated from high school. I worked with troubled teens and children struggling with mental illness. It has been a lifelong mission to help our most vulnerable - and often forgotten - children.

In the last few years, nothing has made me more angry than the callous disregard some agency leaders demonstrated towards our vulnerable children and their families. The incompetence and lack of transparency we witnessed in committee hearings 18 months ago ... made national news. And it put a spotlight on this reprehensible crisis.

Last year, when I found out 70 foster children were missing - I was beside myself. Not only that, the secretary at the time didn't seem bothered by the revelation. But I demanded answers. And together with colleagues and advocates, we demanded change.

In the last year, the Child Welfare Task Force has done great work studying the problems and working towards accountability. But there was only so much we could do without full cooperation and transparency.

The number of Kansas children in foster care has skyrocketed - up 45% since 2011. We've seen the programs, charged with helping families, overwhelmed by the sheer numbers in need. And the caseloads of dedicated social workers are absurdly high - making it challenging to provide the services needed by our most vulnerable children and their families.

There is not an easy answer. But we must do what we can to protect our kids.

This is an emergency. These are our children in our communities facing abuse, neglect and worse. Let's remember Evan Brewer... Jayla Haag... Mekhi Boone. And many more who needed our help. These were our children... in our communities. And I refuse to forget them.

We must fix this now.

My budget provides funding for the Families First Prevention Services Act, a landmark piece of legislation approved by Congress last year. It will inject millions into efforts that strengthen vulnerable families and prevent children from entering the foster care system.

My budget includes funding to hire more, qualified social workers and reduce their caseloads. We will restore funding cuts to our prized Children's Initiatives Fund, where we know our investments have the greatest impact on our youngest children.

We will prioritize SCHIP – the State Children's Health Insurance Program – to accommodate federal changes so that low-income Kansas children don't lose their access to healthcare.

Finally, working in partnership with my new Department for Children and Families Secretary, Laura Howard, we will rebuild an agency decimated by ideology and mismanagement. In November of last year, I said that “in order to fix something, you have to know what's going on. You have to be able to get under the hood, see what is working and what is not.”

My team is already at work - and we will be transparent about what we find and we will make it right.

I know that each of you is committed to protecting all God's children. And that begins with our most needy. I ask you to join me with this fight.

Tonight, I've laid out a few of our priorities for Kansas.

We must restore funding to Kansas schools and end the cycle of litigation.

We must expand Medicaid so we can create jobs, keep our tax dollars in Kansas, save our rural communities, and protect our most economically fragile families.

We must fix our broken foster care system and do absolutely everything in our power to

ensure that our most vulnerable children are protected from neglect and violence.

Yet, there are so many things we haven't discussed. Our crumbling roads and bridges. Public safety. Higher education. Mental health. Meeting the demands of our rapidly changing economy. I could go on and on. And I know many of you are worried I will...

But this is just the beginning.

Tomorrow morning, my budget director, and your former colleague, Larry Campbell, will walk you through the details of my first state budget recommendation - delivered three weeks ahead of the statutory deadline.

And later this week, I will convene my first official cabinet meeting, during which time I will instruct each member to complete a thorough audit of her or his respective agency - so we can increase effectiveness and efficiency. And we can eliminate waste and improve transparency by ending "no-bid" contracts

But we have one more thing to cover tonight. And it brings us back to where we started.

Those breathtaking years of crisis have left Kansas on the brink of collapse. Kansas lost more revenue in the first year of the Brownback tax plan alone than we lost in the entire Great Recession.

While the time for finger pointing is over, we're not off the hook for the long-term consequences of past policy decisions.

I'm proud to honor my promise to balance the budget without raising taxes.

If we are going to succeed, I need your help to protect both sides of the budget equation until our fiscal health stabilizes. As many of you have already said, we must show restraint. Because ultimately, we do not know what lies ahead.

Kansas has endured two historic national recessions in the last 20 years.

Another recession will soon be upon us. It's not a question of "if". It's a question of "when" and "how bad." Unlike the last two record-setting downturns, Kansas finds itself now completely unprepared. We have no margin for error.

That is why we must be cautious, conservative and fiscally responsible. We must live within our means. Prioritize what matters most. Always look for ways to save. And always make sure our children come first.

And we must work together to write this new chapter - as Kansans.

Throughout my time in the Senate, I've worked with all of you. As governor, that will continue. My door will be open. I will listen.

But, I was elected to rebuild our state. And I take that responsibility very seriously.

Kansans want us to work together to make our state better. To provide more opportunities for our children. To grow our economy. To make it possible for our rural communities to thrive again.

And as your governor, I plan to do just that.

That means cooperation, compromise, and bipartisanship.

No one person - not even the governor - can act alone to achieve consensus. That's the

whole point... working together.

And in that spirit, I'll promise you this: I will do everything in my power to set the right tone. I will listen every day ... to leaders from both parties and to the people of this state.

We'll take the best ideas no matter where they come from – and we'll work together. It won't be easy. We all know we have a very long, challenging road ahead of us.

These past eight years have been a hardship, no doubt about it.

But we're united by a common set of values. That spirit of neighbor-helping-neighbor. Respect for one another. And always doing right by our children.

Those are the values that brought my family here more than three decades ago. And they are the values that will guide me as your governor.

Kansans are no stranger to hardship or hard work. We don't want things handed to us. We don't expect life to be easy. That raw grit - our fierce determination – is part of our history. It makes us who we are. And if we work together... if we put partisanship aside and Kansas families first...

Then we can truly live up to our motto, Ad Astra Per Aspera.

And the story we write together - will be one of cooperation and prosperity. God bless you all. And may God bless the Great State of Kansas.

Now, let's get to work.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, January 17, 2019.

Journal of the House

FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 17, 2019, 11:00 a.m.

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

The roll was called with 118 members present.

Reps. Claeys, Lewis and Sutton were excused on verified illness.

Rep. Frownfelter was excused on legislative business.

Reps. Bishop, Carlson and Delperdang were excused on excused absence by the Speaker.

Prayer by guest chaplain and former Representative, Roderick Houston, senior pastor, Mt. Olive Tabernacle of Praise Church, Wichita, and guest of Rep. Ohaebosim:

Holy Father, we honor You and give You thanks for all the great and wonderful things You have done in our lives.

We thank you for the blessing of life, health and strength that you've given us this day.

We pray today for these elected officials who have dedicated themselves to serving the citizens of Kansas with integrity and compassion and we ask for Your divine blessing of wisdom, knowledge and compassion to be imparted into them, as they construct laws and make decisions that will impact the lives of all people.

We pray that You would give them the courage to move beyond personal agendas and partisan disagreements, so that the work of this chamber will be beneficial to our State and its citizens. Father, give them vision and insight so they will know how to assist the people of Kansas in a way that will empower them to stand strong in these uncertain times.

These things we ask in the name of Jesus Christ, Amen.

The Pledge of Allegiance was led by Rep. Francis.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2037, AN ACT concerning veterans; relating to the veterans benefit lottery game; disposition of net profits; directing certain disbursements; establishing the veterans benefit lottery game fund; amending K.S.A. 74-8711 and 74-8724 and repealing the existing sections, by Representatives Pittman and Gartner.

HB 2038, AN ACT concerning inheritance rights; relating to revocation upon divorce, by Committee on Judiciary.

HB 2039, AN ACT concerning recognition of tribal court judgments, by Committee on Judiciary.

HB 2040, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; rates, election, Finney county; amending K.S.A. 2018 Supp. 12-187 and 12-189 and repealing the existing sections, by Committee on Taxation.

HB 2041, AN ACT concerning insurance; relating to unfair or deceptive acts or practices; life insurance; living organ donors; amending K.S.A. 2018 Supp. 40-2404 and repealing the existing section, by Committee on Insurance.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Federal and State Affairs: **HB 2034**, **HB 2035**, **HB 2036**.

Rules and Journal: **SCR 1603**.

Taxation: **HB 2033**.

MESSAGE FROM THE GOVERNOR

January 16, 2019

Message to the Kansas House of Representatives:

Enclosed is Executive Order No. 19-02 for your information.

EXECUTIVE ORDER NO. 19-02

Prohibiting discrimination in State employment, services, and contracts

LAURA KELLY
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

COMMUNICATIONS FROM STATE OFFICERS

From Bob Page, President and Chief Executive Officer, The University of Kansas Health System, in accordance with KSA 76-3312(p), Annual Report.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

REPORTS OF STANDING COMMITTEES

Committee on **Rules and Journal** recommends **HR 6004** be amended on page 10, in line 33, by striking "and"; in line 35, after the semicolon, by inserting "and

(4) when a committee recommends amendments to a bill that strike all of the material in the bill subsequent to the enacting clause and inserts new material, a notation specifying: (A) The committee that recommended the amendment or amendments; (B) the date the amendment or amendments were recommended; and (C) the bill number of the source bill or bills, if any, that included the inserted new material added to the underlying bill pursuant to the amendment or amendments. Such information contained in this subsection shall also be included in the committee action index;"

Also, on page 10, in line 42, before "A", by inserting "(a)"; in line 43, by striking "introduce" and inserting "sponsor"; also in line 43, after "resolutions" by inserting "for introduction";

On page 11, in line 2, by striking "introduce" and inserting "sponsor"; also in line 2, after "resolutions" by inserting "for introduction"; after line 6, by inserting the following:

"(b) Requests for bill introductions shall be the first order of business for each committee meeting, except that for committees subject to the committee bill request deadline specified in joint rule 4(c) of the joint rules of the Senate and House of Representatives, until the the last day for committee to request bills for introduction in such joint rules. The person making the request shall state for the minutes of the committee such person's name, a short description of the bill, the RS number and the name of the individual or organization on behalf of which the bill is being requested, if any. To be considered, a request must have previously been assigned an RS number by the Office of Revisor of Statutes. Requests for bill introductions shall be deemed accepted as offered unless there is objection by a committee member. Upon objection, a vote of the committee will be required to accept the request for introduction.";

On page 13, in line 20, by striking "(a)"; in line 22, by striking the period; by striking all in lines 23 and 24; in line 25, by striking "and qualified of the House"; in line 26, by striking "(b)"; in line 37, by striking "(c)" and inserting "(b)"; in line 39, by striking "(d)" and inserting "(c)";

On page 32, in line 3, by striking ", it" and inserting ": (a) The bill"; in line 4, after "amendments " by inserting "; and

(b) when such amendment strikes all of the material in the bill subsequent to the enacting clause and inserts new material, the daily Journal of the House of Representatives shall contain a notation specifying: (1) The member that offered the amendment or amendments; (2) the date the amendment or amendments were recommended; and (3) the bill number of the source bill or bills, if any, that included the inserted new material added to the underlying bill pursuant to the amendment or amendments";

On page 33, after line 4, by inserting the following:

"Rule 4108. Notations Related to Certain Committee of the Whole Amendments in Journal. When a bill is amended by the Committee of the Whole as described in Rule 3906(b), the notation provided in Rule 3906(b) shall be entered in the Journal."; and the resolution be adopted as amended.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 1, by Representative Joe Seiwert, congratulating Brent Henry for being the 2018-19 winner of the “If I Were Mayor” Memo Contest;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2042, AN ACT concerning elections; relating to prosecution of election crimes; secretary of state; amending K.S.A. 2018 Supp. 25-2435 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2043, AN ACT concerning taxation; relating to income tax credits; property and sales tax exemptions; periodic review, reports to certain legislative committees, by Representative Gartner.

On motion of Rep. Hawkins the House adjourned pro forma until 8:30 a.m. on Friday, January 18, 2019.

Journal of the House

FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 18, 2019, 8:30 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2044, AN ACT concerning income taxation; relating to credits; certain purchases of goods and services from qualified vendors that provide employment to individuals who are blind or severely disabled; qualifications, procedures and limitations, by Committee on Commerce, Labor and Economic Development.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2042**.

Federal and State Affairs: **HB 2037**.

Insurance: **HB 2041**.

Judiciary: **HB 2038**, **HB 2039**.

Taxation: **HB 2040**, **HB 2043**.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, January 22, 2019.

Journal of the House

SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 22, 2019, 11:00 a.m.

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

The roll was called with 123 members present.
Reps. Henderson and Lewis were excused on verified illness.

Prayer by Representative Vickrey:

Lord, today we first pray for our House Chaplain Eunice Brubaker
on the passing of her mother-in law.
She is always an encouragement and a blessing to our House.
Please help us to understand how to best work together
for those we are here to serve.
In Jesus name, Amen.

The Pledge of Allegiance was led by Rep. Long

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2045, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; certified drug abuse treatment programs; amending K.S.A. 2018 Supp. 21-6824 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2046, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; multiple sentences; persons convicted of a new crime; amending K.S.A. 2018 Supp. 21-6606 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2047, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; drug severity level 5 crimes; amending K.S.A. 2018 Supp. 21-6805 and repealing the existing section, by None.

HB 2048, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; determination of offender's criminal history classification, comparable offense; amending K.S.A. 2018 Supp. 21-6811 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 21-6811c, by Committee on Corrections and Juvenile Justice.

HB 2049, AN ACT concerning crimes, punishment and criminal procedure; relating to loss values; amending K.S.A. 2018 Supp. 21-5802, 21-5813, 21-5821, 21-5825, 21-5828, 21-5830, 21-5927, 21-6002, 21-6004, 21-6005 and 21-6205 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2050, AN ACT concerning crimes, punishment and criminal procedure; relating to conditions of probation; sanctions for violation; amending K.S.A. 2018 Supp. 21-6604, 22-3716 and 22-3717 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2051, AN ACT concerning crimes, punishment and criminal procedure; relating to the Kansas offender registration act; drug offenders; definitions; amending K.S.A. 2018 Supp. 22-4902, 22-4903, 22-4905, 22-4906 and 22-4909 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2052, AN ACT concerning crimes, punishment and criminal procedure; relating to probation; hearing; credit toward early discharge; amending K.S.A. 2018 Supp. 21-6608 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2053, AN ACT concerning insurance; relating to health insurance; providing for short-term, limited-duration health plans; amending K.S.A. 2018 Supp. 40-2,193 and repealing the existing section, by Committee on Health and Human Services.

HB 2054, AN ACT concerning insurance; relating to health insurance; amending certain requirements of fully-insured association health plans; amending K.S.A. 2018 Supp. 40-2209 and repealing the existing section, by Committee on Insurance.

HB 2055, AN ACT concerning insurance; relating to health insurance; making certain association health plans subject to the jurisdiction of the commissioner of insurance; amending K.S.A. 2018 Supp. 40-2222, 40-2222a and 40-2222b and repealing the existing sections, by Committee on Insurance.

HB 2056, AN ACT concerning insurance; relating to health insurance; exempting certain association health plans from regulation under statutes governing small employer health plans; amending K.S.A. 40-2209e and repealing the existing section, by Committee on Insurance.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Commerce, Labor and Economic Development: **HB 2044**.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HR 6004** be adopted.

On motion of Rep. Finch, **HR 6004** be amended as amended by House Committee, on page 10, in line 37, by striking "of the material" and inserting "sections"; also in line 37, after "clause" by inserting "that contain new or amendatory language"; in line 38, by

striking "new material" and inserting "sections that contain new or amendatory language"; in line 42, by striking "new material" and inserting "sections";

On page 12, in line 23, by striking "which strike out all of the"; in line 24, by striking "material" and inserting "that strike all sections"; also in line 24, after "clause" by inserting "that contain new or amendatory language"; in line 25, by striking "new material" and inserting "sections that contain new or amendatory language";

On page 14, in line 1, after the stricken material, by inserting "(a)";

On page 32, in line 29, by striking "of the material" and inserting "sections"; in line 30, after "clause" by inserting "that contain new or amendatory language"; also in line 30, by striking "new material" and inserting "sections that contain new or amendatory language"; in line 35, by striking "new material" and inserting "sections"

Also, on motion of Rep. Whipple to amend **HR 6004**, the motion was withdrawn.

Also, on motion of Rep. Victors, **HR 6004** be amended as amended by House Committee, on page 4, in line 25, before the period, by inserting "(4) infants or children who are being breastfed by their mother who is a member of legislature"

Also, on motion of Rep. Hodge to amend **HR 6004**, the motion did not prevail.

Also, on motion of Rep. Finch, **HR 6004** be amended as amended by House Committee, on page 7, in line 20, by striking "23" and inserting "17"; in line 34, by striking "23" and inserting "17";

On page 9, in line 33, by striking "17" and inserting "13"; and **HR 6004** be adopted as amended.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2057, AN ACT concerning insurance; relating to health insurance; pertaining to small employer carriers; establishment of certain classes of business; amending K.S.A. 40-2209g and repealing the existing section, by Committee on Insurance.

HB 2058, AN ACT concerning insurance; relating to health insurance; updating certain definitions pertaining to small employer health plans; amending K.S.A. 40-2209b and K.S.A. 2018 Supp. 40-2209d and repealing the existing sections, by Committee on Insurance.

HB 2059, AN ACT concerning insurance; relating to health insurance; exempting certain association health plans from requirements pertaining to small employer health plans; amending K.S.A. 40-2209p and repealing the existing section, by Committee on Insurance.

HB 2060, AN ACT concerning employment; relating to municipal regulation of wage, benefit and leave policies with respect to private employers; amending K.S.A. 2018 Supp. 12-16,130 and repealing the existing section, by Representative Parker.

HB 2061, AN ACT concerning employment; relating to municipal regulation of wage, benefit and leave policies with respect to private employers; amending K.S.A. 2018 Supp. 12-16,130 and repealing the existing section, by Representative Parker.

HB 2062, AN ACT concerning real property; relating to recreational trails; applicability of conditions for operating such trails; amending K.S.A. 58-3212 and 58-3213 and repealing the existing sections, by Committee on Agriculture.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, January 23, 2019.

Journal of the House

SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 23, 2019, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Holscher and Lewis were excused on verified illness.

Reps. Baker, Dove, Houser and L. Ruiz were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

To you, O Lord,
We lift up our eyes, in You we trust.
No one whose hope is in You will ever be put to shame.
Show us your ways, O Lord, teach us your paths.
Guide us in Your truth and teach us.
Your ways are loving and faithful
for those who keep the demands of Your covenant.
For the sake of Your name, forgive our iniquity though it is great.
Guard our lives and let us not be put to shame.
May integrity and uprightness protect us because our hope is in You.
In Christ's Name I pray, Amen.
(Psalms 25)

The Pledge of Allegiance was led by Rep. Wheeler.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2063, AN ACT concerning property tax; relating to cities and counties; approval of budgets, assuming an abolished entity; amending K.S.A. 2018 Supp. 79-2925c and repealing the existing section, by Committee on Taxation.

HB 2064, AN ACT concerning the uniform act regulating traffic; relating to violations; appearance before a judge; amending K.S.A. 8-2104 and repealing the existing section, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2062.**

Commerce, Labor and Economic Development: **HB 2060, HB 2061.**

Corrections and Juvenile Justice: **HB 2045, HB 2046, HB 2047, HB 2048, HB 2049, HB 2050, HB 2051, HB 2052.**

Insurance: **HB 2053, HB 2054, HB 2055, HB 2056, HB 2057, HB 2058, HB 2059.**

COMMUNICATIONS FROM STATE OFFICERS

From Mike Michael, Director, State Employee Health Plan, Division of Health Care Finance, Kansas Department of Health and Environment; CD containing the 2018 Annual Report.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HR 6004, A RESOLUTION adopting permanent rules of the House of Representatives for the 2019-2020 biennium, was considered on final action.

On roll call, the vote was: Yeas 104; Nays 15; Present but not voting: 0; Absent or not voting: 6.

Yeas: Amyx, Arnberger, Awerkamp, Ballard, Barker, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carpenter, B., Carpenter, W., Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Horn, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Owens, Pannbacker, Parker, Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Benson, Bishop, Carmichael, Clayton, Finney, Helgerson, Highberger, Hodge, Kuether, Ohaebosim, Ousley, Pittman, Stogsdill, Ward.

Present but not voting: none.

Absent or not voting: Baker, Dove, Holscher, Houser, Lewis, Ruiz, L.

The resolution was adopted, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: This rules package does not honor our constituents' requests for a more transparent process of government. No recorded votes in Committee; committee chairs able to block the majority of their committee. This rules package makes it difficult to bring a bill above the line without a super majority. There's a gut and go rule that few understand and will do little to improve transparency. With these rules, the Kansas House remains one of the least transparent, democratically-elected chambers in the country. As such, Mr. Speaker, I vote NO on **HR 6004**. – JIM WARD, JEFF PITTMAN

MR. SPEAKER: These rules ensure that the Kansas House remains committed to being more transparent in the citizens' ability to track legislation.

As to the issue of bills which might not be scheduled for a hearing in committee, these rules retain an excellent and full opportunity for all representatives to amend any bill in committee or in the Committee of the Whole which is germane to any proposed change.

Therefore Mr. Speaker I vote yes on **HR 6004** – JOHN TOPLIKAR, ADAM THOMAS, NICK HOHEISEL, CHARLOTTE ESAU, MEGAN LYNN

REPORTS OF STANDING COMMITTEES

Committee on **Rules and Journal** recommends **SCR 1603** be adopted.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2065, AN ACT concerning motor vehicles; relating to authorized emergency vehicles; duties and liability; amending K.S.A. 8-1506, 8-1530 and 8-1541 and repealing the existing sections, by Committee on Judiciary.

HB 2066, AN ACT concerning advanced practice registered nurses; board of nursing; relating to definition of practice; prescribing authority; licensure requirements; rules and regulations; amending K.S.A. 65-1130 and 65-4101 and K.S.A. 2017 Supp. 65-1113, as amended by section 2 of of chapter 42 of the 2018 Session Laws of Kansas and repealing the existing sections, by Committee on Health and Human Services.

REPORT ON ENROLLED RESOLUTIONS

HR 6001, HR 6002, HR 6003 reported correctly enrolled and properly signed on January 23, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, January 24, 2019.

Journal of the House

EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 24, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Carmichael and Lewis were excused on verified illness.

Reps. Jacobs and Pittman were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious God in heaven,
Your Word tells us that
“the fruit of the Spirit is love, joy,
peace, patience, kindness, goodness,
faithfulness, gentleness and self-control.”
Today, may our words be spoken with
kindness and gentleness.
Help us to maintain self-control in our disagreements.
Hold us faithful and accountable
to our constituents in that what we decide
will be for their good.
Fill us with patience as the discussions
may take more time than we like.
Help us keep the joy in our attitude of service.
May we be at peace with the decisions made.
And, may Your love permeate our lives.
In Your Son’s Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Jennings.

PERSONAL PRIVILEGE

There being no objection, the following remarks of Rep. Ballard are spread upon the Journal:

This year marked the 33rd national observance of the Dr. Martin Luther King federal holiday. This past Monday marked the 90th birthday of the slain civil rights leader. The holiday was established in 1983. In 1994 Congress designated the holiday as a national day of service, and charged the Corporation of National and Community Service to help drive the effort.

**Excerpts from the Essay “Letter from a Birmingham Jail,”
April 16, 1963**

16 April 1963

My Dear Fellow Clergymen:

While confined here in the Birmingham city jail, I came across your recent statement calling my present activities “unwise and untimely.” Seldom do I pause to answer criticism of my work and ideas. If I sought to answer all the criticisms that cross my desk, my secretaries would have little time for anything other than such correspondence in the course of the day, and I would have no time for constructive work. But since I feel that you are men of genuine good will and that your criticisms are sincerely set forth, I want to try to answer your statement in what I hope will be patient and reasonable terms.

I have the honor of serving as president of the Southern Christian Leadership Conference, an organization operating in every southern state, with headquarters in Atlanta, Georgia. We have some eighty-five affiliated organizations across the South, and one of them is the Alabama Christian Movement for Human Rights. So I, along with several members of my staff, am here because I was invited here. I am here because I have organizational ties here.

But more basically, I am in Birmingham because injustice is here. Just as the prophets of the eighth century B.C. left their villages and carried their “thus saith the Lord” far beyond the boundaries of their home towns, and just as the Apostle Paul left his village of Tarsus and carried the gospel of Jesus Christ to the far corners of the Greco Roman world, so am I compelled to carry the gospel of freedom beyond my own home town. Like Paul, I must constantly respond to the Macedonian call for aid.

Sometimes a law is just on its face and unjust in its application. For instance, I have been arrested on a charge of parading without a permit. Now, there is nothing wrong in having an ordinance which requires a permit for a parade. But such an ordinance becomes unjust when it is used to maintain segregation and to deny citizens the First-Amendment privilege of peaceful assembly and protest.

I hope you are able to see the distinction I am trying to point out. In no sense do I advocate evading or defying the law, as would the rabid segregationist. That would lead to anarchy. One who breaks an unjust law must do so openly, lovingly, and with a willingness to accept the penalty. I submit that an individual who breaks a law that conscience tells him is unjust, and who willingly accepts the penalty of imprisonment in order to arouse the conscience of the community over its injustice, is in reality expressing the highest respect for the law.

I invite my colleagues to join me at the well, and share six quotes from Dr. Martin L. King.

Rep. Cindy Neighbor: “There comes a time when one must take a position that is neither safe, nor politic, nor popular, but she/he must take it because conscience tells him it is right.”

Rep. Jene Vickrey: “Darkness cannot drive out darkness; only light can do that. Hate cannot drive out hate; only love can do that.”

Rep. Susan Ruiz: “Our lives begin to end the day we become silent about things that matter.”

Rep. Susan Humphries: “Life’s most persistent and urgent question is, ‘What are you doing for others?’”

Rep. Jerry Stogsdill: “Faith is taking the first step even when you don’t see the whole staircase.”

Speaker pro tem Blaine Finch: “If you can’t fly then run, if you can’t run then walk, if you can’t walk then crawl, but whatever you do you have to keep moving forward.”

I will close with a quote from Dr. King: “Injustice anywhere is a threat to Justice everywhere.”

Thank you for listening and for providing me this opportunity to recognize Dr. Martin Luther King, Jr.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2067, AN ACT concerning the legislature; creating the Kansas transparency act; providing audio and video broadcasts of legislative meetings, by Committee on Federal and State Affairs.

HB 2068, AN ACT concerning gaming; creating the Kansas sports wagering act; amending K.S.A. 74-8702, 74-8710, 74-8711, 74-8716, 74-8734, 74-8741, 74-8751, 74-8752, 74-8760, 74-8763, 74-8765 and 74-8769 and K.S.A. 2018 Supp. 19-101a, 21-6403 and 21-6507 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2069, AN ACT concerning the legislature; relating to legislative meetings; requirements regarding minutes of such meetings, by Committee on Federal and State Affairs.

HB 2070, AN ACT designating a portion of United States highway 75 as the John Armstrong memorial highway; amending K.S.A. 68-1051 and repealing the existing section, by Committee on Transportation.

HB 2071, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the proud educator license plate, by Committee on Transportation.

HB 2072, AN ACT concerning arbitration; relating to validity of an agreement to arbitrate in a contract of insurance; amending K.S.A. 2018 Supp. 5-428 and repealing the existing section, by Committee on Judiciary.

HB 2073, AN ACT concerning crimes, punishment and criminal procedure; relating to sodomy; appeal of departure sentence; liability of defendant for expenses by state board of indigents' defense services; amending K.S.A. 22-4513 and K.S.A. 2018 Supp. 21-5504 and 21-6820 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2074, AN ACT concerning accident and sickness insurance; relating to individual policies; requiring coverage of preexisting conditions; amending K.S.A. 40-2257 and repealing the existing section, by Representatives Probst, Alcalá, Benson, Clayton, Finney, Horn, Kuether, Neighbor, Ohaebosim, Parker, Pittman, Ruiz, S., Stogsdill, Warfield, Whipple, Winn, Woodard and Xu.

HB 2075, AN ACT concerning elections; regarding petition circulators; amending K.S.A. 2018 Supp. 25-3608 and repealing the existing section, by Representative Woodard.

HB 2076, AN ACT concerning employment security law; relating to lessor employment units and lessee clients; restrictions on leasing certain employees; amending K.S.A. 44-758 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2077, AN ACT concerning health and healthcare; relating to treatment facilities; providing for suicide risk evaluation upon admission thereto, by Representative Houser.

HB 2078, AN ACT concerning education; relating to the instruction and financing thereof; making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, and June 30, 2021, for the department of education; amending K.S.A. 72-5132, 72-5142 and 72-5462 and K.S.A. 2018 Supp. 79-201x and repealing the existing sections, by Committee on Appropriations.

HB 2079, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; sexual battery; spouses; amending K.S.A. 2018 Supp. 21-5505 and repealing the existing section, by Representative Parker.

HB 2080, AN ACT concerning utilities; relating to electric utilities; recovery of transmission-related costs; amending K.S.A. 66-1237 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

HB 2081, AN ACT concerning electric transmission; reestablishing the Kansas electric transmission authority; amending K.S.A. 2018 Supp. 75-4319 and repealing the existing section; also repealing K.S.A. 74-99d15, by Committee on Energy, Utilities and Telecommunications.

HB 2082, AN ACT concerning health and healthcare; relating to the practice of pharmacy; amending K.S.A. 65-1626 and repealing the existing section, by Committee on Health and Human Services.

HB 2083, AN ACT concerning motor vehicle insurance; relating to reductions in premiums; approved motor vehicle accident prevention courses; pertaining to course duration and approving entities; amending K.S.A. 40-1112a and repealing the existing section, by Committee on Insurance.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Health and Human Services: **HB 2066**.

Judiciary: **HB 2064**, **HB 2065**.

Taxation: **HB 2063**.

CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **HB 2018** from the Committee on Judiciary and referral to the Committee on Corrections and Juvenile Justice.

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

COMMITTEE OF THE WHOLE

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

Recommended that on motion of Rep. Highberger to amend **SCR 1603**, the motion did not prevail; and **SCR 1603** be adopted.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2035** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2084, AN ACT concerning the Kansas 911 act; relating to emergency services; 911 fees, collection and distribution; amending K.S.A. 2018 Supp. 12-5363, 12-5364, 12-5365, 12-5366, 12-5367, 12-5368, 12-5369, 12-5370, 12-5371, 12-5372, 12-5373, 12-5374, 12-5375, 12-5376, 12-5377, 12-5378, 12-5380 and 19-101a and repealing the existing sections; also repealing K.S.A. 2018 Supp. 12-5327, 12-5338 and 12-5361, by Committee on Energy, Utilities and Telecommunications.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Claeys to replace Rep. Williams on Committee on Commerce, Labor and Economic Development on January 24, 2019.

REPORT ON ENGROSSED BILLS

HR 6004 reported correctly engrossed January 23, 2019.

REPORT ON ENROLLED RESOLUTIONS

HCR 5002 reported correctly enrolled and properly signed on January 24, 2019.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., Friday, January 25, 2019.

Journal of the House

NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 25, 2019, 8:30 a.m.

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

The roll was called with 115 members present.

Reps. Lewis and Neighbor were excused on verified illness.

Rep. Hoheisel was excused on legislative business.

Reps. Helgerson, Landwehr, Phillips, Pittman, Tarwater, Thompson and Williams were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Lord God,
I come to You today,
thankful for this day and for the
productive week our leaders have had.
Thank You for guiding them through
discussions, debates, disagreements and decisions.
Be with them today as they close out
the work for the week.
For those traveling home,
please give them safe travels and may all have
a blessed weekend with family and loved ones.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Resman.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2085, AN ACT concerning rural water districts; relating to forfeited benefit units; time requirement for reinstatement of; amending K.S.A. 2018 Supp. 82a-621 and repealing the existing section, by Committee on Agriculture.

HB 2086, AN ACT concerning taxation; relating to mechanical amusement devices, tax stamps; sales tax exemptions; amending K.S.A. 2018 Supp. 79-3603 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2076**.

Corrections and Juvenile Justice: **HB 2073**.

Elections: **HB 2075**.

Energy, Utilities and Telecommunications: **HB 2080, HB 2081, HB 2084**.

Federal and State Affairs: **HB 2067, HB 2068, HB 2069**.

Health and Human Services: **HB 2077, HB 2082**.

Insurance: **HB 2074, HB 2083**.

Judiciary: **HB 2072, HB 2079**.

K-12 Education Budget: **HB 2078**.

Transportation: **HB 2070, HB 2071**.

CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **HB 2037** from the Committee on Federal and State Affairs and referral to the Committee on Veterans and Military.

Also, the withdrawal of **HB 2007** from the Committee on Transportation and referral to the Committee on Veterans and Military.

CONSENT CALENDAR

No objection was made to **HB 2035** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SCR 1603, A CONCURRENT RESOLUTION adopting joint rules for the Senate and House of Representatives for the 2019-2020 biennium, was considered on final action.

On roll call, the vote was: Yeas 109; Nays 6; Present but not voting: 0; Absent or not voting: 10.

Yeas: Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Ohaebosim, Orr, Owens, Pannbacker, Parker, F. Patton, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Clayton, Hodge, Kuether, Ousley, Stogsdill.

Present but not voting: None.

Absent or not voting: Helgerson, Hoheisel, Landwehr, Lewis, Neighbor, Phillips, Pittman, Tarwater, Thompson, K. Williams.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **HB 2033** be amended on page 3, following line 34, by inserting:

"(H) The result of the election held on November 7, 2017, on the question submitted by the board of county commissioners of Finney county for the purpose of increasing its countywide retailers' sales tax by 0.3% is hereby declared valid, and the revenues of such tax shall be used by Finney county and the city of Garden City, Kansas, as agreed in an interlocal cooperation agreement between the city and county, and as detailed in the ballot question approved by voters. The tax imposed pursuant to this subparagraph shall be levied for a period of 15 years from the date it is first levied.";

On page 14, in line 29, by striking "and"; in line 32, after "2.5%" by inserting ";

(ff) the board of county commissioners of Finney county, for the purposes of K.S.A. 12-187(b)(3)(H), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.3%"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 2, by Representative Randy Garber, congratulating Nemaha Central Elementary and Middle School for being a 2018-2023 National School of Character;

Request No. 3, by Representative Cindy Holscher, honoring Sonia Warshawski for her work in Holocaust education and fighting discrimination;

Request No. 4, by Representative Valdenia Winn, congratulating Whitney Morgan for being named 2019 Kansas Teacher of the Year;

Request No. 5, by Representative Sydney Carlin, commending William Bannister on achieving the rank of Eagle Scout;

Request No. 6, by Representative Trevor Jacobs, congratulating Lorna L. Carlton in honor of her 103rd birthday;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Monday, January 28, 2019.

Journal of the House

TENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 28, 2019, 11:00 a.m.

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

The roll was called with 120 members present.

Rep. Lewis was excused on verified illness.

Reps. Ballard, Hodge, Neighbor and Whipple were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious God,
Thank You for this new week
and the many new opportunities that it will present.
As our leaders proceed with their responsibilities,
lead and guide them to choose:
their purpose over approval;
collaboration over control;
discipline over regret;
the important over the urgent.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Adam Smith.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2087, AN ACT concerning motor vehicles; relating to windshields and windows; installation of light screening material; amending K.S.A. 2018 Supp. 8-1749a and repealing the existing section, by Committee on Transportation.

HB 2088, AN ACT regulating traffic; concerning negligent driving, penalty; amending K.S.A. 2018 Supp. 8-2118 and repealing the existing section, by Committee on Transportation.

HB 2089, AN ACT enacting the Kansas death with dignity act, by Representative Gartner.

HOUSE CONCURRENT RESOLUTION No. **HCR 5004**—

By Representatives Garber, Awerkamp, Bergquist, Blex, Burris, W. Carpenter, Dove, Ellis, Eplee, Highland, Hoffman, Huebert, Jacobs, Resman, Rhiley, Seiwert, Smith, A., Smith, E., Tarwater, Thimesch and Vickrey

A PROPOSITION to amend section 1 of the bill of rights of the constitution of the state of Kansas, relating to equal rights.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 1 of the bill of rights of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 1. Equal rights. All men are possessed of equal and inalienable natural rights, among which are life, liberty, and the pursuit of happiness. *Recognizing the authority of the state of Kansas to exercise its police power and its sovereign right to adopt individual liberties in the constitution of the state of Kansas more expansive than those conferred by the constitution of the United States, the state of Kansas shall hereby guarantee the inalienable rights, equal protection and due process of law of every human being from the beginning of the biological development of that human being, including fertilization.*"

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. The purpose of this amendment is to expand the class of human beings who currently enjoy inalienable rights, equal protection, and due process of the law under the constitution of the state of Kansas to every human being from the beginning of the biological development of that human being, including fertilization.

"A vote for this proposition would amend the Kansas constitution to explicitly incorporate into it the inalienable right to life of every human being irrespective of age, race, gender, health, function, condition of dependency, including physical or mental dependency, or method of reproduction, from the beginning of their biological development, including fertilization. The proposed constitutional amendment also would prohibit the state from discriminating against any class of human beings in the application, interpretation and enforcement of its laws.

"A vote against this proposition would not amend the constitution, in which case the current federally mandated legal status of preborn humans would remain that of a class of human beings that can intentionally be killed."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment

to be submitted to the electors of the state at the general election in November in the year 2020, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2085.**

Taxation: **HB 2086.**

MESSAGE FROM THE GOVERNOR

January 25, 2019

Message to the Kansas House of Representatives:

Enclosed is Executive Order No. 19-03 for your information.

EXECUTIVE ORDER NO. 19-03
Establishing the Governor's Council on Education

LAURA KELLY
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

COMMUNICATIONS FROM STATE OFFICERS

From the Legislative Task Force on Dyslexia, report, pursuant to K.S.A. 72-8193.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

CONSENT CALENDAR

No objection was made to **HB 2035** appearing on the Consent Calendar for the second day.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, January 29, 2019.

Journal of the House

ELEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 29, 2019, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Lewis was excused on verified illness.

Reps. Ballard and Collins were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Father God,
thank You for this another day You have given us.
As we celebrate this Kansas Day,
we are grateful for the privilege of
being citizens of this great state.
As we look back at the history of our state,
we recognize the rich heritage we have inherited.
May we who live and lead today
continue the legacy for future generations.
Help our leaders to build upon the foundation of values
established by those who came before
to ensure a bright and thriving future for those who come after.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Ralph.

CELEBRATION OF KANSAS DAY

In celebration of the 158th birthday of Kansas, Rep. Dove led the members of the House in singing "Home on the Range."

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2090, AN ACT concerning elections; relating to voter registration; amending K.S.A. 2018 Supp. 22-3722 and 25-2416 and repealing the existing sections, by Representatives Clayton, Amyx, Benson, Carlin, Gartner, Highberger, Hodge, Kuether, Lusk, Moore, Neighbor, Parker, Probst, Ruiz, S., Stogsdill, Ward, Warfield, Weigel, Whipple, Wolfe Moore, Woodard and Xu.

HB 2091, AN ACT concerning elections; relating to advance voting in person;

amending K.S.A. 2018 Supp. 25-1122 and repealing the existing section, by Representative Pittman.

HB 2092, AN ACT concerning elections; relating to voter registration; allowing voter registration on election days; amending K.S.A. 2018 Supp. 25-2311, 25-2316c and 25-3602 and repealing the existing sections, by Representatives Pittman and Finney.

HB 2093, AN ACT concerning sales and compensating use tax; relating to exemptions, sales of currency, certain coins and bullion; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Federal and State Affairs: **HCR 5004**.

Health and Human Services: **HB 2089**.

Transportation: **HB 2087**, **HB 2088**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Dietrich, **HR 6005**, as follows was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6005**—

By Representatives Huebert, Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lewis, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, L. Ruiz, S. Ruiz, Ryckman, Samsel, Sawyer, Schreiber, Seiwert, A. Smith, E. Smith, Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard and Xu

HR 6005—A RESOLUTION congratulating and commending the members of the 2019 Kansas Teacher of the Year team.

WHEREAS, The Kansas State Department of Education sponsors the Kansas Teacher of the Year program, which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state. The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for recognition as Kansas Teacher of the Year, with the winner being chosen from among

the eight finalists. The Kansas Teacher of the Year is awarded the Hubbard Foundation Kansas Teacher of the Year Ambassadorship, which enables the person selected to devote significant time during the second semester to activities supporting the mission of the program. The 2019 Kansas Teacher of the Year and finalists were honored at an awards banquet on November 17, 2018. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers, presented by Voya Financial; and

WHEREAS, The 2019 Kansas Teacher of the Year is Whitney Morgan, Kansas City USD 500; and the regional finalists are: Jennifer S. Brown, Geary County USD 475; Megan Clark, De Soto USD 232; Signe A. Cook, Great Bend USD 428; Nicole L. Corn, Lawrence USD 497; Lan T. Huynh, Wichita USD 259; Sharon L. Kuchinski, Leavenworth USD 453; and Tim "T.J." Warsnak, Halstead-Bentley USD 440: Now, Therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the members of the 2019 Kansas Teacher of the Year team and wish Whitney Morgan success in the national competition; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send eight enrolled copies of this resolution to the Commissioner of Education for forwarding to the members of the 2019 Kansas Teacher of the Year team and an enrolled copy to Representative Huebert.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Dietrich are spread upon the Journal:

It is my honor, on behalf of the nearly half-million (500,000) students in our public school classrooms in this great state of Kansas and on the behalf of the House Education Committee, to introduce to you some remarkable educators who are simply great teachers.

These are deeply caring, committed, and talented educators who believe in the power of public education to make a positive difference in the lives of their students.

They love what they do. They challenge their students to do more, to be more, and to expect more.

This is a group of extraordinary teachers that we honor here today. In the course of their careers, they have left a lasting impact on the lives of the thousands of students they have taught, and on the communities in which they teach.

Mr. Speaker and fellow Representatives, I would like to introduce you to the 2019 Kansas Teacher of the Year Team.

Jennifer Brown, a first grade teacher from Sheridan Elementary School in the Geary County School District in Junction City.

Megan Clark, who teaches elementary art at Clear Creek Elementary School in the De Soto School District.

Signe Cook, a 5th grade Math and Science teacher at Park Elementary School in the Great Bend School District.

Nicole Corn, a kindergarten teacher at Sunset Hill Elementary School in the Lawrence School District.

Lan Huynh, a 3rd grade teacher at Christa McAuliffe Academy in the Wichita School District.

Sharon Kuchinski, who teaches Social Studies at Leavenworth High School in the Leavenworth School District.

T.J. Warsnak, a Social Studies teacher at Halstead High School in the Halstead-Bentley School District.

Lastly, our 2019 Kansas Teacher of the Year will be recognized by her School Board President who also is a member of our Chamber.

Whitney Morgan is an English Teacher at Wyandotte High School in the Kansas City, Kansas School District and is our 2019 Kansas Teacher of the Year.

The Kansas Teacher of the Year, was introduced by Rep. Winn and was presented with a framed House certificate.

What a fabulous group of educators we have before us today.

Colleagues, please join me in recognizing these exceptional teachers.

CONSENT CALENDAR

No objection was made to **HB 2035** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2035, AN ACT concerning alcoholic beverages; relating to cereal malt beverages and enforcement of laws regulating the sale thereof; amending K.S.A. 2018 Supp. 41-106 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: none.

Absent or not voting: Ballard, Collins, Lewis.

The bill passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2094, AN ACT concerning children and minors; relating to children with problem sexual behavior; Kansas department for children and families; voluntary services, by Committee on Federal and State Affairs.

HB 2095, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the alpha kappa alpha license plate, by Representative Finney.

HB 2096, AN ACT concerning the state treasurer; relating to financial institutions; establishing the Kansas children's savings account program; Kansas children's savings account program trust fund; Kansas children's savings account program expense fund; providing an income tax credit for donations to the Kansas children's savings account program trust fund; amending K.S.A. 65-2422d and repealing the existing section, by Representative Highberger.

HB 2097, AN ACT concerning county jails; relating to cost of keeping civil prisoners; amending K.S.A. 19-1909 and repealing the existing section, by Committee on Judiciary.

HB 2098, AN ACT concerning records; relating to the Kansas open records act; criminal investigation records; amending K.S.A. 2018 Supp. 45-221 and repealing the existing section, by Committee on Judiciary.

HB 2099, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation of the Kansas department of wildlife, parks and tourism; membership of certain law enforcement officers and employees; employee and employer contributions, by Committee on Financial Institutions and Pensions.

HB 2100, AN ACT concerning retirement and benefits; relating to the Kansas public employees retirement system and systems thereunder; providing a cost-of-living adjustment for certain retirees, by Committee on Financial Institutions and Pensions.

HB 2101, AN ACT concerning financial institutions; relating to credit unions; enacting the state credit union code; amending K.S.A. 17-2201, 17-2203, 17-2204a, 17-2207, 17-2209, 17-2214, 17-2215, 17-2217, 17-2226, 17-2229, 17-2230, 17-2231 and 17-2268 and K.S.A. 2018 Supp. 17-2202, 17-2204, 17-2206, 17-2208, 17-2210, 17-2211, 17-2216, 17-2216a, 17-2219, 17-2221a, 17-2228, 17-2233, 17-2234, 17-2246 and 17-2263 and repealing the existing sections; also repealing K.S.A. 17-2224, 17-2225 and 17-2242, by Committee on Financial Institutions and Pensions.

HB 2102, AN ACT concerning the department of health and environment; establishing the KanCare bridge to a healthy Kansas program; amending K.S.A. 2018 Supp. 40-3213 and repealing the existing section, by Committee on Appropriations.

REPORT ON ENROLLED RESOLUTIONS

HR 6004 reported correctly enrolled and properly signed on January 29, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, January 30, 2019.

Journal of the House

TWELFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 30, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Lewis and Ward were excused on verified illness.

Reps. Arnberger and Kessinger were excused on excused absence by the Speaker.

Prayer by guest chaplain, Father Patrick Rutledge, Rector, Assumption Chapel, St. Marys, and guest of Rep. Averkamp:

Let us pray...

Almighty and everlasting God, who gives all power to men here on earth, we pray that you enlighten and guide the minds of those who rule in your name. Charged with the care of the common good of civil society, may they always put their laws at the service of men whose souls are eternal and whose ultimate good transcends this temporary life. May the people of Kansas be able to call themselves blessed in being represented by those who truly care for their welfare and who, having fulfilled their God-given duty, find themselves at peace and irreproachable in his sight. Amen.

Our Father, who art in heaven, hallowed be thy name, thy kingdom come, thy will be done on earth as it is in heaven. Give us this day, our daily bread and forgive us our trespasses, as we forgive those who trespass against us, and lead us not into temptation, but deliver us from evil. Amen.

The Pledge of Allegiance was led by Rep. Mastroni.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Mastroni are spread upon the Journal:

Colleagues, it's always meaningful and important when your constituency comes to Topeka to participate in the legislative process.

Today I have the Pawnee County Leadership Committee in attendance. This committee consists of County and City government leaders; hospital administration; school administration; law enforcement; business owners; citizens; and key employees

of Larned State Hospital. The committee will be talking with the individual representatives and testifying to the social services budget committee this afternoon. The committee will be addressing their unique relationship of partnering with the state hospital in an effort to fill employment vacancies and better their community.

On your desk, you will find the "Pawnee County" folder that contains information about the community and Larned State Hospital. As an example of their efforts to promote employment at the hospital I draw your attention to the postcard inside the folder "BE THE ONE." On the back of the postcard is a website, "Larnedcares.com" for individuals who are interested in employment and can communicate directly with the Human Resources office to be assisted with the application process.

Representatives, in the gallery today are members of the Pawnee County Leadership Committee, please give them a warm welcome.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2103, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; placement of a child in a qualified residential treatment program; amending K.S.A. 2018 Supp. 23-2210, 38-2202, 38-2234 and 38-2264 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 38-2202, as amended by section 9 of chapter 107 of the 2018 Session Laws of Kansas, by Committee on Children and Seniors.

HB 2104, AN ACT concerning driving under the influence; relating to testing; notice; preliminary screening; amending K.S.A. 2018 Supp. 8-1001, 8-1012 and 75-712h and repealing the existing sections; also repealing K.S.A. 2018 Supp. 8-1025, by Committee on Judiciary.

HB 2105, AN ACT concerning business entities; relating to limited liability companies; Kansas revised limited liability company act; business entity standard treatment act; amending K.S.A. 17-76,135 and 17-76,138 and K.S.A. 2018 Supp. 17-7662, 17-7663, 17-7673, 17-7675, 17-7675, as amended by section 16 of this act, 17-7679, 17-7679, as amended by section 18 of this act, 17-7680, 17-7680, as amended by section 20 of this act, 17-7681, 17-7687, 17-7689, 17-7690, 17-7695, 17-7698, 17-76,106, 17-76,112, 17-76,113, 17-76,114, 17-76,116, 17-76,118, 17-76,136, 17-76,136, as amended by section 35 of this act, 17-76,139, 17-76,143, 17-76,145, 17-76,146, 17-7904, 17-7904, as amended by section 42 of this act, 17-7915, 17-7916, 17-7918, 17-7923, 17-7929, 17-7933, 60-304, 84-1-201 and 84-9-102 and repealing the existing sections, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2102**.

Elections: **HB 2090, HB 2091, HB 2092**.

Federal and State Affairs: **HB 2094**.

Financial Institutions and Pensions: **HB 2096, HB 2099, HB 2100, HB 2101**.

Judiciary: **HB 2097, HB 2098**.

Taxation: **HB 2093**.

Transportation: **HB 2095**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Gartner, **HR 6006**, as follows was introduced and adopted.

HOUSE RESOLUTION No. **HR 6006**—

By Representatives Gartner and Kuether

HR 6006—A RESOLUTION honoring Jacob Klemz of Washburn University men's cross country team for earning his second All-American award in cross country and other honors during the 2018-2019 season.

WHEREAS, Washburn University student-athlete Jacob Klemz is an inaugural member of Washburn University men's cross country team. The program was established in the 2016-2017 school year; and

WHEREAS, Klemz competed in the NCAA Division II National Cross Country Championship on December 1, 2018, finishing the 10-kilometer course in 29th place, the best in Washburn University's program history; and

WHEREAS, Klemz's performance in the championship earned him his second All-American award in cross country. Klemz claimed his first All-American award in cross country for his performance at the 2017 NCAA Division II National Cross Country Championship; and

WHEREAS, Klemz competed in the NCAA Division II National Cross Country Championship during the 2016-2017 and 2017-2018 seasons, finishing in 58th and 32nd places, respectively; and

WHEREAS, On September 17, 2018, Klemz was selected as the U.S. Track & Field and Cross Country Coaches Association Division II Men's Athlete of the Week. This is the first time a Washburn University student-athlete has received this prestigious honor; and

WHEREAS, On September 18, 2018, Washburn University men's cross country team appeared in the U.S. Track & Field and Cross Country Coaches Association Central Region rankings for the first time in program history and remained in the poll for five consecutive weeks; and

WHEREAS, On November 3, 2018, Klemz led the Washburn Ichabods to their highest team finish in program history at the Mid-America Intercollegiate Athletics Association (MIAA) Championship. Klemz finished third with an individual time of 25:31.1, the fastest 8-kilometer time in program history, enabling the Washburn Ichabods to finish seventh overall; and

WHEREAS, On November 17, 2018, Klemz received All-Region honors following his performance at the NCAA Central Regional Championship, placing sixth with a time of 30:23.7, beating his own record for the fastest 10-kilometer time in program history; and

WHEREAS, Three times during the 2018-2019 season, Klemz was named MIAA Men's Cross Country Athlete of the Week: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor Jacob Klemz of Washburn University men's cross country team for earning his second All-American award in cross country and other honors during the 2018-2019 season. Jacob Klemz exemplifies what dedication, determination, and hard work can accomplish. We applaud him for his many successes during the 2018-2019 cross country season and wish him continued success and happiness in the future; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send six enrolled copies of this resolution to Representative Gartner.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Gartner are spread upon the Journal:

Today we are recognizing Jacob Klemz for his outstanding achievements as a member of the Washburn University cross country team.

Washburn's cross country team was established prior to the 2016-17 school year and Jacob has participated in the National Cross Country NCAA Division II championships every year. This past December he finished the ten kilometer course in 29th place with a time of 33:12.8 and earning him his second All-American award.

Jacob has also received numerous other awards and commendations over the past three years. He exemplifies what dedication, determination and hard work can accomplish. I would like to introduce the special people that accompanied Jacob today.

Rep. Gartner introduced his guests to members of the House:

Jacob Klemz
 Kyle Gibson, Assistant Coach
 Cameron Babb, Head Coach
 Jacob's Parents – Bill and Jill Klemz
 Dr. Jerry Farley, President of Washburn University

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Bergquist, **HR 6007**, as follows, was introduced and adopted.

HOUSE RESOLUTION No. **HR 6007**—

By Representatives Bergquist, Bishop, Capps, Carmichael, B. Carpenter, Delperdang, Erickson, Finney, Hawkins, Hoheisel, Huebert, Humphries, Landwehr, Mason, Rhiley, Sawyer and Seiwert

HR 6007—A RESOLUTION congratulating and commending Angela Hamilton of Sedgwick County EMS for being named 2018 Paramedic of the Year by the National Association of Emergency Medical Technicians.

WHEREAS, On October 30, 2018, Angela Hamilton was declared recipient of the highly prestigious NAEMT/Nasco Paramedic of the Year Award by the National Association of Emergency Medical Technicians. The announcement was made as part of NAEMT's presentation of its 2018 National EMS Awards of Excellence; and

WHEREAS, Hamilton has worked with Sedgwick County EMS for the past 19 years. She began her career in EMS by serving with the department as a volunteer EMT. She began working full time with the department after earning her associates of applied science degree and her paramedic certification in 2001; and

WHEREAS, During her time with Sedgwick County EMS, Hamilton served in the capacity of team leader, inspiring other EMS crew members to become better clinicians. She also acted in the role of preceptor for paramedic students, demonstrating a commitment to the values of servant leadership that is second to none; and

WHEREAS, As an advocate and supporter of patient care and EMS education, Hamilton champions a "just culture" management philosophy, facilitating coworkers' personal safety while identifying areas for improvement; and

WHEREAS, In October 2017, Hamilton was promoted to her current position of QA education coordinator, with the rank of major, where she continues to foster leadership throughout the department while evincing a steadfast devotion to the EMS profession, her colleagues, and the surrounding community: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend Angela Hamilton of Sedgwick County EMS for being named 2018 Paramedic of the Year by the National Association of Emergency Medical Technicians. Angela Hamilton exemplifies those qualities of leadership and excellence that we associate with the very best of Kansans. We applaud her tenacity and resolve, and we extend our best wishes for her continued success and happiness; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send two enrolled copies of this resolution to Representative Bergquist.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Bergquist are spread upon the Journal:

I present today House Resolution 6007, congratulating Angela Hamilton of the 91st District in Sedgwick County, as the 2018 NAEMT/Nasco Paramedic of the Year. Body, I would like to invite all of the sponsor representatives and any others in the Sedgwick County delegation, to join me at the front as we honor her.

Angela Hamilton, who is with us today, has been with Sedgwick County EMS in Wichita for 19 years. She began her career as a volunteer EMT and moved to full time in 2001 after earning her Associates of Applied Science Degree and paramedic certification.

As a Team Leader, Angela motivated crew members to become better clinicians, and served as a preceptor for many paramedic students. "There are few providers in our service who demonstrate the values of servant leadership as well as she does," said Col. Paul Misasi, Paramedic and Quality Manager for Sedgwick County EMS.

Angela was nominated by Rosa Spainhour, Director of Kiowa County EMS, and supported by Joseph House, Director of the Kansas Board of EMS, after receiving the Kansas EMS Association 2017 Paramedic of the Year Award. Angela is a patient care advocate and supports EMS education. She embraces a "just culture" management philosophy to facilitate personal safety among co-workers and identify areas for improvement. She seeks opportunities that will challenge her to be a better paramedic and leader.

In October of 2017, Angela was promoted to QA Education Coordinator at Sedgwick County EMS with a rank of Major where she continues to foster leadership throughout the organization. Angela cares deeply about the service her department and team provide to the community, the profession and professionalism of EMS and the people with whom she works.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2106, AN ACT concerning education; relating to the base aid for student excellence under the Kansas school equity and enhancement act; making and concerning appropriations for the fiscal years ending June 30, 2020, and June 30, 2021, for the department of education; amending K.S.A. 72-5132 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2107, AN ACT concerning health insurance; relating to insurance and state medical assistance program coverage for contraceptives; amending K.S.A. 2018 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2108, AN ACT concerning education; relating to the Kansas school equity and enhancement act; authorizing expenditures from the at-risk education fund; amending K.S.A. 72-5153 and 72-5193 and repealing the existing sections, by Committee on K-12 Education Budget.

HB 2109, AN ACT concerning utilities; relating to electric transmission lines; definition of transmission line; state corporation commission, permit for siting of electric transmission lines; amending K.S.A. 66-1,177 and 66-1,178 and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2110, AN ACT concerning consumer protection; relating to the Kansas no-call act; requirements for communications made using a text message; restricting use of automatic dialing-announcing devices; prohibiting certain conveyances of telephone numbers; transmission of inaccurate caller-ID information; amending K.S.A. 2018 Supp. 50-670 and repealing the existing section, by Representatives Rhiley, Highberger, Amyx, Capps, Carlin, Carmichael, French, Hoheisel, Howard, Lynn, Ohaebosim, Ousley, Owens, Pannbacker, Probst, Ruiz, L., Waggoner, Warfield and Xu.

HB 2111, AN ACT concerning firearms; relating to background checks for certain sales of firearms, by Committee on Federal and State Affairs.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, January 31, 2019.

Journal of the House

THIRTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 31, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Rep. Lewis was excused on verified illness.

Reps. Arnberger, Kessinger and Thompson were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Father God,
thank You for this day,
albeit too cold for humankind.
I am reminded of what the Psalmist said,
“(You) throw down (Your) ice as hail stones.
Who can withstand (Your) icy blast?”
Just as we prefer to avoid the extreme cold outside,
we would also prefer to avoid any extreme heat here inside.
So, guide all discussions today.
Keep all conversations focused on the issues
in a professional, kind, respectful manner.
Remind our leaders of Your Word which says:
“let your conversation be gracious and attractive
so that you will have the right response for everyone.”
(Colossians 4:6)
In Christ’s Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Orr.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2112, AN ACT concerning rural opportunity zones; relating to eligible counties, Crawford and Dickinson counties; amending K.S.A. 74-50,222 and repealing the existing section, by Representative Collins.

HB 2113, AN ACT concerning elections; relating to petitions; concerning recognition of political parties; amending K.S.A. 2018 Supp. 25-302a and 25-3602 and repealing the existing sections, by Committee on Elections.

HB 2114, AN ACT concerning severance tax; relating to counties; county option to impose tax, limestone, requirements, by Committee on Agriculture.

HB 2115, AN ACT concerning state contracts; relating to verification of certain billable hours, by Committee on Federal and State Affairs.

HB 2116, AN ACT concerning the state board of tax appeals; hearings, attendance by the use of audio or video electronic communication; amending K.S.A. 74-2433 and repealing the existing section, by Representatives Rhiley, Bergquist and Wasinger.

HB 2117, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the knights of Columbus distinctive license plate, by Committee on Transportation.

HB 2118, AN ACT concerning income taxation; relating to credits, providing certain credits for graduates of aerospace and aviation-related educational programs and employers of program graduates, by Committee on Commerce, Labor and Economic Development.

HB 2119, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; powers and duties of the board of trustees; developing procedures for procurement of goods and services; making and entering into certain contracts; authorizing travel for trustees and employees of the system; amending K.S.A. 74-4909 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2120, AN ACT concerning health and healthcare; relating to health insurance plans; prescription medication; step therapy protocols, by Representatives Mason, Smith, E., Bergquist, Bishop, Carlin, Concannon, Dierks, Dove, Eplee, Erickson, Esau, Finney, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Humphries, Jennings, Johnson, Moore, Ousley, Owens, Rahjes, Resman, Samsel, Schreiber, Thimesch, Victors, Ward, Warfield, Wasinger and Wheeler.

HB 2121, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, for the state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 2018 Supp. 75-4209 and 75-6706 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 75-6707, by Committee on Appropriations.

HB 2122, AN ACT making and concerning appropriations for fiscal years ending June 30, 2020, June 30, 2021, and June 30, 2022, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a and repealing the existing sections, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Children and Seniors: **HB 2103**.

Energy, Utilities and Telecommunications: **HB 2109**, **HB 2110**.

Federal and State Affairs: **HB 2107, HB 2111.**

Judiciary: **HB 2104, HB 2105.**

K-12 Education Budget: **HB 2106, HB 2108.**

COMMUNICATIONS FROM STATE OFFICERS

From Barbara J. Hickert, Sate LTC Ombudsman, Kansas Department of Administration, pursuant to K.S.A. 75-7306; 2018 Annual Report of the Office of the State Long-Term Care Ombudsman.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2001** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2042** be amended on page 1, in line 22, by striking "or" and inserting "and"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2038** be passed.

Committee on **Judiciary** recommends **HB 2039** be amended on page 1, following line 10, by inserting:

"(c) Nothing in this section shall be construed to be a waiver of the sovereign immunity of the state of Kansas or a waiver of the sovereign immunity of a federally recognized Indian tribe."; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2063** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 7, by Representative Monica Murnan, congratulating Lambda-Chi Zeta Chapter of Lambda Chi Alpha Fraternity for 50 continuous years at Pittsburg State University;

Request No. 8, by Representative Doug Blex, congratulating Blake and Nancy Allen on their 50th wedding anniversary;

Request No. 9, by Representative Doug Blex, congratulating Ramon and Gloria White on their 50th wedding anniversary;

Request No. 10, by Representative Doug Blex, congratulating Orvilla Blecha in honor of her 100th birthday;

Request No. 11, by Representative Bill Sutton, commending Logan Robert Anderson on achieving the rank of Eagle Scout;

Request No. 12, by Representative Bill Sutton, commending Connor O'Toole Burroughs on achieving the rank of Eagle Scout;

Request No. 13, by Representative Ron Highland, congratulating the 2018 Manhattan Christian Homes Basketball Team on winning the 2018 National Christian Homeschool Basketball Tournament;

Request No. 14, by Representative Stephanie Clayton, honoring Stephanie Meyer for being a living kidney donor;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

On motion of Rep. Hawkins the House adjourned pro forma until 9:00 a.m. on Friday, February 1, 2019.

Journal of the House

FOURTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 1, 2019, 9:00 a.m.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2123, AN ACT concerning postsecondary education; relating to the Kansas national guard educational assistance act; participant qualifications; amending K.S.A. 74-32,149 and repealing the existing section, by Committee on Veterans and Military.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2121**, **HB 2122**.

Commerce, Labor and Economic Development: **HB 2118**.

Elections: **HB 2113**.

Federal and State Affairs: **HB 2115**.

Financial Institutions and Pensions: **HB 2119**.

Health and Human Services: **HB 2120**.

Rural Revitalization: **HB 2112**.

Taxation: **HB 2114**, **HB 2116**.

Transportation: **HB 2117**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2003** from the Committee on Transportation and referral to the Committee on Federal and State Affairs.

COMMUNICATIONS FROM STATE OFFICERS

From Kirk D. Thompson, Director, Kansas Bureau of Investigation, in compliance with K.S.A. 60-4117; status of the KBI State Forfeiture Fund.

From Vicki Schmidt, Commissioner of Insurance, Kansas Insurance Department, pursuant to K.S.A. 40-108; Annual Report 2018.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2044** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

REPORT ON ENROLLED RESOLUTIONS

HR 6005 reported correctly enrolled and properly signed on February 1, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Monday, February 4, 2019.

Journal of the House

FIFTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 4, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Kuether and Lewis were excused on verified illness.

Reps. Hodge and Whipple were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious and good God,
thank You for a new day and a new week.
As our leaders continue their work,
may the challenges they face not overwhelm them.
And even though some circumstances
may discourage some,
help them to realize that You desire
to give them wisdom and discernment in
making the changes they can.
May they depend upon Your strength
as they wait upon You.
Be their strength and present help
in a time of decision and action.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Arnberger.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Kessinger are spread upon the Journal:

Last session, we passed legislation to name limestone as the state rock, galena as the state mineral and jelinite as the state gemstone. These designations came about from the research and hard work of fourth grader Casey Friend of Overland Park.

Today, the Kansas Geological Foundation honors Casey for his work in Kansas Geology.

Dennis Hedke, president of the Kansas Geological Foundation is not able to be here this morning. He sends along his congratulations and Casey will receive a plaque that reads: The Foundation is presenting Casey Friend an Outstanding Student Award, 2019, for his interest in geology and his efforts in bringing forth legislation that resulted in the naming of the state rock, state mineral and state gemstone.

Join with me in recognizing Casey Friend for this accomplishment.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2124, AN ACT concerning insurance; relating to health insurance plans; requiring coverage for contraceptives; amending K.S.A. 2018 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Representatives Parker, Benson, Carlin, Clayton, Horn, Kuether, Pittman, Probst, Ruiz, S., Stogsdill, Warfield, Woodard and Xu.

HB 2125, AN ACT concerning drivers' licenses; relating to the operation of a motor vehicle; requiring licensees to promptly deliver driver's license upon demand; amending K.S.A. 8-244 and repealing the existing section, by Committee on Transportation.

HB 2126, AN ACT concerning motor vehicles; relating to electric-assisted scooters; definitions; requirements; penalty; amending K.S.A. 2018 Supp. 8-126, 8-128, 8-197, 8-1486 and 8-2118 and repealing the existing sections, by Committee on Transportation.

HB 2127, AN ACT concerning motor vehicles; relating to trucks and truck tractors; eliminating requirement to mark certain vehicles; amending K.S.A. 2018 Supp. 8-143e and repealing the existing section, by Committee on Transportation.

HB 2128, AN ACT concerning sales and compensating use tax; relating to rates; food and food ingredients; distribution; amending K.S.A. 2018 Supp. 79-3602, 79-3603, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Representatives Ward and Hodge.

HB 2129, AN ACT concerning firearms; relating to protective orders; enacting the gun safety red flag act, by Representatives Ward, Gartner and Warfield.

HB 2130, AN ACT concerning the Kansas act against discrimination and acts supplemental thereto; relating to sexual orientation and gender identity or expression; amending K.S.A. 12-16,107, 44-1001, 44-1004, 44-1009, 44-1015, 44-1016, 44-1017, 44-1027 and 44-1030 and K.S.A. 2018 Supp. 44-1002, 44-1005 and 44-1006 and repealing the existing sections, by Representatives Ruiz, S., Woodard, Alcalá, Ballard, Bishop, Carlin, Carmichael, Clayton, Cox, Curtis, Finney, Gartner, Helgeson, Henderson, Highberger, Holscher, Horn, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore and Xu.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Veterans and Military: **HB 2123**.

COMMUNICATIONS FROM STATE OFFICERS

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A.60-4117(d)(1); annual report of the Attorney General's State Medicaid Fraud Forfeiture Fund.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 50-6,109a; report of the Scrap Metal Theft Reduction Act.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

CONSENT CALENDAR

No objection was made to **HB 2044**, **HB 2063** appearing on the Consent Calendar for the first day.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2034** be amended on page 1, in line 5, before "Section" by inserting "New"; in line 7, before "Sec." by inserting "New";

On page 2, in line 37, before "Sec." by inserting "New";

On page 3, in line 15, before "Sec." by inserting "New"; in line 36, before "Sec." by inserting "New";

On page 4, in line 18, before "Sec." by inserting "New";

Also on page 4, in line 40, before "Sec." by inserting "New";

On page 5, following line 40, by inserting:

"(f) A supporter acting in good faith in accordance with the provisions of this act shall not be liable to either the principal or any third party for any injuries, damages or other losses arising from a decision made by a principal in which the supporter assisted the principal or was otherwise involved.";

Also on page 5, in line 41, before "Sec." by inserting "New";

On page 6, in line 25, before "Sec." by inserting "New"; in line 28, by striking "A person shall not use"; in line 29, by striking "as" and inserting "shall not constitute"; following line 36, by inserting:

"Sec. 10. K.S.A. 2018 Supp. 21-5417 is hereby amended to read as follows: 21-5417. (a) Mistreatment of a dependent adult or an elder person is knowingly committing one or more of the following acts:

(1) Infliction of physical injury, unreasonable confinement or unreasonable punishment upon a dependent adult or an elder person;

(2) taking the personal property or financial resources of a dependent adult or an elder person for the benefit of the defendant or another person by taking control, title, use or management of the personal property or financial resources of a dependent adult or an elder person through:

(A) Undue influence, coercion, harassment, duress, deception, false representation, false pretense or without adequate consideration to such dependent adult or elder person;

(B) a violation of the Kansas power of attorney act, K.S.A. 58-650 et seq., and amendments thereto;

(C) a violation of the Kansas uniform trust code, K.S.A. 58a-101 et seq., and amendments thereto; ~~or~~

(D) a violation of the act for obtaining a guardian or a conservator, or both, K.S.A.

59-3050 et seq., and amendments thereto; or

(E) a violation of the supported decision-making agreement act, section 1 et seq., and amendments thereto; or

(3) omission or deprivation of treatment, goods or services that are necessary to maintain physical or mental health of such dependent adult or elder person.

(b) Mistreatment of a dependent adult or an elder person as defined in:

(1) Subsection (a)(1) is a severity level 5, person felony;

(2) subsection (a)(2) if the aggregate amount of the value of the personal property or financial resources is:

(A) \$1,000,000 or more is a severity level 2, person felony;

(B) at least \$250,000 but less than \$1,000,000 is a severity level 3, person felony;

(C) at least \$100,000 but less than \$250,000 is a severity level 4, person felony;

(D) at least \$25,000 but less than \$100,000 is a severity level 5, person felony;

(E) at least \$1,500 but less than \$25,000 is a severity level 7, person felony;

(F) less than \$1,500 is a class A person misdemeanor, except as provided in subsection (b)(2)(G); and

(G) less than \$1,500 and committed by a person who has, within five years immediately preceding commission of the crime, been convicted of a violation of this section two or more times is a severity level 7, person felony; and

(3) subsection (a)(3) is a severity level 8, person felony.

(c) It shall be an affirmative defense to any prosecution for mistreatment of a dependent adult or an elder person as described in subsection (a)(2) that:

(1) The personal property or financial resources were given as a gift consistent with a pattern of gift giving to the person that existed before the dependent adult or elder person became vulnerable;

(2) the personal property or financial resources were given as a gift consistent with a pattern of gift giving to a class of individuals that existed before the dependent adult or elder person became vulnerable;

(3) the personal property or financial resources were conferred as a gift by the dependent adult or elder person to the benefit of a person or class of persons, and such gift was reasonable under the circumstances; or

(4) a court approved the transaction before the transaction occurred.

(d) No dependent adult or elder person is considered to be mistreated under subsection (a)(1) or (a)(3) for the sole reason that such dependent adult or elder person relies upon or is being furnished treatment by spiritual means through prayer in lieu of medical treatment in accordance with the tenets and practices of a recognized church or religious denomination of which such dependent adult or elder person is a member or adherent.

(e) As used in this section:

(1) "Adequate consideration" means the personal property or financial resources were given to the person as payment for bona fide goods or services provided by such person and the payment was at a rate customary for similar goods or services in the community that the dependent adult or elder person resided in at the time of the transaction.

(2) "Dependent adult" means an individual 18 years of age or older who is unable to protect the individual's own interest. Such term shall include, but is not limited to, any:

(A) Resident of an adult care home including, but not limited to, those facilities defined by K.S.A. 39-923, and amendments thereto;

(B) adult cared for in a private residence;

(C) individual kept, cared for, treated, boarded, confined or otherwise accommodated in a medical care facility;

(D) individual with intellectual disability or a developmental disability receiving services through a community facility for people with intellectual disability or residential facility licensed under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto;

(E) individual with a developmental disability receiving services provided by a community service provider as provided in the developmental disability reform act; or

(F) individual kept, cared for, treated, boarded, confined or otherwise accommodated in a state psychiatric hospital or state institution for people with intellectual disability.

(3) "Elder person" means a person 60 years of age or older.

(f) An offender who violates the provisions of this section may also be prosecuted for, convicted of, and punished for any other offense in article 54, 55, 56 or 58 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2018 Supp. 21-6418, and amendments thereto.

Sec. 11. K.S.A. 2018 Supp. 21-5417 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "adults" by inserting "; amending K.S.A. 2018 Supp. 21-5417 and repealing the existing section"; and the bill be passed as amended.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2131, AN ACT concerning sales and compensating use tax; relating to exemptions; Kansas enterprise zone; businesses; construction; machinery and equipment; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Committee on Rural Revitalization.

HB 2132, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; lewd and lascivious behavior penalties; amending K.S.A. 2018 Supp. 21-5513 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2133, AN ACT concerning alcoholic beverages; relating to delivery of alcoholic liquors; required reporting, penalty, by Committee on Taxation.

HB 2134, AN ACT concerning sales taxation; relating to exemptions; nonprofit integrated community care organizations, definitions; amending K.S.A. 2018 Supp. 79-3602 and 79-3606 and repealing the existing sections, by Committee on Taxation.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Alcalá to replace Rep. Kuether on Committee on Corrections and Juvenile Justice on February 4, 2019.

REPORT ON ENROLLED RESOLUTIONS

HR 6006, HR 6007 reported correctly enrolled and properly signed on February 4, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, February 5, 2019.

Journal of the House

SIXTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 5, 2019, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Kuether, Lewis and Parker were excused on verified illness.

Rep. Hawkins was excused on legislative business.

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

Prayer by Chaplain Brubaker:

Good and Loving God,
This is the day that You have made,
we will rejoice and be glad in it.
It is a big decision day—
a big showdown to take place.
Help all participants to work hard, but fair.
Whatever side wins,
help them to have humility in winning.
And may those who lose realize that
losing is no disgrace if you've given your best.
Lord, I pray we will see this
carried out in the meetings here today,
but also pray the same
for a couple of teams who play this evening
for the big Sunflower Showdown.
Far be it from me to try to persuade you
to help a particular team win,
but I am reminded that purple
is the color of royalty and priestly garments.
Help each team to play their best
physically, mentally, emotionally and spiritually.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Wasinger.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2135, AN ACT repealing K.S.A. 2018 Supp. 25-2711; relating to restrictions on the regulation of political signs by cities and counties, by Committee on Local Government.

HB 2136, AN ACT concerning municipalities; related to resignations for the purpose of filling vacancies on governing bodies, by Representative Collins.

HB 2137, AN ACT concerning the Kansas open records act; relating to exceptions to disclosure of public records; legislative review; amending K.S.A. 2018 Supp. 9-513c, 40-3407 and 45-229 and repealing the existing sections, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2132**.

Federal and State Affairs: **HB 2129**, **HB 2130**.

Insurance: **HB 2124**.

Rural Revitalization: **HB 2131**.

Taxation: **HB 2128**, **HB 2133**, **HB 2134**.

Transportation: **HB 2125**, **HB 2126**, **HB 2127**.

CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **HB 2133** from the Committee on Taxation and referral to the Committee on Federal and State Affairs.

COMMUNICATIONS FROM STATE OFFICERS

From State of Kansas Board of Indigents' Defense Services; 2018 Annual Report.

From Colonel Mark A. Bruce, Superintendent, Kansas Highway Patrol, pursuant to K.S.A. 60-4117; Annual Report regarding State Forfeiture Funds.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

CONSENT CALENDAR

No objection was made to **HB 2044**, **HB 2063** appearing on the Consent Calendar for the second day.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2049** be passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2138, AN ACT concerning sexually oriented businesses; relating to entry fees, disposition of funds, by Committee on Taxation.

HB 2139, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation and membership of certain local adult and juvenile corrections employees, by Committee on Financial Institutions and Pensions.

HB 2140, AN ACT concerning retirement and pensions; relating to the Kansas deferred retirement option program act; including agents of the Kansas bureau of investigation as members; extending sunset date; amending K.S.A. 74-4986l, 74-4986p and 74-4986r and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2141, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; amortizing a certain portion of actuarial accrued liability of the system for a period of 30 years; eliminating certain level-dollar employer contribution payments; establishing procedures for lapsing and decreasing certain amounts of employer contributions for state agencies for the fiscal year ending June 30, 2020; amending K.S.A. 74-4920 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2142, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; retirants; lump-sum death benefit; amending K.S.A. 74-4989 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2143, AN ACT concerning insurance; relating to risk-based capital requirements; version of instructions in effect; amending K.S.A. 2018 Supp. 40-2c01 and repealing the existing section, by Committee on Insurance.

HB 2144, AN ACT concerning community colleges; relating to budget authority and expenditures; tax levy authority; identification of transferable credits; residency requirements; amending K.S.A. 71-204, 71-301, 71-406, 71-407 and 71-612 and repealing the existing sections, by Representative K. Williams.

HB 2145, AN ACT concerning education; relating to the instruction and financing thereof; making and concerning appropriations for the fiscal years ending June 30, 2020, and June 30, 2021, for the department of education, by Committee on K-12 Education Budget.

HB 2146, AN ACT concerning health and healthcare; providing for a certificate of authorization for a business entity to practice medicine; amending K.S.A. 65-2803, 65-2836 and 65-2877a and K.S.A. 2018 Supp. 40-3401 and repealing the existing sections, by Committee on Health and Human Services.

HB 2147, AN ACT concerning the Kansas rural housing incentive district act; relating to increasing bond maturity limits; amending K.S.A. 2018 Supp. 12-5248 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

On motion of Rep. Mason, the House adjourned until 11:00 a.m., Wednesday, February 6, 2019.

Journal of the House

SEVENTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 6, 2019, 11:00 a.m.

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

The roll was called with 116 members present.

Reps. Bishop, Henderson, Kuether, Lewis and Sutton were excused on verified illness.

Rep. Hawkins was excused on legislative business.

Reps. Pittman, Thimesch and Whipple were excused on excused absence by the Speaker.

Prayer by guest chaplain, Joseph Rupnick, Chairman, Prairie Band Potawatomi Nation, Mayetta, and guest of Rep. Victors:

Mamogosnan shpemek
Ematmoyak enotmen
Iw kshe enchiwenmoyak ode mno gishget
Mamogosnan, ebyedoyen ge ninan ode mnobmadzewen
Mine enchiwenmoyak jayek emingoyak
Medagwendan ebyeyak shote ngom
Nizhok moshek ewi mno widokoyak
Kewabmiyak etso nangotoygo
Mine no zho ge winwa jayek ebyewat
Iw enajmoyan.

The father of all of us above
Prayers hear them from us
We are grateful for this good day
Creator, you bring us good health and life
And we are grateful for all you give us
I am glad we have come here today
Help us as we work together
Watch over each and every one of us
And bless all of them who have come
Amen.

The Pledge of Allegiance was led by Rep. Victors.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Victors are spread upon the Journal:

Carole Cadue-Blackwood recently received the 2018 National Indian Education Parent of the Year Award, presented at the annual convention in Hartford, Connecticut. Mrs. Cadue-Blackwood is a member of the Kickapoo tribe in Kansas and a mother of three. She earned her Associate's Degree from Haskell Indian Nations University, Bachelor's Degree in Political Science from the University of Kansas, and she is currently pursuing her Master's Degree at KU's School of Social Welfare. She is a longtime volunteer at the Willow Domestic Violence Center and in 2016, she received the United Way Community Volunteer Award. She has also volunteered in the shelter as a court advocate. She serves on many parent committees and she enjoys educating the youth about domestic violence prevention.

Mrs. Cadue-Blackwood brought the proposal forward to the Lawrence Board of Education to change the name of South Middle School to Billy Mills Middle School, to honor the Native American Olympic gold medalist. Last year, she and her daughter were influential in HB 2498, the Native American Regalia bill. Today, I would like to honor and congratulate Carole Cadue-Blackwood for her strong leadership as a parent and advocate for our community.

Rep. Victors presented Mrs. Cadue-Blackwood with a Native American shawl in honor of her many achievements.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2148, AN ACT concerning the employment security law; relating to benefits for privately contracted school bus drivers; amending K.S.A. 2018 Supp. 44-706 and repealing the existing section, by Representative Rhiley.

HB 2149, AN ACT concerning the Kansas medical assistance program; relating to the timely determination of eligibility, by Committee on Children and Seniors.

HB 2150, AN ACT concerning education; relating to bullying; creating the Kansas hope scholarship act; amending K.S.A. 2018 Supp. 79-32,117 and repealing the existing section, by Representatives Erickson and Humphries.

HB 2151, AN ACT concerning citizen-initiated grand juries; relating to immunity from civil liability; witnesses; amending K.S.A. 2018 Supp. 22-3001 and 22-3008 and repealing the existing sections, by Committee on Judiciary.

HB 2152, AN ACT concerning physically disabled persons; relating to assistance animals; procedures for assistance animal accommodations in housing; amending K.S.A. 2018 Supp. 39-1103 and repealing the existing section, by Committee on Judiciary.

HB 2153, AN ACT repealing K.S.A. 2018 Supp. 60-5311, 60-5312 and 60-5313; relating to student religious associations, by Committee on Federal and State Affairs.

HB 2154, AN ACT concerning employment security law; relating to availability of benefits for certain public employees required to work but not receiving wages; establishing the federal and state essential employee assistance fund; amending K.S.A. 2018 Supp. 44-703, 44-704 and 44-705 and repealing the existing sections, by

Committee on Rural Revitalization.

HB 2155, AN ACT concerning the department of health and environment; pertaining to the state medicolegal death investigation system; establishing the office of the state medical examiner; training and continuing education requirements of district and county coroners; penalties; amending K.S.A. 22a-226 and K.S.A. 2018 Supp. 75-5603 and repealing the existing sections, by Committee on Health and Human Services.

HB 2156, AN ACT relating to pesticides; amending the Kansas pesticide law; concerning inspection reports for wood-destroying pests; amending K.S.A. 2-2453 and repealing the existing section, by Committee on Agriculture.

HB 2157, AN ACT concerning public assistance programs; relating to the temporary assistance for needy families program; administration by the Kansas department for children and families; requirements and limitations for receiving benefits; amending K.S.A. 2018 Supp. 39-702 and 39-709 and repealing the existing sections, by Committee on Children and Seniors.

HB 2158, AN ACT concerning the disposition of state real property; authorizing the state board of regents on behalf of the university of Kansas to sell certain real property in Douglas county, by Committee on Appropriations.

HB 2159, AN ACT concerning the disposition of state real property; authorizing the state board of regents on behalf of Kansas state university to sell certain real property in Saline county, by Committee on Appropriations.

HB 2160, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; election, Wabaunsee county; amending K.S.A. 2018 Supp. 12-187 and repealing the existing section, by Committee on Taxation.

HB 2161, AN ACT relating to animals; creating the Kansas animal abuse offender repository; establishing the repository within the Kansas bureau of investigation; requiring district court clerks to forward case information to the bureau; requiring certain individuals and entities licensed under the Kansas pet animal act to check the repository, by Representative Alcalá.

HB 2162, AN ACT concerning the Kansas consumer protection act; relating to definitions; consumer transaction; supplier; amending K.S.A. 2018 Supp. 50-624 and repealing the existing section, by Committee on Judiciary.

HB 2163, AN ACT concerning health and healthcare; enacting the veterans first medical cannabis act; relating to medical cannabis; providing for registration of patients; licensure of medical cannabis grower-distributors and medical cannabis dispensaries; establishing the cannabis regulatory commission; taxation of cannabis; amending K.S.A. 65-2836, 65-28a05, 65-28b08 and 79-5210, K.S.A. 2017 Supp. 65-1120, as amended by section 5 of chapter 42 of the 2018 Session Laws of Kansas, and K.S.A. 2018 Supp. 21-5703, 21-5705, 21-5706, 21-5707, 21-5709, 21-5710, 79-3606 and 79-5201 and repealing the existing sections, by Representatives Karleskint, Holscher, Horn and Kessinger.

HB 2164, AN ACT repealing K.S.A. 2018 Supp. 60-5322; concerning the adoption protection act, by Representative Ousley.

HB 2165, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; affiliation and membership of certain employees of the department of corrections located at correctional institutions and juvenile correctional facilities in the Kansas police and firemen's retirement system; employee and employer contributions, by Representatives Delperdang, Bergquist,

Capps, W. Carpenter, Highland, Hoheisel, Holscher, Howard, Humphries, Jacobs, Jennings, Moore, Owens, F. Patton, Pittman, Probst, Resman, Seiwert, Smith, E. and Thomas.

HB 2166, AN ACT concerning school districts; relating to personal financial literacy courses; amending K.S.A. 72-3217 and 72-3236 and repealing the existing sections, by Committee on Education.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2147**.

Education: **HB 2144**.

Financial Institutions and Pensions: **HB 2139, HB 2140, HB 2141, HB 2142**.

Health and Human Services: **HB 2146**.

Insurance: **HB 2143**.

Judiciary: **HB 2137**.

K-12 Education Budget: **HB 2145**.

Local Government: **HB 2135, HB 2136**.

Taxation: **HB 2138**.

MESSAGES FROM THE SENATE

Announcing passage of **SB 9**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bill was thereupon introduced and read by title:

SB 9

CONSENT CALENDAR

No objection was made to **HB 2044, HB 2063** appearing on the Consent Calendar for the third day. The bills were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2044, AN ACT concerning income taxation; relating to credits; certain purchases of goods and services from qualified vendors that provide employment to individuals who are blind or severely disabled; qualifications, procedures and limitations, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 1; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Helmer, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor,

Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Helgerson.

Present but not voting: none.

Absent or not voting: Bishop, Hawkins, Henderson, Kuether, Lewis, Pittman, Sutton, Thimesch, Whipple.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **HB 2044**, however I have some concerns. I believe this is a good idea, but I am worried that the extra revenue brought in by this may be used for administrative cost instead of being used to raise wages for the 30% of employees, who are intellectually and developmentally disabled. This is desperately needed. I believe there is a need for oversight to see that the funds raised are properly allocated to the right place. — STAN FROWNFEITER

HB 2063, AN ACT concerning property tax; relating to cities and counties; approval of budgets, assuming an abolished entity; amending K.S.A. 2018 Supp. 79-2925c and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 102; Nays 14; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Benson, Blex, Burroughs, Capps, Carlin, Carlson, Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Helmer, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Barker, Bergquist, Burris, Carmichael, Carpenter, B., Delperdang, Dove, Garber, Helgerson, Hoffman, Jacobs, Mason, Rhiley, Tarwater.

Present but not voting: none.

Absent or not voting: Bishop, Hawkins, Henderson, Kuether, Lewis, Pittman, Sutton, Thimesch, Whipple.

The bill passed.

On motion of Rep. Mason, the House resolved into the Committee of the Whole, with Rep. Claeys in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2001**, **HB 2038** be passed.

Committee report to **HB 2039** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2045** be passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2167, AN ACT concerning wildlife; relating to the transferability of deer permits, by Committee on Commerce, Labor and Economic Development.

HB 2168, AN ACT concerning state property; relating to Kansas state university; authorizing the state board of regents to sell and convey certain real property in Cherokee county and Riley county, by Committee on Higher Education Budget.

HB 2169, AN ACT concerning the campaign finance act; relating to express advocacy for a candidate; concerning certain disclosures in advertisements; amending K.S.A. 2018 Supp. 25-4143 and 25-4156 and repealing the existing sections, by Committee on Elections.

HB 2170, AN ACT concerning campaign finance; requiring electronic filing of reports for state offices; amending K.S.A. 2018 Supp. 25-4148 and repealing the existing section, by Committee on Elections.

HB 2171, AN ACT concerning campaign finance; relating to political ads; amending K.S.A. 2018 Supp. 25-4156 and repealing the existing section, by Committee on Elections.

HB 2172, AN ACT concerning late filing of lobbyist reports; amending K.S.A. 2018 Supp. 46-280 and repealing the existing section, by Committee on Elections.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Sawyer to replace Rep. Pittman on Committee on Transportation and Public Safety Budget on February 6, 2019.

Also, the appointment of Rep. Xu to replace Rep. Kuether on committee on Judiciary on February 6, 2019.

Also, the appointment of Rep. Horn to replace Rep. Bishop on committee on Insurance on February 6, 2019.

On motion of Rep. Mason, the House adjourned until 11:00 a.m., Thursday, February 7, 2019.

Journal of the House

EIGHTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 7, 2019, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Kuether and Lewis were excused on verified illness.

Reps. Henderson, L. Ruiz, Whipple and Winn were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Almighty God,
thank You once again for a new day
in which to enjoy and make the most of life.
This morning I was reminded of the Psalm which says,
“Truly, You put them on a slippery path
and send them sliding over the cliff to destruction.”
It definitely felt that way driving in.
Thank You for keeping everyone safe.
Our leaders may also often feel this way
during the discussions and debate of certain issues.
In order to avoid the slippery path You refer to in Your Word,
help our leaders to listen to Your voice and follow Your wisdom
to make the right decisions to keep us all on the right path.
I pray this in Christ’s Name, Amen.
(Psalm 73:18)

The Pledge of Allegiance was led by Rep. Thimesch.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Phillips are spread upon the Journal:

I would like to invite any legislator that is a graduate of the Kansas Farm Bureau “Masters Program” to join me.

It is my honor to introduce to the House, Charlie Sargent, and his wife, Sharlin.

Today I am presenting Charlie an official certificate for his work, passion, and dedication to agriculture and his love of the communities and people supported by farming and ranching.

Charlie recently retired from Kansas Farm Bureau after 47 years of service. For those doing the math, he started in 1972.

Charlie has served in various leadership roles at KFB, but is most recognized for supervising the Masters Program.

This unique program focuses on the fundamentals of today's agriculture, and you travel to a various locations in Kansas so you see agriculture up close.

Charlie truly represents what makes the people of Kansas so great. He is humble, dedicated to the service of others, caring for all those around him, willing to share his knowledge, and quick to share his smile and sense of humor.

Please join me in recognizing Charlie Sargent for his dedication to our great State and his 47 years of service at Kansas Farm Bureau.

Rep. Phillips presented Mr. Sargent with a framed House certificate in honor of his many achievements.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2173, AN ACT concerning industrial hemp; establishing a commercial industrial hemp program; amending K.S.A. 65-4101 and 65-4105 and K.S.A. 2018 Supp. 2-3901, 2-3902, 2-3903, 21-5701 and 21-5702 and repealing the existing sections; also repealing K.S.A. 65-4101c and 65-4105b and K.S.A. 2018 Supp. 21-5701a, by Committee on Agriculture.

HB 2174, AN ACT concerning the state use law; relating to extension of the sunset date for five years; amending K.S.A. 2018 Supp. 75-3322c and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2175, AN ACT concerning labor organizations; relating to fair share charitable fees; enacting the fair share act; amending K.S.A. 44-803 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2176, AN ACT concerning elections; relating to collection of ballots; amending K.S.A. 2018 Supp. 25-1128 and repealing the existing section, by Committee on Elections.

HB 2177, AN ACT concerning life insurance; relating to fixed index annuity contracts; pertaining to the accounting treatment of certain derivative instruments; indexed product reserves, by Committee on Insurance.

HB 2178, AN ACT concerning utilities; relating to the Kansas underground utility damage prevention act; definitions; location of facilities and duty to mark, exceptions; amending K.S.A. 66-1802 and 66-1806 and repealing the existing sections, by Committee on Judiciary.

HB 2179, AN ACT concerning the division of motor vehicles; relating to the disclosure of records; adopting the driver's privacy protection act; amending K.S.A. 74-2012 and repealing the existing section, by Committee on Transportation.

HB 2180, AN ACT concerning vehicles; relating to registration and titles; fees, disposition; amending K.S.A. 8-195 and 74-2013 and K.S.A. 2018 Supp. 8-132, 8-135, 8-135a, 8-135c, 8-139, 8-143, 8-143j, 8-145, 8-145d, 8-167, 8-170, 8-172, 8-198, 58-4204 and 79-3604 and repealing the existing sections, by Committee on Transportation.

HB 2181, AN ACT concerning criminal procedure; relating to disposition of firearms seized by law enforcement; amending K.S.A. 2018 Supp. 22-2512 and repealing the existing section, by Representatives Alcalá, Bishop and Warfield.

HB 2182, AN ACT concerning motor vehicle liability insurance; increasing the minimum policy limit for bodily injuries on certain persons; amending K.S.A. 2018 Supp. 40-3107 and repealing the existing section, by Representative Hodge.

HB 2183, AN ACT concerning school districts; relating to high school graduation requirements; requiring passage of a computer science course, by Committee on Education.

HB 2184, AN ACT enacting the massage therapist licensure act; regulation and licensing of massage therapists; powers, duties and functions of the state board of healing arts, by Committee on Health and Human Services.

HOUSE CONCURRENT RESOLUTION No. **HCR 5005**—
By Committee on Elections

HCR 5005—A PROPOSITION to amend section 1 of article 10 of the constitution of the state of Kansas; relating to reapportionment of senatorial and representative districts.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 1 of article 10 of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 1. Reapportionment of senatorial and representative districts. (a) ~~At its regular session in 1989, the legislature shall by law reapportion the state representative districts, the state senatorial districts or both the state representative and senatorial districts upon the basis of the latest census of the inhabitants of the state taken by authority of chapter 61 of the 1987 Session Laws of Kansas. At its regular session in 1992, and at its regular session every tenth year thereafter, the legislature shall by law reapportion the state senatorial districts and representative districts on the basis of the population of the state as established by the most recent census of population taken and published by the United States census bureau of the census. Senatorial and representative districts shall be reapportioned upon the basis of the population of the state adjusted: (1) To exclude nonresident military personnel stationed within the state and nonresident students attending colleges and universities within the state; and (2) to include military personnel stationed within the state who are residents of the state and students attending colleges and universities within the state who are residents of the state in the district of their permanent residence. Bills reapportioning legislative districts shall be published in the Kansas register immediately upon final passage and shall be effective for the next following election of legislators and thereafter until again reapportioned.~~

(b) Within 15 days after the publication of an act reapportioning the legislative districts within the time specified in (a), the attorney general shall petition the supreme court of the state to determine the validity thereof. The supreme court, within 30 days from the filing of the petition, shall enter its judgment. Should the supreme court determine that the reapportionment statute is invalid, the legislature shall enact a statute of reapportionment conforming to the judgment of the supreme

court within 15 days.

(c) Upon enactment of a reapportionment to conform with a judgment under (b), the attorney general shall apply to the supreme court of the state to determine the validity thereof. The supreme court, within 10 days from the filing of such application, shall enter its judgment. Should the supreme court determine that the reapportionment statute is invalid, the legislature shall again enact a statute reapportioning the legislative districts in compliance with the direction of and conforming to the mandate of the supreme court within 15 days after entry thereof.

(d) Whenever a petition or application is filed under this section, the supreme court, in accordance with its rules, shall permit interested persons to present their views.

(e) A judgment of the supreme court of the state determining a reapportionment to be valid shall be final until the legislative districts are again reapportioned in accordance herewith."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. The purpose of this amendment is to eliminate the adjustment of the census taken by the United States census bureau regarding nonresident military personnel and nonresident students when reapportioning the Kansas senate and house of representatives.

"A vote for this proposition would eliminate the adjustment of the census taken by the United States census bureau regarding nonresident military personnel and nonresident students when reapportioning the Kansas senate and house of representatives.

"A vote against this proposition would continue in effect the requirement for the adjustment of the census taken by the United States census bureau regarding nonresident military personnel and nonresident students when reapportioning the Kansas senate and house of representatives."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2019, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2156.**

Appropriations: **HB 2158, HB 2159, HB 2168, SB 9.**

Children and Seniors: **HB 2149.**

Commerce, Labor and Economic Development: **HB 2148, HB 2167.**

Education: **HB 2166.**

Elections: **HB 2169, HB 2170, HB 2171, HB 2172.**

Federal and State Affairs: **HB 2153, HB 2164.**

Financial Institutions and Pensions: **HB 2165**.
Health and Human Services: **HB 2155, HB 2157, HB 2163**.
Judiciary: **HB 2151, HB 2152, HB 2161, HB 2162**.
K-12 Education Budget: **HB 2150**.
Rural Revitalization: **HB 2154**.
Taxation: **HB 2160**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Corbet, **HR 6008**, as follows, was introduced and adopted:

By Representative Corbet

HR 6008—A RESOLUTION congratulating and commending 2018 Milken Educator Award winner Linda Dishman.

WHEREAS, The Milken Educator Awards program, established by the Milken Family Foundation, recognizes the top educators in the country. Often deemed the "Oscars" of the teaching world, the program provides awards to elementary and secondary school teachers, principals, and other educational professionals who inspire excellence; and

WHEREAS, Linda Dishman, educator at Berryton Elementary School in Shawnee Heights USD 450, has been selected as the Kansas recipient of the 2018 Milken Educator Award; and

WHEREAS, The award was presented to Dishman in person by the Milken Family Foundation's co-founder Lowell Milken alongside former Governor Jeff Colyer in front of the students and staff at Berryton Elementary on October 12, 2018; and

WHEREAS, Dishman is the only award winner from Kansas among this year's 40 honorees. The award includes a \$25,000 cash prize; and

WHEREAS, Dishman earned her bachelor's degree in elementary education from Washburn University in 2012 and a master's degree in education from Fort Hays State University in 2018; and

WHEREAS, All Milken Educator Award winners will convene at the Milken Educator Forum in Washington, D.C., for professional development opportunities to continue and strengthen their teaching and leadership excellence: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend Linda Dishman for being an outstanding Kansas educator and receiving the 2018 Milken Educator Award; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send three enrolled copies of this resolution to Representative Corbet.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Corbet are spread upon the Journal:

It is my honor to introduce you to a truly outstanding teacher who has demonstrated not only exemplary educational accomplishments in and out of the classroom, but who has been a model of excellence for the teaching profession.

The teacher I have standing here with me is from Berryton Elementary School in the Shawnee Heights School District and she has won what is considered the “Oscar of Teaching”.....she is the only Milken Award Winning Teacher in Kansas for 2018 and her name is Linda Dishman. This award is the most prestigious teaching award in the United States.

Milken Award winning teachers are not only outstanding teacher leaders, but they are also skilled in their unique and innovative classroom instruction and are fully engaged in their communities.

Milken Educators are selected for the achievements and for the promise of what they will accomplish. She received a \$25,000 prize and will attend a forum in Washington, D.C. in March. She is a symbol of all the great teachers we have in Kansas who are working to make a positive difference in the lives of their students.

Mr. Speaker and fellow Representatives, I present to you the **Kansas 2018 Milken Award Winning Teacher, Linda Dishman.**

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Highland, **HR 6009**, by Reps. Highland, Amyx, Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlin, Carlson, Carmichael, Carpenter, Clark, Collins, Cox, Curtis, Delperdang, Dietrich, Donohoe, Dove, Ellis, Erickson, Esau, Finney, Francis, Helgerson, Hibbard, Hineman, Hoheisel, Holscher, Howard, Jacobs, Jennings, Kelly, Kessinger, Lynn, Neighbor, Orr, Owens, Pannbacker, Patton, Phillips, Proehl, Rahjes, Resman, Samsel, Sawyer, Schreiber, Smith, Smith, Stogsdill, Tarwater, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warren, Wasinger, Waymaster and Weigel, as follows, was introduced and adopted:

HR 6009—A RESOLUTION honoring the Kansas Farm Bureau.

A RESOLUTION honoring the Kansas Farm Bureau, its 105 county Farm Bureaus, and the many Kansas farmers and ranchers who provide food, fuel, and fiber to the citizens of Kansas and to people around the world.

WHEREAS, For 100 years, the Kansas Farm Bureau has played a critical role as the *Voice of Agriculture* throughout Kansas, the United States, and around the world; and

WHEREAS, In 1919, the Bureau was established as a grassroots organization by a group of members united in the belief that together they could better protect their way of life and achieve better futures for their families and communities; and

WHEREAS, The Bureau successfully defended Kansas's agricultural industry by lobbying for a constitutional amendment allowing for use-value appraisal of agricultural land. This enabled Kansas farms to continue operations without being devastated by high market values taxation; and

WHEREAS, The Bureau successfully mobilized to help pass a constitutional amendment that adjusted commercial property classification rates. Through its efforts, the Bureau helped thwart the opportunity to broaden the tax base with livestock and farm machinery; and

WHEREAS, The Bureau helped protect Kansas property rights through eminent domain reform. In 2006, these efforts culminated in the passage of Substitute for Senate Bill No. 323; and

WHEREAS, The Bureau has long played a critical role in safeguarding property rights through the protection of natural resources; and

WHEREAS, As part of a coalition including the American Farm Bureau, the Kansas Corn Growers Association, and other farm bureaus from Colorado, New Mexico, and Texas, the Bureau successfully challenged the U.S. Fish and Wildlife Service's April 2014 decision to list the lesser prairie chicken as a threatened species; and

WHEREAS, The Bureau advocates, educates, and serves Kansas farmers and ranchers through a wide range of programs, including agriculture education, leadership development, legal defense, rural development, and international trade. Through its work, the Bureau is dedicated to offering common sense solutions to challenges facing agriculturalists, small business owners, and rural communities; and

WHEREAS, Currently, the Bureau is working to ensure every Kansan has access to high-speed broadband service, no matter where they live and work. The Bureau believes high-speed service is vital to emergency services, educational opportunities, and precision agriculture. The Bureau is also seeking affordable solutions to ensure all members have access to health care; and

WHEREAS, The Bureau reaffirms it will continue to inform when needed, protect when challenged, and fight for the lives of rural Kansans and their communities: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor the Kansas Farm Bureau, its 105 county Farm Bureaus, and the many Kansas farmers and ranchers who provide food, fuel, and fiber to the citizens of Kansas and to people around the world. Through its leadership and devotion to the citizens and communities of rural Kansas, the Kansas Farm Bureau embodies the spirit and qualities we associate with the very best of Kansans; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send five enrolled copies of this resolution to Representative Highland.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Highland are spread upon the Journal:

We all know, intuitively, that for any business to survive, they must offer a product of value to their customers or they don't survive. When a business has not only survived, but has grown and flourished, they are doing something remarkable. The Kansas Farm Bureau is celebrating their 100th year doing business in this great state.

Today, we have with us the current President of the company, Mr. Rich Felts, and his lovely wife Shirley. They are the current guardians to maintain and grow the organization.

Please give them a warm congratulations and welcome to the People's House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hawkins, **HR 6010**, by Reps. Hawkins, Arnberger, Baker, Ballard, Barker, Bergquist, Blex, Burroughs, Capps, Carmichael, Carpenter, Carpenter, Clark, Concannon, Cox, Croft, Delperdang, Dietrich, Dove, Ellis, Eplee, Erickson, Finch, Finney, Francis, French, Gartner, Helmer, Hibbard, Highberger, Highland, Hoffman, Hoheisel, Holscher, Howard, Huebert, Humphries, Jacobs,

Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore, Neighbor, Ohaebosim, Orr, Owens, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Samsel, Sawyer, Schreiber, Seiwert, Smith, Smith, Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Wasinger, Weigel, Wheeler, Whipple, Williams and Woodard, as follows, was introduced and adopted:

HR 6010—A RESOLUTION recognizing February 7, 2019, as JAG-K day at the capitol.

WHEREAS, Jobs for America's Graduates-Kansas (JAG-K) is a Section 501(c)(3) not-for-profit organization that partners with public schools, communities and employers to help students prepare for successful futures; and

WHEREAS, JAG-K is a state affiliate of the national JAG program, which operates in 35 states and territories. Its curriculum emphasizes graduation from high school and prepares students for postsecondary education or entering the workforce directly; and

WHEREAS, JAG-K is committed to partnering with students to overcome barriers to graduation from high school and prepare them for college or career pathways that will help them reach their full potential as leaders for their families, employers, communities, Kansas and our nation; and

WHEREAS, There are 81 JAG-K programs located in 38 school districts across Kansas during the 2018-19 school year. In addition to school districts, JAG-K partners include the Kansas Department for Children and Families and the Kansas Department of Education; and

WHEREAS, In a small group classroom setting, students explore career opportunities and learn the skills necessary to successfully transition to postsecondary education, military service or the workforce following their graduation; and

WHEREAS, JAG-K is an evidence-based program with objective performance measures; and

WHEREAS, JAG-K has a 98% graduation rate statewide and a 92% success rate statewide; and

WHEREAS, Nationally, JAG graduates are 230% more likely to be employed than peers not in a JAG program: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize February 7, 2019, as JAG-K Day at the Capitol; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send three enrolled copies of this resolution to Representative Hawkins.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Hawkins are spread upon the Journal:

I am pleased to join several of my colleagues, including Representative Ballard, who serves on the JAG-K Board of Directors, in sponsoring this resolution marking today, February 7, 2019 as JAG-K Day at the Capitol.

JAG-K is one of those programs every legislator dreams of supporting. It has proven results with a 98% graduation rate.

It focuses on student success. Following graduation, 92% of our JAG-K students are in post-secondary education, training, military service, in the workforce with marketable skills or a combination of all of those. Nationally, JAG students are 230% more likely to be employed than their peers who were not in the JAG program.

JAG-K teaches students skills they need to be successful regardless of their chosen career path. They gain confidence by learning leadership and career development skills through the required JAG competencies.

JAG-K provides accountability. They report their performance measures quarterly and their expenses monthly.

JAG-K is a great program, and it is an honor to recognize numerous JAG-K students from across the state today. Joining us on the Floor of the House today are nine students:

- Ezariah Rodriguez · Bailey Pauley · Gage Mason
- Ana Resendiz · Kristofer Tolman · Bryar Belt
- Mekinzie Rojas · Haydn Mason · Carly Condella

Rep. Hawkins also recognized JAG-K President and CEO Chuck Knapp and JAG-K Vice President of Programming Bev Mortimer.

Rep. Ballard also spoke on behalf of the organization in recognition of their success.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2001, AN ACT concerning agriculture; relating to environmental remediation; extending the sunset date for the remediation linked deposit loan program, the remediation reimbursement program and the Kansas agricultural remediation fund; amending annual assessment rates; amending K.S.A. 2-3712 and K.S.A. 2018 Supp. 2-3713 and 2-3714 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 0; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Kuether, Lewis, Ruiz, L., Whipple, Winn.

The bill passed.

HB 2038, AN ACT concerning inheritance rights; relating to revocation upon divorce, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 5; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Baker, Collins, Hoffman, Rhiley, Warren.

Present but not voting: None.

Absent or not voting: Henderson, Kuether, Lewis, Ruiz, L., Whipple, Winn.

The bill passed.

HB 2039, AN ACT concerning recognition of tribal court judgments, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 0; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Kuether, Lewis, Ruiz, L., Whipple, Winn.

The bill passed, as amended.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2033** be adopted.

Also, on motion of Rep. Adam Smith, **HB 2033** be amended, on page 1, in the title, in line 1, by striking the second "concerning"; in line 2, after the first comma by inserting "rates and"; also in line 2, after the third comma by inserting "Finney,"; in line 3, by striking "and" and inserting a comma; also in line 3, by striking "counties, rates," and inserting "and"; also in line 3, by striking "county" and inserting "counties"

Also, on motion of Rep. Hodge to amend **HB 2033**, the motion did not prevail, and the bill be passed as amended.

Committee report to **HB 2034** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Insurance** recommends **HB 2041** be passed.

Committee on **Judiciary** recommends **HB 2064** be amended on page 1, in line 15, after "of" by inserting "both"; and the bill be passed as amended.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2185, AN ACT concerning naturopathic doctors; relating to scope of practice; adding diagnostic imaging; amending K.S.A. 65-7202 and repealing the existing section, by Committee on Health and Human Services.

HB 2186, AN ACT concerning employment; relating to sick leave benefits and the care of family members, by Committee on Children and Seniors.

HB 2187, AN ACT establishing the office of the child advocate for children's protection and services within the department of administration; prescribing certain powers, duties and functions; amending K.S.A. 2018 Supp. 38-2211, 38-2212, 38-2213, 38-2309 and 38-2310 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 38-2212a, by Committee on Children and Seniors.

HB 2188, AN ACT concerning the dissolution of taxing entities; providing for the dissolution of the White Clay watershed district no. 26; relating to the tax lid; amending K.S.A. 2018 Supp. 79-2925c and repealing the existing section, by Committee on Local Government.

HB 2189, AN ACT concerning elections; regarding voting; amending K.S.A. 25-2353 and K.S.A. 2018 Supp. 25-414 and 25-2316c and repealing the existing sections, by Representative Parker.

HB 2190, AN ACT concerning the state corporation commission; relating to electric utilities; electric rates; certain charges prohibited; amending K.S.A. 66-117d and repealing the existing section, by Committee on Federal and State Affairs.

HB 2191, AN ACT concerning crimes, punishment and criminal procedure; relating to execution of search warrants; electronically stored information; amending K.S.A.

2018 Supp. 22-2503 and repealing the existing section, by Committee on Judiciary.

HB 2192, AN ACT concerning the court of appeals; relating to appointment of judges; amending K.S.A. 2018 Supp. 20-3002, 20-3006 and 20-3010 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 20-3020, by Committee on Judiciary.

HB 2193, AN ACT concerning the Kansas standard asset seizure and forfeiture act; relating to the acquittal of the crime giving rise to forfeiture; return of property; amending K.S.A. 65-7014 and K.S.A. 2018 Supp. 60-4112 and 60-4117 and repealing the existing sections, by Committee on Judiciary.

HB 2194, AN ACT concerning income taxation; relating to deductions; Kansas itemized deduction, wagering losses; amending K.S.A. 2018 Supp. 79-32,120 and repealing the existing section, by Representatives Pittman and Kessinger.

HB 2195, AN ACT concerning sales taxation; relating to exemptions, farm products sold at farmers' markets; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Representatives Pittman, Blex, Ellis, Hodge, Horn, Karleskint, Neighbor, Parker, Probst, Ruiz, S., Woodard and Xu.

HB 2196, AN ACT concerning family law; relating to temporary parenting plans; amending K.S.A. 2018 Supp. 23-3212 and repealing the existing section, by Representatives Pittman, Awerkamp, Bergquist, Ellis, Eplee, Highland, Hineman and Resman.

HB 2197, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; amortizing a certain portion of actuarial accrued liability of the system for a period of 30 years; eliminating certain level-dollar employer contribution payments; establishing procedures for lapsing and decreasing certain amounts of employer contributions for state agencies for the fiscal year ending June 30, 2020; amending K.S.A. 74-4920 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2198, AN ACT concerning health and healthcare; relating to the treatment of sexually transmitted diseases; allowing for the use of expedited partner therapy, by Committee on Health and Human Services.

HB 2199, AN ACT concerning health and healthcare; relating to preparation of dead bodies; cremation; documentation requirements; funeral director monthly reporting requirements; amending K.S.A. 65-1762 and 65-2426a and repealing the existing sections; also repealing K.S.A. 65-2429, by Committee on Health and Human Services.

HB 2200, AN ACT concerning cosmetologists and cosmetology; exempting hair threading from the practice of cosmetology; requirements; amending K.S.A. 65-1901 and 65-1928 and repealing the existing sections, by Committee on Health and Human Services.

HB 2201, AN ACT concerning the department of health and environment; relating to powers, duties and functions; tuberculosis program; updating statutory references necessitated by 2012 executive reorganization order no. 41; amending K.S.A. 65-116i, 65-116k, 65-116l and 65-116m and repealing the existing sections, by Committee on Health and Human Services.

HB 2202, AN ACT concerning certain cemetery districts and the deannexation of territory located within a city, by Representative Huebert.

HB 2203, AN ACT concerning retirement and pensions; relating to the Kansas public employee retirement system; employment after retirement; exempting individuals

employed by the Kansas academies of the United States department of defense STARBASE program; amending K.S.A. 74-4914 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HOUSE CONCURRENT RESOLUTION No. **HCR 5006**—

By Representative Parker

HCR 5006—A PROPOSITION to revise article 10 of the constitution of the state of Kansas; relating to reapportionment of congressional districts, legislative districts and state board of education member districts.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Article 10 of the constitution of the state of Kansas is hereby revised to read as follows:

**"ARTICLE 10.—APPORTIONMENT OF CONGRESSIONAL,
LEGISLATIVE AND STATE BOARD OF EDUCATION
MEMBER DISTRICTS**

"§ 1. Reapportionment of districts required. At its regular session in 2022, and at its regular session every 10th year thereafter, the legislature shall by law reapportion the United States congressional districts, the state senatorial districts, the state representative districts and the state board of education member districts as provided by this article. Reapportionment of such districts shall be on the basis of the population of the state as established by the most recent census of population taken and published by the United States bureau of the census. Senatorial, representative and state board of education member districts shall be reapportioned upon the basis of the population of the state adjusted: (a) To exclude nonresident military personnel stationed within the state and nonresident students attending colleges and universities within the state; and (b) to include military personnel stationed within the state who are residents of the state and students attending colleges and universities within the state who are residents of the state in the district of their permanent residence.

"§ 4. Establishment of redistricting commission. (a) Not later than February 15 of each year ending in one, a redistricting commission shall be established to recommend to the legislature redistricting plans for United States congressional districts, state representative districts, state senatorial districts and state board of education member districts.

- (b) The redistricting commission shall consist of the following members:
- (1) One shall be appointed by the majority leader of the senate;
 - (2) one shall be appointed by the majority leader of the house of representatives;
 - (3) one shall be appointed by the minority leader of the senate;
 - (4) one shall be appointed by the minority leader of the house of representatives; and
 - (5) within 30 days after the appointments described in paragraphs (1)

through (4) have been made, but not later than March 15 of the year in which the commission is established, the four commission members so appointed shall select, by a vote of at least three members, the fifth commission member, who shall serve as chairperson.

(c) Any vacancy in the membership of the redistricting commission shall be filled in the same manner as the original appointment or selection.

(d) No person, while a member of the commission, shall:

(1) Hold any federal, state or local office; or

(2) be an employee of the Kansas legislature, state board of education or United States congress.

(e) No person who has been a member of the redistricting commission shall be eligible, within two years after being a member of the commission, to:

(1) Be a member or employee of the Kansas legislature or state board of education; or

(2) hold any appointive state or federal office.

(f) The legislature shall provide by law for payment of compensation and expenses of members of the redistricting commission and for adequate staff, office space, equipment and materials for the commission.

(g) The terms of members of the redistricting commission shall expire on July 1 of each year ending in two, and the commission shall be inactive until reestablishment of the commission pursuant to this section.

"§ 5. Commission procedure and recommendations. (a) The redistricting commission shall establish rules and procedures as necessary to carry out the commission's functions. The rules and procedures shall include rules requiring formal submission to the commission of all communications with commission members. Ex parte communications with members of the commission in relation to the merits of matters before the commission shall be prohibited. Members of the commission shall report any violations of this prohibition to the attorney general and the legislature shall provide by law criminal penalties for such violations.

(b) The redistricting commission shall conduct public hearings throughout the state, including at least one public hearing in each state board of education member district.

(c) In recommending redistricting plans, the redistricting commission shall consider only the requirements of the constitution of the state of Kansas and the constitution of the United States, preservation of political subdivisions and preservation of communities of interest. The commission shall avoid placing more than one incumbent in a district except when necessary due to changes in the population of the state. Except as expressly provided in this subsection, the commission shall not intentionally develop redistricting plans that favor or discriminate against any individual, political party or group.

"§ 6. Legislative action; court review and action. (a) On or before the first day of the regular legislative session in each year ending in two, the redistricting commission shall introduce in the house of representatives a bill reapportioning the state representative districts and a bill reapportioning the United States congressional districts, and shall introduce in the senate a bill reapportioning the state senatorial districts and a bill reapportioning the state board of education

member districts. The bills shall not be subject to amendment by either chamber of the legislature and each such bill shall be acted upon by each chamber within seven days after the bill is introduced in the chamber.

(b) If a bill introduced pursuant to subsection (a) is not enacted, the redistricting commission, within 10 days after rejection of the bill by either chamber of the legislature or veto of the bill by the governor, shall introduce another bill reapportioning such districts. If the Kansas supreme court enters a judgment that a bill introduced pursuant to subsection (a) is invalid, the redistricting commission, within 10 days after entry of the judgment, shall introduce another bill reapportioning such districts. Introduction of a bill pursuant to this section shall be in the same chamber as introduction of the original bill pursuant to subsection (a). The bill shall not be subject to amendment by either chamber and shall be acted upon by each chamber within seven days after the bill is introduced in the chamber.

(c) If a bill introduced pursuant to subsection (b) is not enacted, the redistricting commission, within 10 days after rejection of the bill by either chamber of the legislature or veto of the bill by the governor, shall introduce another bill reapportioning such districts. If the Kansas supreme court enters a judgment that a bill introduced pursuant to subsection (b) is invalid, the redistricting commission, within 10 days after entry of the judgment, shall introduce another bill reapportioning such districts. Introduction of a bill pursuant to this section shall be in the same chamber as introduction of the original bill pursuant to subsection (a). The bill shall be subject to amendment by either chamber and shall be acted upon by each chamber within 14 days after the bill is introduced in such chamber. When a bill is introduced pursuant to this subsection, the commission shall make the commission's staff and technical resources available to the legislature for use in preparation and consideration of amendments to the bill.

(d) If either chamber of the legislature rejects a bill introduced pursuant to this section, or the governor vetoes the bill, the chamber that rejects the bill, or the governor in the case of a veto, shall transmit to the commission a letter stating the reasons why the bill was not enacted, and the commission shall take such reasons into consideration in introducing a bill pursuant to this section, subject to the requirements of section 6(c). Any such letter shall be signed by both the speaker of the house of representatives and the minority leader of the house of representatives or both the president of the senate and the minority leader of the senate.

(e) Reapportionment bills shall be published in the Kansas register immediately upon final passage and approval by the governor. The districts enacted shall be effective for the next following regular election of legislators and thereafter until again the districts are reapportioned, except that the senatorial districts shall be effective for the next following regular election at which all senators are elected.

(f) Within 15 days after publication of any reapportionment bills enacted pursuant to this article, the attorney general shall petition the Kansas supreme court to determine the validity of the bill. The Kansas supreme court, in accordance with its rules, shall permit interested persons to present their views.

Within 30 days after the filing of the petition, the Kansas supreme court shall enter its judgment. A judgment of the Kansas supreme court determining the bill to be valid shall be final until reapportionment of the districts is again required by this article.

"§ 7. **Implementing legislation.** The legislature may enact legislation, not in conflict with the provisions of this article, as reasonably necessary to implement such provisions."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. Current article 10 of the constitution of the state of Kansas governs reapportionment of state legislative districts. It provides for reapportionment by the legislature and requires that it be based on the most recent census taken by the United States bureau of the census, adjusted to exclude certain military personnel and certain students residing at colleges and universities. The revision of article 10 would govern reapportionment of the United States congressional districts, state legislative districts and the state board of education member districts. Under the revision, a redistricting commission would be established to recommend redistricting plans to the legislature. The legislature would enact a plan which would be subject to review by the Kansas supreme court. There would be strict deadlines for legislative action. Reapportionment of congressional districts, state legislative districts and state board of education member districts would be based on the most recent census taken by the United States bureau of the census, adjusted to exclude certain military personnel and certain students residing at colleges and universities.

"A vote for this proposition would change the procedure for reapportionment of United States congressional, state legislative and state board of education member districts.

"A vote against this proposition would continue the current procedures and basis for reapportionment."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., Friday, February 8, 2019.

Journal of the House

NINETEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 8, 2019, 8:30 a.m.

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

The roll was called with 115 members present.

Reps. Kuether and Lewis were excused on verified illness.

Reps. Concannon, Cox, Helgerson, Houser, Huebert, E. Smith, Victors and Whipple were excused on excused absence by the Speaker.

Present later: Rep. Houser.

Prayer by Chaplain Brubaker:

Lord God,
help us today to be thankful
for the gift of grace and mercy
that You give to each one of us.
You have promised,
“I will instruct you and teach you
in the way you should go;
I will counsel you and watch over you.
Do not be like the horse or the mule,
which have no understanding
but must be controlled by bit and bridle
or they will not come to you.
Many are the woes of the wicked,
but *my* unfailing love surrounds the *one*
who trusts in *me*.”
Help each one of us to be teachable today
and to trust that your love and wisdom is the foundation
of all our actions and decisions.
In Christ’s Name I pray, Amen.
(Psalm 32: 8-10)

The Pledge of Allegiance was led by Rep. Rahjes.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2204, AN ACT concerning the Kansas lottery; relating to the Kansas expanded lottery act; prohibiting the Kansas lottery from entering into or extending an existing

management contract with a lottery gaming facility manager without prior legislative approval, by Committee on Appropriations.

HB 2205, AN ACT concerning home and community-based services; eliminating the client obligation for persons receiving services, by Committee on Appropriations.

HB 2206, AN ACT concerning crimes, punishment and criminal procedure; relating to cruelty to animals; amending K.S.A. 2018 Supp. 21-6412 and repealing the existing section, by Committee on Judiciary.

HB 2207, AN ACT concerning public construction contracts; relating to school districts; requirements for requests for proposals that specify a particular product or installation method; amending K.S.A. 72-1151 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2208, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; creating the crime of sexual extortion; offender registration; amending K.S.A. 2018 Supp. 22-4902 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2209, AN ACT concerning the state board of regents; pertaining to cybersecurity insurance; authorizing the purchase thereof; amending K.S.A. 2018 Supp. 75-4101 and repealing the existing section, by Committee on Insurance.

HB 2210, AN ACT concerning insurance; relating to automobile liability insurance; uninsured motorist coverage and underinsured motorist coverage; amending K.S.A. 40-284 and repealing the existing section, by Committee on Judiciary.

HB 2211, AN ACT concerning motor vehicles; relating to the uniform act regulating traffic; driver's license reinstatement fee; waiver; amending K.S.A. 2018 Supp. 8-2110 and repealing the existing section, by Committee on Judiciary.

HB 2212, AN ACT concerning the multistate tax compact; relating to the apportionment of corporate income; election; amending K.S.A. 79-4301 and 79-4302 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolutions were referred to committees as indicated:

Agriculture: **HB 2173**.

Children and Seniors: **HB 2187**.

Commerce, Labor and Economic Development: **HB 2174, HB 2175, HB 2186**.

Education: **HB 2183**.

Elections: **HB 2176, HB 2189, HCR 5005, HCR 5006**.

Federal and State Affairs: **HB 2190**.

Financial Institutions and Pensions: **HB 2197, HB 2203**.

Health and Human Services: **HB 2184, HB 2185, HB 2198, HB 2199, HB 2200, HB 2201**.

Insurance: **HB 2177, HB 2182**.

Judiciary: **HB 2178, HB 2181, HB 2191, HB 2192, HB 2193, HB 2196**.

Local Government: **HB 2188**.

Taxation: **HB 2194, HB 2195, HB 2202**.

Transportation: **HB 2179, HB 2180**.

MESSAGES FROM THE SENATE

Announcing passage of **SB 22**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bill was thereupon introduced and read by title:

SB 22**FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

HB 2033, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax, rates and ballot authority, Dickinson, Finney, Jackson, Russell and Thomas counties; amending K.S.A. 2018 Supp. 12-187 and 12-189 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 79; Nays 36; Present but not voting: 0; Absent or not voting: 10.

Yeas: Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bishop, Blex, Burroughs, Carlson, W. Carpenter, Claeys, Clark, Croft, Curtis, Dietrich, Donohoe, Ellis, Eplee, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Orr, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Sutton, Tarwater, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warfield, Warren, Wasinger, Waymaster, Wheeler, K. Williams, Wolfe Moore, Woodard.

Nays: Alcala, Amyx, Bergquist, Burris, Capps, Carlin, Carmichael, B. Carpenter, Clayton, Collins, Corbet, Delperdang, Dierks, Dove, Erickson, Esau, Finney, Henderson, Highberger, Hodge, Jacobs, Landwehr, Mason, Ohaebosim, Ousley, Owens, Pittman, Resman, Rhiley, Ruiz, S., Stogsdill, Thimesch, Ward, Weigel, Winn, Xu.

Present but not voting: None.

Absent or not voting: Concannon, Cox, Helgerson, Houser, Huebert, Kuether, Lewis, Smith, E., Victors, Whipple.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **HB 2033**. This is a local County Option. However with the Finney County sales tax issue there were over 40 percent in the county that voted No to a sales tax increase. It just doesn't seem right to give a quick wink and a nod to retroactively allow a Finney County to keep these taxes without giving those who were wrongfully taxed the opportunity to apply for a tax refund.— KEN CORBET, JOHN CARMICHAEL

MR. SPEAKER: I vote No on **HB 2033**. Although I support the right of local jurisdictions to raise local revenue as their citizens see fit, I cannot support the provision of this bill that endorses the results of a sales tax election conducted without statutory authority. Doing so will only encourage other cities and counties to conduct

unauthorized elections and seek approval for them later.— BOOG HIGHBERGER

HB 2034, AN ACT enacting the supported decision-making agreements act; relating to decision-making assistance for adults; amending K.S.A. 2018 Supp. 21-5417 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 15; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Croft, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Lusk, Lynn, Mason, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Sawyer, Schreiber, Seiwert, Smith, A., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Wasinger, Waymaster, Weigel, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Baker, Carmichael, Curtis, Delperdang, Dierks, Esau, Helmer, Jennings, Long, Mastroni, Phillips, Pittman, Samsel, Warren, Wheeler.

Present but not voting: None.

Absent or not voting: Concannon, Cox, Helgerson, Huebert, Kuether, Lewis, Smith, E., Victors, Whipple.

The bill passed, as amended.

MR. SPEAKER: I vote no on **HB 2034**. While I generally support the intent of HB 2034, as an attorney I have grave concerns about the lack of protections for principals as currently written. There is no fiduciary duty of care owed to the principal, and Sec. 2(k)(7) seems to allow for the unauthorized practice of law. If the bill is in conference committee, I would work to address these and other concerns to make this bill work better for those it is intended to help. — KELLIE WARREN

REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **HB 2043** be amended on page 2, in line 7, after "(d)" by inserting "Upon request by either the chairperson of the senate standing committee on financial institutions and insurance or the chairperson of the house standing committee on insurance, the commissioner of insurance may include any additional tax credits to the presentation that are not listed in section 1, and amendments thereto, or remove any tax credits from the presentation that no longer have any effect.

(e)";

On page 3, in line 9, after "(d)" by inserting "Upon request by either the chairperson of the senate standing committee on commerce or the chairperson of the house standing committee on commerce, labor and economic development, the secretary of commerce may include any additional tax credits or economic development programs to the presentation that are not listed in section 2, and amendments thereto, or remove any tax

credits or economic development programs from the presentation that no longer have any effect.

(e)";

Also on page 3, in line 32, before the semicolon by inserting ". The state historical society shall assist the secretary of revenue in presenting on the historic preservation credit";

On page 4, in line 16, after "(d)" by inserting "Upon request by either the chairperson of the senate standing committee on assessment and taxation or the chairperson of the house standing committee on taxation, the secretary of revenue may include any additional tax credits and exemptions to the presentation that are not listed in section 3, and amendments thereto, or remove any tax credits and exemptions from the presentation that no longer have any effect.

(e)";

And the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 15, by Representative Brenda Dietrich, congratulating Jaybe Shufelberger on being named the 2018-2019 Gatorade Kansas Girls Cross Country Runner of the Year;

Request No. 16, by Representative Ponka-We Victors, honoring Olympic Medalist Billy Mills for having a Kansas school named after him;

Request No. 17, by Representative Ponka-We Victors, congratulating Armando Minjarez for completing the world's largest mural by a single artist in Wichita, Kansas;

Request No. 18, by Representative Ponka-We Victors, congratulating Carole Cadue-Blackwood for being recipient of the 2018 National Indian Education Parent of the Year Award;

Request No. 19, by Representative Brenda Dietrich, commending Cameron McClacherty on achieving the rank of Eagle Scout;

Request No. 20, by Representative Brenda Dietrich, commending Tanner Ham on achieving the rank of Eagle Scout;

Request No. 21, by Representative Brenda Dietrich, commending Isaac Richardson on achieving the rank of Eagle Scout;

Request No. 22, by Representative Brenda Dietrich, commending Luke Wood on achieving the rank of Eagle Scout;

Request No. 23, by Representative Brenda Dietrich, commending Ian Johnson on achieving the rank of Eagle Scout;

Request No. 24, by Representative Brenda Dietrich, commending Logan Wedley on achieving the rank of Eagle Scout;

Request No. 25, by Representative Brenda Dietrich, commending Grant Miller on achieving the rank of Eagle Scout;

Request No. 26, by Representative Brenda Dietrich, commending Trevin Reinert on achieving the rank of Eagle Scout;

Request No. 27, by Representative Brenda Dietrich, commending Caleb

Jennings on achieving the rank of Eagle Scout;

Request No. 28, by Representative Fred Patton, commending Riley Sell on achieving the rank of Eagle Scout;

Request No. 29, by Representative Fred Patton, commending Scott Schultz on achieving the rank of Eagle Scout;

Request No. 30, by Representative Fred Patton, commending Tristan Hahn on achieving the rank of Eagle Scout;

Request No. 31, by Representative Tom Phillips, commending Charlie Sargent on forty-seven years of service with Kansas Farm Bureau;

Request No. 32, by Representative Dave Baker, commending Ed Mueller for a lifetime of volunteer service;

Request No. 33, by Representative Brenda Dietrich, congratulating David and Jurahee Shriver on their 50th wedding anniversary;

Request No. 34, by Representative Barb Wasinger, commending Marshall Perryman on achieving the rank of Eagle Scout;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2213, AN ACT concerning insurance; relating to fraudulent insurance acts; amount involved; amending K.S.A. 2018 Supp. 40-2,118 and repealing the existing section; also repealing K.S.A. 2018 Supp. 40-2,118a, by Committee on Corrections and Juvenile Justice.

HB 2214, AN ACT concerning the motor-fuel tax law; relating to the definition of school bus; amending K.S.A. 2018 Supp. 79-3401 and repealing the existing section, by Committee on Transportation.

HB 2215, AN ACT concerning the Kansas state fair board; authorizing the board to establish a nonprofit corporation for the benefit of the state fair; amending K.S.A. 74-520a and repealing the existing section, by Committee on Agriculture.

HB 2216, AN ACT concerning postsecondary education; relating to repayment of student loans; tax credits; establishing the state employee student loan repayment assistance act, by Representative Alcalá.

HB 2217, AN ACT concerning retirement and pensions; enacting the Kansas thrift savings plan act; providing terms, conditions and requirements related thereto; relating to plan document, membership, benefits, contributions and distributions, by Committee on Financial Institutions and Pensions.

HB 2218, AN ACT concerning members of the legislature; relating to retirement and pensions; ending membership in the Kansas public employees retirement system; establishing annual salary; amending K.S.A. 46-137e, 74-4902, 74-4991 and 75-3212 and K.S.A. 2018 Supp. 46-137a and 46-137b and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2219, AN ACT concerning the Kansas open meetings act; relating to recording of proceedings; availability to public; amending K.S.A. 2018 Supp. 75-4318 and repealing the existing section, by Representative Alcalá.

REPORT ON ENGROSSED BILLS

HB 2033, HB 2034, reported correctly engrossed February 7, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Monday, February 11, 2019.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

Journal of the House

TWENTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 11, 2019, 11:00 a.m.

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

The roll was called with 118 members present.

Reps. Bishop, Donohoe, Lewis and Neighbor were excused on verified illness.

Reps. Hodge, Sawyer and Victors were excused on excused absence by the Speaker.

Prayer by Rep. Jacobs:

Dear Heavenly Father, You are Righteous and Holy in all Your ways. You are merciful and full of grace. You are patiently kind with us.

God, we thank You that You loved us so much, that You gave Your only begotten Son Jesus Christ to die for our sins. We thank You, God, that Your word is truth and that You say anyone who calls on the name of the Lord shall be saved.

Lord God, we desperately need Your leadership we need Your wisdom and Your guidance, Jesus, as a people we submit ourselves to Your will and way.

We thank You, Jesus, that you have given us examples on how to be servants. So, Father, we ask humbly, let us be used for Your service, let us be pleasing children in Your sight.

And may all of this be accomplished in the powerful name of Jesus Christ. Amen.

The Pledge of Allegiance was led by Rep. Waymaster.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Highland are spread upon the Journal:

It is both a pleasure and an honor to bring before you today a remarkable group of young men and their coaches. I read for you the official certificate.

Be it hereby known to all that: Sincere congratulations are offered to 2018 Manhattan Christian Homes in Educational Fellowship (CHIEF) Basketball Team in recognition

for winning the 2018 National Christian Homeschool Basketball Tournament, Jr. High School Boys Division held in Springfield, Missouri.

The team consisted of: Aden Mericle (Tournament MVP); Cody Schurle (Tournament MVP); their coach, Doug Mericle; Dan Zachary, Isiah Upshaw, Joe Delallo, Merick Dugan, Phoenix Vansant, Stephen McNellis, Adrian Simmons, Grant Amerin, Thomas White, Asst. Coach Dequaan Simmons, and Athletic Director, Sid Catterson.

The entire membership extends its very best wishes on this memorable achievement and expresses the hope for continued success.

Rep. Highland presented the team with a framed House certificate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2220, AN ACT concerning elections; enacting the free state election act; amending K.S.A. 25-1120 and 65-2418 and K.S.A. 2018 Supp. 25-1122, 25-1123, 25-2309, 25-2311 and 25-2316c and repealing the existing sections; also repealing K.S.A. 2018 Supp. 25-2358, by Committee on Elections.

HB 2221, AN ACT concerning roads and highways; designating a bridge on United States highway 77 as the SGT Kevin Gilbertson veterans memorial bridge, by Committee on Transportation.

HB 2222, AN ACT concerning the Kansas department of agriculture; relating to food establishments; prohibiting single-use plastic straws; amending K.S.A. 65-655 and 65-656 and repealing the existing sections, by Representative Alcalá.

HB 2223, AN ACT concerning alcoholic beverages; relating to producer permits; amending K.S.A. 2018 Supp. 41-308a and 41-355 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2224, AN ACT concerning oil and gas; relating to the state corporation commission; department of health and environment; state geological survey; authorizing drilling of monitoring wells in the Arbuckle formation; assessing one-time fees upon class I and class II well operators; establishing the state geological survey monitoring well fund; amending K.S.A. 76-326 and repealing the existing section, by Representative Probst.

HB 2225, AN ACT regulating traffic; concerning railroad grade crossing signal obedience; requiring vehicle drivers to stop for on-track equipment at railroad grade crossings; amending K.S.A. 8-1551 and repealing the existing section, by Committee on Transportation.

HB 2226, AN ACT concerning consumer protection; relating to the scrap metal theft reduction act; registration; penalties; amending K.S.A. 2018 Supp. 50-6,109, 50-6,109e, 50-6,110, 50-6,111, 50-6,112a, 50-6,112b, 50-6,112c and 75-3036 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 50-6,109a, 50-6,109b, 50-6,109c, 50-6,109d and 50-6,109f, by Committee on Federal and State Affairs.

HB 2227, AN ACT concerning health and healthcare; relating to behavioral and mental health; prohibiting the use of conversion therapy, by Committee on Children and Seniors.

HB 2228, AN ACT concerning child care facilities; relating to civil fines; amending K.S.A. 65-526 and repealing the existing section, by Committee on Children and Seniors.

HB 2229, AN ACT concerning adult care homes; relating to electronic monitoring; amending K.S.A. 2018 Supp. 39-981 and repealing the existing section, by Committee on Children and Seniors.

HB 2230, AN ACT concerning insurance; relating to the Kansas automobile injury reparations act; pertaining to the owner's failure to maintain financial security; requiring law enforcement to impound the vehicles of certain uninsured owners; amending K.S.A. 2018 Supp. 40-3104 and repealing the existing section, by Representative Rhiley.

HB 2231, AN ACT concerning electric utilities; the state corporation commission; requiring a study of electric utilities; relating to just and reasonable electric rates; electric rate changes, report to the legislature; amending K.S.A. 66-101b and 66-117b and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2232, AN ACT concerning income taxation; relating to certain net operating losses; losses from sale of a historic hotel; amending K.S.A. 2018 Supp. 79-32,143 and repealing the existing section, by Committee on Taxation.

HB 2233, AN ACT concerning school districts; relating to teachers; requiring a stipend for classroom supplies, by Committee on Education.

HB 2234, AN ACT concerning firearms; relating to protective orders; enacting the voluntary gun safety act, by Representative Ousley.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2215**.

Appropriations: **HB 2204**, **HB 2205**.

Corrections and Juvenile Justice: **HB 2208**.

Financial Institutions and Pensions: **HB 2217**, **HB 2218**.

Higher Education Budget: **HB 2216**.

Insurance: **HB 2209**, **HB 2210**, **HB 2213**.

Judiciary: **HB 2206**, **HB 2211**, **HB 2219**.

K-12 Education Budget: **HB 2207**.

Taxation: **HB 2212**, **SB 22**.

Transportation: **HB 2214**.

REPORTS OF STANDING COMMITTEES

Committee on **Veterans and Military** recommends **HB 2007** be amended on page 1, in line 12, by striking "a retired member of the United States army" and inserting "currently serving in the United States army or has separated from the United States army and was honorably discharged or received a general discharge under honorable conditions"; in line 15, by striking "retired member" and inserting "current member or veteran"; in line 19, by striking "retired member" and inserting "current member or veteran"; in line 24, by striking "retired member" and inserting "current member or veteran";

On page 2, in line 7, by striking "a"; in line 8, by striking all before the comma and inserting "currently serving in the United States navy or has separated from the United States navy and was honorably discharged or received a general discharge under

honorable conditions"; in line 11, by striking "retired member" and inserting "current member or veteran"; in line 15, by striking "retired member" and inserting "current member or veteran"; in line 20, by striking "retired member" and inserting "current member or veteran"; in line 39, by striking "a"; in line 40, by striking all before the comma and inserting "currently serving in the United States marine corps or has separated from the United States marine corps and was honorably discharged or received a general discharge under honorable conditions"; in line 43, by striking "retired member" and inserting "current member or veteran";

On page 3, in line 4, by striking "retired member" and inserting "current member or veteran"; in line 9, by striking "retired member" and inserting "current member or veteran"; in line 28, by striking "a"; in line 29, by striking all before the comma and inserting "currently serving in the United States air force or has separated from the United States air force and was honorably discharged or received a general discharge under honorable conditions"; in line 32, by striking "retired member" and inserting "current member or veteran"; in line 36, by striking "retired member" and inserting "current member or veteran"; in line 41, by striking "retired member" and inserting "current member or veteran";

On page 4, in line 17, by striking "a"; in line 18, by striking all before the comma and inserting "currently serving in the United States coast guard or has separated from the United States coast guard and was honorably discharged or received a general discharge under honorable conditions"; in line 21, by striking "retired member" and inserting "current member or veteran"; in line 25, by striking "retired member" and inserting "current member or veteran"; in line 30, by striking "retired member" and inserting "current member or veteran";

On page 1, in the title, in line 2, by striking "retired" and inserting "current and veteran"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Alcalá to replace Rep. Neighbor on Committee on Children and Seniors on February 11, 2019.

Also, the appointment of Rep. Probst to replace Rep. Neighbor on committee on Insurance on February 11, 2019.

Also, the appointment of Rep. Xu to replace Rep. Bishop on committee on Insurance on February 11, 2019.

Also, the appointment of Rep. Stogsdill to replace Rep. Alcalá on committee on Appropriations on February 12, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, February 12, 2019.

Journal of the House

TWENTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 12, 2019, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Bishop and Lewis were excused on verified illness.

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

Prayer by guest chaplain, Rev. Craig Reynolds, Pastor, Plymouth Congregational Church, Sedgwick, and guest of Rep. Rhiley:

Grant, O God, that these faithful people may come to experience the work of our Government as a vocation and ministry; that those here gathered may bring minds that know, hearts that feel, eyes that see, and ears that hear the hopes and dreams of the citizens of our fair State. May our leaders have wisdom and courage to do well the tasks before them.

Hold in your watchcare our legislators' loved ones, who sacrifice much as our representatives seek to serve their constituents.

Uphold these men and women by Your Spirit, that by their efforts together Your Name may be glorified. Amen.

The Pledge of Allegiance was led by Rep. Johnson.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2235, AN ACT concerning executive branch state employment; relating to tax clearance certificates for job applicants and employees; when required, by Committee on Social Services Budget.

HB 2236, AN ACT concerning county appraisers; relating to causes for suspension or termination; percentage of applications for informal hearings; amending K.S.A. 2018 Supp. 19-431 and repealing the existing section, by Representative Rhiley.

HB 2237, AN ACT concerning legal publications; authorizing use of websites for legal publications; amending K.S.A. 12-1651 and 64-101 and repealing the existing sections, by Committee on Local Government.

HB 2238, AN ACT establishing the Sedgwick county urban area nuisance abatement act, by Committee on Local Government.

HB 2239, AN ACT concerning alcoholic liquor; relating to common consumption areas; amending K.S.A. 2018 Supp. 41-2659 and repealing the existing section, by Committee on Local Government.

HB 2240, AN ACT concerning oil and gas; relating to the state corporation commission; rules and regulations; requiring a seismic risk analysis for certain class II disposal wells; amending K.S.A. 55-150 and K.S.A. 2018 Supp. 55-151 and 55-901 and repealing the existing sections, by Representative Victors.

HB 2241, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; rape; misrepresentation of identity; amending K.S.A. 2018 Supp. 21-5503 and repealing the existing section, by Representatives Xu and Erickson.

HB 2242, AN ACT concerning investigations of abuse, neglect or exploitation of certain individuals; relating to instances when reports of abuse, neglect or exploitation are sent to both the Kansas department for children and families and the appropriate law enforcement agency; amending K.S.A. 2018 Supp. 38-2223, 38-2226 and 39-1431 and repealing the existing sections, by Committee on Judiciary.

HB 2243, AN ACT concerning charitable organizations; relating to exemption from registration; animal shelters; amending K.S.A. 2018 Supp. 17-1762 and repealing the existing section, by Committee on Judiciary.

HB 2244, AN ACT concerning health and healthcare; relating to the use of cannabidiol with 5% tetrahydrocannabinol to treat certain medical conditions; protection from prosecution for authorized use; amending K.S.A. 2018 Supp. 21-5706 and repealing the existing section, by Committee on Judiciary.

HB 2245, AN ACT concerning crimes and punishment; creating the crime of abandonment of a human corpse, by Representative Pittman.

HB 2246, AN ACT concerning motor vehicles; relating to distinctive license plates; changing the requirements for distinctive and educational institution license plate production; amending K.S.A. 2018 Supp. 8-1,141 and 8-1,142 and repealing the existing sections, by Committee on Transportation.

HB 2247, AN ACT concerning roads and highways; designating a portion of United States highway 77 as the Capt Donald Root Strother memorial highway; amending K.S.A. 68-1010 and repealing the existing section, by Committee on Transportation.

HB 2248, AN ACT concerning motor vehicles; relating to all-terrain vehicles; allowing all-terrain vehicles to cross federal or state highway; amending K.S.A. 2018 Supp. 8-15,100 and repealing the existing section, by Committee on Transportation.

HOUSE CONCURRENT RESOLUTION No. **HCR 5007**—
By Committee on Local Government

HCR 5007—A PROPOSITION to amend article 9 of the constitution of the state of Kansas by adding a new section thereto, concerning home rule for counties.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or

rejection: Article 9 of the constitution of the state of Kansas is amended by adding a new section to read as follows:

"§ 6. Counties' power of home rule. (a) Counties are hereby empowered to determine their local affairs and government including the levying of taxes, excises, fees, charges and other exactions, except when and as the levying of any tax, excise, fee, charge or other exaction is limited or prohibited by enactment of the legislature applicable uniformly to all counties of the same class. The legislature may establish not to exceed four classes of counties for the purpose of imposing all such limitations or prohibitions. Counties shall exercise such determination by resolution passed by the governing body with referendums only in such cases as prescribed by the legislature, subject only to enactments of the legislature of statewide concern applicable uniformly to all counties, to other enactments of the legislature applicable uniformly to all counties, to enactments of the legislature applicable uniformly to all counties of the same class limiting or prohibiting the levying of any tax, excise, fee, charge or other exaction and to enactments of the legislature prescribing limits of indebtedness. All enactments relating to counties now in effect or hereafter enacted and as later amended and until repealed shall govern counties, except as counties shall exempt themselves by charter resolutions as herein provided for in subsection (b).

(b) (1) Any county may by charter resolution elect in the manner prescribed in this section that the whole or any part of any enactment of the legislature applying to such county, other than enactments of statewide concern applicable uniformly to all counties, other enactments applicable uniformly to all counties, and enactments prescribing limits of indebtedness, shall not apply to such county.

(2) A charter resolution is a resolution which exempts a county from the whole or any part of any enactment of the legislature as referred to in this section and which may provide substitute and additional provisions on the same subject. Such charter resolution shall be so titled, shall designate specifically the enactment of the legislature or part thereof made inapplicable to such county by the adoption of such resolution and contain the substitute and additional provisions, if any, and shall require a two-thirds vote of the members-elect of the governing body of such county. Every charter resolution shall be published once each week for two consecutive weeks in the official county newspaper or, if there is none, in a newspaper of general circulation in the county.

(3) No charter resolution shall take effect until 60 days after its final publication. If, within 60 days of its final publication, a petition signed by a number of electors of the county equal to not less than 10% of the number of electors who voted at the last preceding regular county election shall be filed in the office of the clerk of such county demanding that such resolution be submitted to a vote of the electors, it shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon. An election, if called, shall be called within 30 days and held within 90 days after the filing of the petition. The governing body shall pass a resolution calling the election and fixing the date, which resolution shall be published once each week for three consecutive weeks in the official county newspaper or, if there be none, in a newspaper of general circulation in the county, and the election shall be

conducted as elections for officers and by the officers handling such elections. The proposition shall be: "Shall charter resolution No. _____, entitled (title of resolution) take effect?" The governing body may submit any charter resolution to a referendum without petition by the same publication of the charter resolution, and the same publication of the resolution calling the election as for resolutions upon petition and such charter resolution shall then become effective when approved by a majority of the electors voting thereon. Each charter resolution becoming effective shall be recorded by the county clerk in a book maintained for that purpose with a statement of the manner of adoption, and a certified copy shall be filed with the secretary of state, who shall keep an index of the same.

(4) Each charter resolution enacted shall control and prevail over any prior or subsequent act of the governing body of the county, and may be repealed or amended only by charter resolution or by enactments of the legislature applicable to all counties.

(c) Powers and authority granted to counties pursuant to this section shall be liberally construed for the purpose of giving to counties the largest measure of self-government.

(d) This amendment shall be effective on and after July 1, 2021."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment would provide a constitutional basis for county home rule. A county could enact a charter resolution to exempt itself from non-uniform state laws that apply to the county and provide substitute or additional provisions to that law. The legislature could preempt counties from exercising home rule powers by the passage of uniform state laws that apply to all counties in the exact same manner. Counties could pass home rule resolutions to legislate locally on matters not covered by state law.

"A vote for this proposition would empower counties to determine their local affairs and government with a constitutional grant of power that could only be preempted by enactments of the legislature that apply uniformly to all counties in the exact same way.

"A vote against this proposition would retain the present law granting counties home rule power and other both uniform and non-uniform laws pertaining to counties that can be readily amended by the legislature to restrict home rule powers by statute."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2222.**

Children and Seniors: **HB 2228, HB 2229.**

Commerce, Labor and Economic Development: **HB 2223.**

Education: **HB 2233.**

Elections: **HB 2220.**

Energy, Utilities and Telecommunications: **HB 2224, HB 2231.**

Federal and State Affairs: **HB 2226, HB 2234.**

Health and Human Services: **HB 2227.**

Insurance: **HB 2230.**

Taxation: **HB 2232.**

Transportation: **HB 2221, HB 2225.**

REPORTS OF STANDING COMMITTEES

Committee on **Financial Institutions and Pensions** recommends **HB 2099** be passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2249, AN ACT concerning income taxation; relating to credits; expenditures by certain institutions to construct health or educational facilities, by Representative Hodge.

HB 2250, AN ACT concerning income taxation; relating to credits; establishing a child tax credit, by Representative Hodge.

HB 2251, AN ACT concerning income taxation; relating to credits; household and dependent care expenses; amending K.S.A. 2018 Supp. 79-32,111c and repealing the existing section, by Representative Hodge.

HB 2252, AN ACT concerning income taxation; relating to credits; salary increases to Kansas employees, by Representative Hodge.

HB 2253, AN ACT concerning labor and employment; relating to unpaid wage claims; costs and attorney fees; amending K.S.A. 2018 Supp. 44-324 and repealing the existing section, by Representative Hodge.

HB 2254, AN ACT concerning financial institutions; relating to the state banking code; pertaining to loans and borrowing; requiring banks to make a minimum amount of subprime loans; amending K.S.A. 2018 Supp. 9-1104 and repealing the existing section, by Representative Hodge.

HB 2255, AN ACT creating the Kansas youth advisory council, by Representative Hodge.

HB 2256, AN ACT concerning education; creating the community leaders service act; amending K.S.A. 2018 Supp. 79-32,117 and repealing the existing section, by Representative Hodge.

HB 2257, AN ACT concerning school districts; relating to bullying; requiring adoption of policies prohibiting and preventing bullying; amending K.S.A. 72-6147 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2258, AN ACT concerning victims of domestic violence, sexual assault, human trafficking or stalking; relating to housing protections; notification requirements, by Representatives Holscher, Alcalá, Barker, Clayton, Ellis, Frownfelter, Henderson, Horn, Kessinger, Lusk, Murnan, Parker, Probst, Resman, Ruiz, L., Ruiz, S., Schreiber, Smith, E., Stogsdill, Toplikar, Whipple, Winn, Woodard and Xu.

HB 2259, AN ACT concerning employment; relating to fair consideration for persons with a record of criminal conviction, by Representative Finney.

HB 2260, AN ACT concerning workers compensation; relating to selection of healthcare provider; unauthorized medical treatment; per diem benefits for injured workers for medical treatment; amending K.S.A. 2018 Supp. 44-510h and 44-515 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2261, AN ACT concerning sales and compensating use tax; relating to rates; food and food ingredients; amending K.S.A. 2018 Supp. 79-3602, 79-3603, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Committee on Taxation.

HB 2262, AN ACT enacting the Kansas buy American act, by Representative Whipple.

HB 2263, AN ACT concerning employment; relating to maternity benefits, by Representative Whipple.

HB 2264, AN ACT concerning income taxation; relating to credits; providing a credit for pell grant recipients at postsecondary educational institutions, by Representative Whipple.

HB 2265, AN ACT concerning postsecondary education; relating to the awarding of credit hours for degree completion, by Representative Whipple.

HB 2266, AN ACT concerning postsecondary education; relating to state educational institutions; prohibiting fees for certain scholarship applications, by Representative Whipple.

HB 2267, AN ACT concerning sales taxation; relating to exemptions; property and services for fencing used for agricultural uses; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2268, AN ACT concerning crimes, punishment and criminal procedure; relating to criminal sodomy; members of the same sex; amending K.S.A. 2018 Supp. 21-5504 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2269, AN ACT concerning credit for release from custody or supervision; good time credit; program credit; earned discharge credit for juvenile probationers; amending K.S.A. 2018 Supp. 21-6821 and 38-2398 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2270, AN ACT concerning crimes, punishment and criminal procedure; relating to unlawful voluntary sexual relations; opposite sex requirement; amending K.S.A. 2018 Supp. 21-5507 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2271, AN ACT concerning animals; relating to livestock running at large; penalty; amending K.S.A. 2018 Supp. 47-122 and 47-122a and repealing the existing sections, by Committee on Agriculture.

HB 2272, AN ACT concerning sales taxation; relating to payment of tax by retailers; time of payment for retailers collecting a certain amount of sales tax; amending K.S.A. 2018 Supp. 79-3607 and repealing the existing section, by Committee on Taxation.

HB 2273, AN ACT concerning energy; establishing the wind generation permit and property protection act; relating to certain electric generation facilities; setbacks from certain property; boards of county commissioners, approval, by Committee on Energy, Utilities and Telecommunications.

HB 2274, AN ACT concerning abortion; relating to medication abortions; notification requirements, by Representatives Eplee, Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Clark, Collins, Corbet, Croft, Delperdang, Dietrich, Donohoe, Dove, Ellis, Erickson, Esau, Finch, French, Garber, Hawkins, Helmer, Highland, Hoffman, Howard, Huebert, Humphries, Jacobs, Johnson, Karleskint, Kelly, Landwehr, Lewis, Lynn, Mason, Mastroni, Owens, F. Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Warren and Wasinger.

HB 2275, AN ACT concerning taxation; requiring county boards of tax appeals; amending K.S.A. 2018 Supp. 79-1448, 79-1609, 79-1611 and 79-2005 and repealing the existing sections, by Representative Rhiley.

HB 2276, AN ACT regulating traffic; concerning the operation of a motor vehicle in a school zone or a construction zone; use of a wireless communication device; amending K.S.A. 2018 Supp. 8-2118 and repealing the existing section, by Representative Vickrey.

HB 2277, AN ACT regulating traffic; concerning right-of-way violations; providing for increased penalties in certain cases; driver's education programs; creating the driver's education fund, by Representative Vickrey.

HB 2278, AN ACT concerning income taxation; relating to rates, calculating rates through use of a formula; amending K.S.A. 2018 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

HB 2279, AN ACT concerning crimes, punishment and criminal procedure; relating to domestic violence calls; providing information to victim on arrest; amending K.S.A. 2018 Supp. 22-2307 and repealing the existing section, by Representatives Victors and Curtis.

HB 2280, AN ACT concerning the Kansas expanded lottery act; relating to racetrack gaming facilities; relating to parimutuel racing of horses; amending K.S.A. 74-8741, 74-8744, 74-8746, 74-8747 and 74-8836 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2281, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; modification of sentence; amending K.S.A. 2018 Supp. 22-3716 and repealing the existing section, by Committee on Judiciary.

HB 2282, AN ACT concerning crimes, punishment and criminal procedure; relating to abolition of the death penalty; creating the crime of aggravated murder; sentences of imprisonment for life without the possibility of parole; amending K.S.A. 65-5117 and 72-2165 and K.S.A. 2018 Supp. 21-5301, 21-5402, 21-5419, 21-6328, 21-6614, 21-6618, 21-6620, 21-6622, 21-6628, 21-6629, 21-6806, 22-2512, 22-3717, 22-4902, 22-4906, 23-3222, 38-2255, 38-2271, 38-2303, 38-2312, 38-2365, 39-970, 39-2009 and 75-52,148 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 21-

5401, 21-6617 and 21-6619, by Representatives Schreiber, Ballard, Carmichael, Clark, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Henderson, Hibbard, Highberger, Hodge, Horn, Houser, Kessinger, Kuether, Long, Moore, Murnan, Neighbor, Ohaebosim, Parker, Probst, Smith, A., Stogsdill, Sutton, Wasinger, Winn, Wolfe Moore and Xu.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Barker to replace Rep. Toplikar on Committee on Financial Institutions and Pensions on February 13, 2019.

Also, the appointment of Rep. Hawkins to replace Rep. Rhiley on Committee on Financial Institutions and Pensions on February 13, 2019.

Also, the appointment of Rep. Winn to replace Rep. Alcalá on Committee on Appropriations on February 13, 2019.

REPORT ON ENROLLED RESOLUTIONS

HR 6008, HR 6009, HR 6010 reported correctly enrolled and properly signed on February 12, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, February 13, 2019.

Journal of the House

TWENTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 13, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Bishop and Lewis were excused on verified illness.

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

Prayer by guest chaplain, Judy Roitman, Guiding Teacher, Kansas Zen Center, Lawrence, and guest of Rep. Highberger:

On this winter morning, I am grateful for your presence. Membership in this chamber gives you an opportunity to improve the lives of others; please cherish this gift. May the work of this legislature ensure justice and equality for the people who have entrusted you to do so; may your work ensure a vibrant life for all Kansans, so that they may all enjoy life, liberty, and the pursuit of happiness.

A quote from the Metta Sutta:

Happy, at rest, may all beings be happy at heart.
Whatever beings there may be, weak or strong, without exception,
long, large, middling, short, subtle, blatant,
seen & unseen, near & far, alive now or in the future,
may all beings be happy at heart.
Let no one deceive another or despise anyone anywhere,
or through anger or irritation wish for another to suffer.
As a mother would risk her life to protect her child, her only child,
even so should one cultivate a limitless heart with regard
to all beings.
With good will for the entire cosmos, cultivate a limitless heart:
Above, below, & all around, unobstructed, without enmity or hate.
Whether standing, walking, sitting, or lying down,
as long as you live.

Thank you.

The Pledge of Allegiance was led by Rep. Concannon.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2283, AN ACT concerning crimes, punishment and criminal procedure; relating to departure sentence; mitigating factors; amending K.S.A. 2018 Supp. 21-6815 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2284, AN ACT concerning crimes, punishment and criminal procedure; relating to assault; battery; unlawful interference with a firefighter; unlawful interference with an emergency medical services attendant; creating the crime of unlawful interference with a healthcare provider; amending K.S.A. 2018 Supp. 21-5412, 21-5413, 21-6325 and 21-6326 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2285, AN ACT concerning legal tender; relating to the Kansas legal tender act; reaffirmation of gold and silver coin as legal tender; exempting specie from Kansas sales taxation; income taxation subtraction modification for gains from the sale of specie; amending K.S.A. 2018 Supp. 79-32,117 and 79-3606 and repealing the existing sections, by Representative Capps.

HB 2286, AN ACT making and concerning appropriations for the fiscal year ending June 30, 2020, for the Kansas state school for the deaf; authorizing certain capital improvement projects, by Representative Toplikar.

HB 2287, AN ACT concerning school districts; relating to teacher contracts; due process; amending K.S.A. 72-2252, 72-2253, 72-2254 and 72-2260 and repealing the existing sections, by Representatives Stogsdill, Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Dierks, Ellis, Finney, Frownfelter, Gartner, Helgerson, Helmer, Henderson, Highberger, Hodge, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Toplikar, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard and Xu.

HB 2288, AN ACT concerning school districts; relating to religious speech; creating the Kansas student and educator freedom of religious speech act, by Representatives Erickson, Arnberger, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, Collins, Delperdang, Dove, Garber, Helmer, Hoheisel, Houser, Howard, Humphries, Jacobs, Mason, Owens, Seiwert, Smith, E., Tarwater, Thimesch, Thomas, Vickrey, Waggoner and Wasinger.

HB 2289, AN ACT concerning motor carriers; repealing public convenience and necessity requirements; amending K.S.A. 66-1,108b, 66-1,110, 66-1,112g, 66-1,112h, 66-1,112j, 66-1,115, 66-1,117, 66-1,119, 66-1,119a, 66-1,126, 66-1,129a and 66-1,142d and repealing the existing sections; also repealing K.S.A. 66-1,114, 66-1,114b, 66-1,115a and 66-1,118, by Committee on Federal and State Affairs.

HB 2290, AN ACT concerning the attorney general; relating to the crime victims compensation board; creating the crime victims compensating division within the office of the attorney general; amending K.S.A. 74-7304, 74-7305, 74-7308 and 74-7317 and repealing the existing sections; also repealing K.S.A. 74-7306, by Committee on Judiciary.

HB 2291, AN ACT concerning civil actions; relating to wrongful death; increasing the cap for nonpecuniary damages and escalating annually based on consumer price index; amending K.S.A. 60-1903 and repealing the existing section, by Committee on Judiciary.

HB 2292, AN ACT concerning crimes, punishment and criminal procedure; relating to diversion agreements; supervision of people on diversion; certified drug abuse treatment programs; amending K.S.A. 22-2907 and K.S.A. 2018 Supp. 21-6824, 22-2909, 75-5291 and 75-52,144 and repealing the existing sections, by Committee on Judiciary.

HB 2293, AN ACT concerning property taxation; relating to valuation of real property; land devoted to agricultural use; amending K.S.A. 2018 Supp. 79-1476 and repealing the existing section, by Representative Rhiley.

HB 2294, AN ACT concerning transfers in municipal funds; requiring a motion and notice when transferring utility funds to the general fund; amending K.S.A. 12-825d and repealing the existing section, by Representative Hodge.

HB 2295, AN ACT enacting the anesthesiologist assistant licensure act; providing for the powers, duties and functions of the state board of healing arts thereunder; amending K.S.A. 65-1163 and 65-28,127 and repealing the existing sections, by Committee on Health and Human Services.

HB 2296, AN ACT concerning insurance; relating to the Kansas automobile injury reparations act; pertaining to owner's failure to maintain financial security; penalties and impoundment procedures; amending K.S.A. 2018 Supp. 40-3104 and repealing the existing section, by Committee on Insurance.

HB 2297, AN ACT concerning firearms; relating to the personal and family protection act; providing exemptions for postsecondary educational institutions; amending K.S.A. 2018 Supp. 75-7c20 and repealing the existing section, by Representatives Ballard, Amyx, Benson, Carlin, Clayton, Curtis, Dierks, Finney, Gartner, Henderson, Highberger, Holscher, Horn, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Warfield, Weigel, Wolfe Moore, Woodard and Xu.

HB 2298, AN ACT concerning the state healthcare benefits program, relating to dental service benefits; assignment thereof, by Committee on Health and Human Services.

HB 2299, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; departure sentence; mitigating factors; amending K.S.A. 2018 Supp. 21-6815 and repealing the existing section, by Representatives Holscher, Concannon, Ellis, Horn, Howard, Karleskint, Probst, Ruiz, S., Stogsdill, Warfield, Weigel, Whipple and Woodard.

HB 2300, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the back the badge license plate; amending K.S.A. 2018 Supp. 8-1,141 and repealing the existing section, by Representative Burroughs.

HB 2301, AN ACT concerning education; relating to scholarship programs; tax credits; establishing the tax credit for low income postsecondary students scholarship program act; providing for the elimination of the tax credit for low income students scholarship program act; amending K.S.A. 72-4352, 72-4354 and 72-4357 and K.S.A. 2018 Supp. 79-32,138 and repealing the existing sections, by Representative Whipple.

HB 2302, AN ACT concerning taxation; enacting the food sales tax refund act; sunsetting the food sales tax credit; amending K.S.A. 2018 Supp. 79-32,271 and repealing the existing section, by Representatives Whipple, Hodge and Ohaebosim.

HB 2303, AN ACT enacting the Kansas safe access act; providing for the safe, legal, humanitarian and therapeutic use of cannabis for medical conditions; providing for the registration and functions of compassion centers; authorizing the issuance of identification cards; establishing the compassion board; providing for administration of the act by the department of health and environment, by Representatives Finney, Alcalá, Ballard, Benson, Carlin, Carmichael, Clayton, Henderson, Highberger, Holscher, Horn, Moore, Ohaebosim, Ousley, Parker, Probst, Ruiz, S., Sawyer, Stogsdill, Victors, Warfield, Winn, Woodard and Xu.

HB 2304, AN ACT concerning sales taxation; relating to exemptions; certain sales of school supplies, computers and clothing during sales tax holiday; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Representatives Whipple, Hodge and Ohaebosim.

HB 2305, AN ACT concerning the crime victims compensation board; amending K.S.A. 74-7305 and repealing the existing section, by Representatives Holscher, Clayton, Concannon, Ellis, Gartner, Karleskint, Kessinger, Kuether, Parker, Pittman, Probst, Ruiz, S., Stogsdill, Warfield, Weigel, Woodard and Xu.

HB 2306, AN ACT concerning civil actions; relating to limitations on actions; victims of childhood sexual abuse; amending K.S.A. 2018 Supp. 60-523 and repealing the existing section, by Representatives Holscher, Ellis, Gartner, Howard, Karleskint, Kuether, Probst, Ruiz, S., Schreiber, Stogsdill, Warfield, Weigel, Whipple and Woodard.

HB 2307, AN ACT concerning insurance; relating to dental benefits; covered services and non-covered services; limitations on plan changes; amending K.S.A. 2018 Supp. 40-2,185 and 40-2,186 and repealing the existing sections, by Committee on Health and Human Services.

HB 2308, AN ACT concerning city-county consolidation; authorizing the consolidation of the city of Wichita and Sedgwick county, by Representative Helgerson.

HB 2309, AN ACT concerning arts industries; creating the Kansas arts commission and transferring to it certain functions from the Kansas creative arts industries commission; creating the Kansas arts commission gifts, grants and bequests fund, the Kansas arts commission special gifts fund, Kansas arts commission fund and the Kansas arts commission checkoff fund; amending K.S.A. 74-5207, 74-5208, 74-5209 and 74-7901 and K.S.A. 2018 Supp. 8-1,161, 75-2269, 75-5072 and 79-3221m and repealing the existing sections, by Representative Helgerson.

HB 2310, AN ACT concerning sales and compensating use tax; relating to rates; food and food ingredients; amending K.S.A. 2018 Supp. 79-3602, 79-3603, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Representative Hodge.

HB 2311, AN ACT concerning sales taxation; relating to exemptions; exempting certain food and food ingredients; amending K.S.A. 2018 Supp. 79-3602 and repealing the existing section, by Representative Hodge.

HB 2312, AN ACT concerning postsecondary education; relating to the secretary of commerce; establishing the rural revitalization student loan repayment program, by Representative Hodge.

HB 2313, AN ACT concerning workers compensation; relating to expenses for medical care prior to claim approval; amending K.S.A. 2018 Supp. 44-510h and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Agriculture: **HB 2271**.

Children and Seniors: **HB 2255**.

Commerce, Labor and Economic Development: **HB 2253, HB 2259, HB 2260, HB 2262, HB 2263, HB 2280**.

Corrections and Juvenile Justice: **HB 2245, HB 2268, HB 2269, HB 2270, HB 2279, HB 2282**.

Education: **HB 2256**.

Energy, Utilities and Telecommunications: **HB 2240, HB 2273**.

Financial Institutions and Pensions: **HB 2254**.

Health and Human Services: **HB 2274**.

Higher Education Budget: **HB 2265, HB 2266**.

Judiciary: **HB 2241, HB 2242, HB 2243, HB 2244, HB 2258, HB 2281**.

K-12 Education Budget: **HB 2257**.

Local Government: **HB 2236, HB 2237, HB 2238, HB 2239, HCR 5007**.

Social Services Budget: **HB 2235**.

Taxation: **HB 2249, HB 2250, HB 2251, HB 2252, HB 2261, HB 2264, HB 2267, HB 2272, HB 2275, HB 2278**.

Transportation: **HB 2246, HB 2247, HB 2248, HB 2276, HB 2277**.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2076** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2197** be reported without recommendation.

Committee on **Transportation** recommends **HB 2087** be amended on page 1, in line 26, by striking all after "vehicle"; in line 27, by striking all before the period; and the bill be passed as amended.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2314, AN ACT concerning cities; relating to the rehabilitation of abandoned property; amending K.S.A. 2018 Supp. 12-1750 and 12-1756a and repealing the existing sections; also repealing K.S.A. 2018 Supp. 12-1756e, by Committee on Commerce, Labor and Economic Development.

HB 2315, AN ACT concerning the employment security law; relating to benefits for privately contracted school bus drivers; amending K.S.A. 2018 Supp. 44-706 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2316, AN ACT concerning municipal courts; relating to appearance bonds; removing option for cash bonds; amending K.S.A. 12-4301 and 12-4304 and repealing the existing sections, by Representative Finney.

HB 2317, AN ACT concerning utilities; relating to electric transmission lines; definitions; state corporation commission; siting permit approval; requirements; amending K.S.A. 66-1,177, 66-1,178, 66-1,179, 66-1,180 and 66-1,183 and repealing the existing sections, by Representative Finney.

HB 2318, AN ACT concerning abortion; relating to the funding of abortion services, by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes, Rhiley, Smith, E., Thimesch, Thomas, Toplikar and K. Williams.

HB 2319, AN ACT concerning consumer protection; relating to unconscionable acts or practices; requiring technology protection measures on internet-accessible devices; enacting the human trafficking and child exploitation prevention act; establishing the human trafficking and child exploitation prevention grants fund, by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes, Rhiley, Smith, E., Thimesch, Thomas, Toplikar, Waggoner, Warfield, Wheeler and K. Williams.

HB 2320, AN ACT concerning marriage; enacting the marriage and constitution restoration act, by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert and Rhiley.

HB 2321, AN ACT concerning marriage; relating to licenses; creating the optional elevated marriage act; amending K.S.A. 2018 Supp. 23-2505, 23-2511 and 23-2516 and repealing the existing sections, by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes and Rhiley.

HB 2322, AN ACT concerning discrimination; relating to social media websites; creating a cause of action against social media websites that censor or suppress certain user speech, by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes, Rhiley, Smith, E., Thomas, Toplikar and Waggoner.

HB 2323, AN ACT concerning taxation; relating to adult-oriented businesses; imposing an excise tax on admission thereto, by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert and Rahjes.

HB 2324, AN ACT concerning employment; relating to non-disclosure agreements; allegations of sexual harassment, by Representatives Whipple and Holscher.

HOUSE CONCURRENT RESOLUTION No. **HCR 5008**—

By Representative Ousley

HCR 5008—A PROPOSITION to repeal section 12 of article 15 of the constitution of the state of Kansas, relating to membership and nonmembership in labor organizations.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 12 of article 15 of the constitution of the state of Kansas is hereby repealed.

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. The constitution of the state of Kansas shall be amended by repealing in its entirety section 12 of article 15, which provides that no person shall be denied employment because of membership or nonmembership in any labor organization. This section is colloquially known as the Kansas "right to work" constitutional provision.

"A vote for this proposition would repeal section 12 of article 15 of the constitution of the state of Kansas in its entirety.

"A vote against this proposition would leave section 12 of article 15 of the constitution of the state of Kansas as it currently exists."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Winn to replace Rep. Stogsdill on Committee on Federal and State Affairs on February 14, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, February 14, 2019.

Journal of the House

TWENTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 14, 2019, 11:00 a.m.

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

The roll was called with 123 members present.

Reps. Bishop and Lewis were excused on verified illness.

Prayer by Chaplain Brubaker:

Loving God in heaven,
as our leaders face the details of their work
on this Valentine's Day,
remind us of the attitude in which we all should have.
"If I speak with human eloquence and angelic ecstasy but don't love,
I'm nothing but the creaking of a rusty gate.
If I speak God's Word with power,
revealing all his mysteries and making everything plain as day,
and if I have faith that says to a mountain,
"Jump," and it jumps, but I don't love, I'm nothing.
If I give everything I own to the poor
and even go to the stake to be burned as a martyr, but I don't love,
I've gotten nowhere.
So, no matter what I say, what I believe, and what I do,
I'm bankrupt without love.
Love never gives up. Love cares more for others than for self.
Love doesn't want what it doesn't have. Love doesn't strut,
doesn't have a swelled head, doesn't force itself on others,
isn't always 'me first,' doesn't fly off the handle,
doesn't keep score of the sins of others,
doesn't revel when others grovel,
takes pleasure in the flowering of truth, puts up with anything,
trusts God always, always looks for the best,
never looks back, but keeps going to the end.
But for right now, until that completeness,
we have three things to do to lead us toward that consummation:
trust steadily in God, hope unswervingly, love extravagantly.
And the best of the three is love."
May all of us possess and live out this kind of love.
In Christ's Name I pray, Amen.
(1 Corinthians 13:1-7; 13 – *The Message*)

The Pledge of Allegiance was led by Rep. Pannbacker.

INTRODUCTION OF GUESTS

There being no objection the following remarks by Rep. Clayton are spread upon the Journal:

In honor of National Organ Donor Day, I am recognizing Shawnee City Councilwoman Stephanie Meyer. Two months ago, Stephanie donated one of her kidneys to a high school friend's husband, Dan Harmon, after seeing a Facebook post indicating he'd recently been added to the transplant waiting list. Despite having never met Dan, Stephanie began the donor process at the University of Kansas Hospital and was thrilled to learn that even with odds of 1 in nearly 32,000 for a stranger donor, they were a match. There are currently more than 100,000 people like Dan on the waiting list today, and Stephanie's donation was an incredible way to raise awareness of this need, while giving back to a member of our community. Thank you, Stephanie.

Rep. Clayton presented Councilwoman Meyer with a framed House certificate in honor of her kind and selfless act.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2325, AN ACT concerning firearms; relating to the personal and family protection act; age requirement for licensure; recognition of licenses issued by other jurisdictions; amending K.S.A. 2018 Supp. 21-6302, 75-7c03 and 75-7c04 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2326, AN ACT concerning firearms; relating to the personal and family protection act; recognition of licenses issued by other jurisdictions; amending K.S.A. 2018 Supp. 21-6302 and 75-7c03 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2327, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; increasing the retirement benefits cap; decreasing employee contributions in certain circumstances; amending K.S.A. 74-4958, 74-4958a and 74-4965 and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2328, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; participating service credit; requiring certain concurrent military service to be credited as additional participating service; amending K.S.A. 74-4913 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2329, AN ACT concerning education; relating to retirement and pensions; Kansas public employees retirement system; increasing certain employee contributions; making and concerning appropriations for the fiscal year ending June 30, 2020, for the department of education; amending K.S.A. 74-4919, 74-49,210 and 74-49,305 and repealing the existing sections, by Committee on Financial Institutions and Pensions.

HB 2330, AN ACT concerning school districts; relating to bullying; requiring policies to identify and investigate incidents thereof; amending K.S.A. 72-6147 and repealing the existing section, by Committee on Education.

HB 2331, AN ACT concerning victims of sexual abuse; duly ordained ministers of religion; civil action for victims non-disclosure agreements; reporting of certain abuse or neglect of children; amending K.S.A. 2018 Supp. 38-2223 and repealing the existing section, by Committee on Judiciary.

HB 2332, AN ACT concerning civil actions; relating to wrongful death and personal injury actions; exemplary and punitive damages; amending K.S.A. 60-1903 and 60-1904 and K.S.A. 2018 Supp. 60-1901 and repealing the existing sections, by Committee on Judiciary.

HB 2333, AN ACT concerning children and minors; relating to adoption; date of final decree; amending K.S.A. 2018 Supp. 59-2134 and repealing the existing section, by Committee on Judiciary.

HB 2334, AN ACT concerning civil actions; relating to the rules of civil procedure; depositions; disqualification; amending K.S.A. 2018 Supp. 60-228 and repealing the existing section, by Committee on Judiciary.

HB 2335, AN ACT concerning the department of corrections; prison-made goods; purchasers; amending K.S.A. 2018 Supp. 75-5275 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2336, AN ACT concerning crimes, punishment and criminal procedure; relating to offenders under supervision of the secretary of corrections; credit for jail time served; amending K.S.A. 2018 Supp. 21-6606 and 21-6615 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2337, AN ACT concerning the department of corrections; relating to community corrections; advisory boards; grant programs; amending K.S.A. 75-5298 and K.S.A. 2018 Supp. 75-5297, 75-52,105 and 75-52,112 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Appropriations: **HB 2286**.

Commerce, Labor and Economic Development: **HB 2312, HB 2313, HB 2314, HB 2315, HB 2324, HCR 5008**.

Corrections and Juvenile Justice: **HB 2283, HB 2284, HB 2299, HB 2305, HB 2319**.

Education: **HB 2287, HB 2288**.

Energy, Utilities and Telecommunications: **HB 2294, HB 2317**.

Federal and State Affairs: **HB 2289, HB 2297, HB 2309, HB 2318, HB 2323**.

Health and Human Services: **HB 2295, HB 2298, HB 2303, HB 2307**.

Insurance: **HB 2296**.

Judiciary: **HB 2290, HB 2291, HB 2292, HB 2306, HB 2316, HB 2320, HB 2321, HB 2322**.

Local Government: **HB 2308**.

Taxation: **HB 2285, HB 2293, HB 2301, HB 2302, HB 2304, HB 2310, HB 2311**.

Transportation: **HB 2300**.

COMMUNICATIONS FROM STATE OFFICERS

From Lee E. Tafanelli, Major General, Kansas National Guard, The Adjutant General; The Adjutant General's Annual Report for 2018.

From Alexandria Blasi, JD, MBA, Executive Secretary, Kansas Board of Pharmacy; pursuant to K.S.A. 65-4102(b), Report on Substances Proposed for Scheduling, Rescheduling or Deletion.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing passage of **SB 19, SB 20**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 19, SB 20

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

COMMITTEE OF THE WHOLE

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

Recommended that on motion of Rep. Frownfelter to re-refer **HB 2197** to Committee on Financial Institutions and Pensions, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Pittman to amend **HB 2197**, on page 2, following line 2, by inserting:

"New Sec. 2. (a) The retirement benefit, pension or annuity payments accruing after June 30, 2019, to each retirant shall be increased by a cost-of-living adjustment in an amount as provided in subsection (b). Such payments shall be paid by the retirement system to the retirant.

(b) (1) Each retirant who is entitled to receive a retirement benefit, pension or annuity payment from the retirement system on July 1, 2019, shall have such retirement benefit, pension or annuity increased in accordance with the following schedule:

Except as provided in subsection (b)(2), for those retirants whose date of retirement is:

(A) On or before July 1, 2014, such benefit, pension or annuity payment shall be increased 1% of the retirement benefit, pension or annuity payment in effect on July 1, 2019;

(B) on or before July 1, 2009, such benefit, pension or annuity payment shall be increased 2% of the retirement benefit, pension or annuity payment in effect on July 1, 2019; and

(C) on or before July 1, 2004, such benefit, pension or annuity payment shall be increased 3% of the retirement benefit, pension or annuity payment in effect on July 1, 2019.

(2) In no event shall the increase in the monthly benefit amount provided by this

act exceed \$150.

(c) As used in this section:

(1) "Retirement system" means the Kansas public employees retirement system, the Kansas police and firemen's retirement system, the state school retirement system and the retirement system for judges; and

(2) "retirant" means: (A) Any person who is a member or special member of the retirement system pursuant to the provisions of K.S.A. 74- 4901 et seq., and amendments thereto, and who retired on or before July 1, 2014; and (B) any person who is a joint annuitant or beneficiary of any member described in subsection (c)(2)(A).";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "system" by inserting "and systems thereunder"; in line 7, after the semicolon by inserting "providing a cost-of-living adjustment for certain retirants;"

On roll call, the vote was: Yeas 49; Nays 73; Present but not voting: 1; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Ballard, Benson, Burroughs, Carlin, Carmichael, Clayton, Corbet, Cox, Curtis, Dierks, Dietrich, Ellis, Finney, Frownfelter, Gartner, Henderson, Highberger, Hodge, Holscher, Horn, Howard, Karleskint, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, F. Patton, Phillips, Pittman, Probst, Ralph, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Croft, Delperdang, Donohoe, Dove, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Huebert, Humphries, Jacobs, Johnson, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, Proehl, Rahjes, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: Jennings.

Absent or not voting: Bishop, Lewis.

The motion did not prevail.

Also, roll call was demanded on motion of Rep. Benson to amend **HB 2197**, on page 2, following line 2, by inserting:

"New Sec. 2. (a) The retirement benefit, pension or annuity payments accruing after June 30, 2019, to each retirant shall be increased by a cost-of-living adjustment in an amount as provided in subsection (b). Such payments shall be paid by the retirement system to the retirant.

(b) Each retirant who is entitled to receive a retirement benefit, pension or annuity payment from the retirement system on July 1, 2019, shall have such retirement benefit, pension or annuity increased in accordance with the following schedule:

For those retirants whose date of retirement is:

(1) On or before July 1, 2009, such benefit, pension or annuity payment shall be increased 2.5% of the retirement benefit, pension or annuity payment in effect on July 1, 2019; and

(2) on or before July 1, 1999, such benefit, pension or annuity payment shall be increased 5% of the retirement benefit, pension or annuity payment in effect on July 1, 2019.

(c) As used in this section:

(1) "Retirement system" means the Kansas public employees retirement system, the Kansas police and firemen's retirement system, the state school retirement system and the retirement system for judges; and

(2) "retirant" means: (A) Any person who is a member or special member of the retirement system pursuant to the provisions of K.S.A. 74-4901 et seq., and amendments thereto, and who retired on or before July 1, 2009; and (B) any person who is a joint annuitant or beneficiary of any member described in subsection (c)(2)(A).";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "system" by inserting "and systems thereunder"; in line 7, after the semicolon by inserting "providing a cost-of-living adjustment for certain retirants;"

On roll call, the vote was: Yeas 48; Nays 75; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Ballard, Benson, Burroughs, Carlin, Carmichael, Clayton, Corbet, Cox, Curtis, Dierks, Dietrich, Ellis, Finney, Frownfelter, Gartner, Henderson, Highberger, Hodge, Holscher, Horn, Howard, Karleskint, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, F. Patton, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Croft, Delperdang, Donohoe, Dove, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Bishop, Lewis.

The motion did not prevail.

On motion of Rep. Neighbor to amend **HB 2197**, Rep. Hawkins requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, roll call was demanded on motion to recommend **HB 2197** favorably for passage.

On roll call, the vote was: Yeas 36; Nays 87; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Ballard, Benson, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Henderson, Highberger, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Burroughs, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Bishop, Lewis.

The motion did not prevail and **HB 2197** remains on General Orders.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2050** be amended on page 13, in line 28, after the semicolon by inserting "or"; in line 29 by striking all after "(C)"; by striking all in lines 30 through 41; in line 42 by striking "(D)";

On page 14, in line 12, by striking "subsections" and inserting "subsection"; also in line 12, by striking "and (c)(1)(C)"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2199** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Insurance** recommends **HB 2143** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Insurance** recommends **HB 2083** be amended on page 1, by striking all in line 15; in line 16, before the period, by inserting "insurance department"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2079, HB 2097, HB 2105, HB 2137** be passed.

Committee on **Judiciary** recommends **HB 2104** be amended on page 6, following line 25, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 8-2118 is hereby amended to read as follows: 8-2118. (a) A person charged with a traffic infraction shall, except as provided in subsection (b), appear at the place and time specified in the notice to appear. If the person enters an appearance, waives right to trial, pleads guilty or no contest, the fine shall be no greater than that specified in the uniform fine schedule in subsection (c) and court costs shall be taxed as provided by law.

(b) Prior to the time specified in the notice to appear, a person charged with a traffic infraction may enter a written appearance, waive right to trial, plead guilty or no contest and pay the fine for the violation as specified in the uniform fine schedule in subsection (c) and court costs provided by law. Payment may be made in any manner accepted by the court. The traffic citation shall not have been complied with if the payment is not honored for any reason, or if the fine and court costs are not paid in full. When a person charged with a traffic infraction makes payment without executing a written waiver of right to trial and plea of guilty or no contest, the payment shall be deemed such an

appearance, waiver of right to trial and plea of no contest.

(c) The following uniform fine schedule shall apply uniformly throughout the state but shall not limit the fine which may be imposed following a court appearance, except an appearance made for the purpose of pleading and payment as permitted by subsection (a). The description of offense contained in the following uniform fine schedule is for reference only and is not a legal definition.

<i>Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
Refusal to submit to a preliminary breath test	8-1012	\$105
Unsafe speed for prevailing conditions	8-1557	\$75
Exceeding maximum speed limit; or speeding in zone posted by the state department of transportation; or speeding in locally posted zone	8-1558 to 8-1560 8-1560a or 8-1560b	1-10 mph over the limit, \$45 11-20 mph over the limit, \$45 plus \$6 per mph over 10 mph over the limit; 21-30 mph over the limit, \$105 plus \$9 per mph over 20 mph over the limit; 31 and more mph over the limit, \$195 plus \$15 per mph over 30 mph over the limit;
Disobeying traffic control device	8-1507	\$75
Violating traffic control signal	8-1508	\$75
Violating pedestrian control signal	8-1509	\$45
Violating flashing traffic signals	8-1510	\$75
Violating lane-control signal	8-1511	\$75
Unauthorized sign, signal, marking or device	8-1512	\$45
Driving on left side of roadway	8-1514	\$75
Failure to keep right to pass oncoming vehicle	8-1515	\$75
Improper passing; increasing speed when passed	8-1516	\$75
Improper passing on right	8-1517	\$75
Passing on left with insufficient clearance	8-1518	\$75
Driving on left side where curve, grade, intersection railroad crossing, or	8-1519	\$75

obstructed view		
Driving on left in no-passing zone	8-1520	\$75
Unlawful passing of stopped emergency vehicle	8-1520a	\$75
Driving wrong direction on one-way road	8-1521	\$75
Improper driving on laned roadway	8-1522	\$75
Following too close	8-1523	\$75
Improper crossover on divided highway	8-1524	\$45
Failure to yield right-of-way at uncontrolled intersection	8-1526	\$75
Failure to yield to approaching vehicle when turning left	8-1527	\$75
Failure to yield at stop or yield sign	8-1528	\$75
Failure to yield from private road or driveway	8-1529	\$75
Failure to yield to emergency vehicle	8-1530	\$195
Failure to yield to pedestrian or vehicle working on roadway	8-1531	\$105
Failure to comply with restrictions in road construction zone	8-1531a	\$45
Disobeying pedestrian traffic control device	8-1532	\$45
Failure to yield to pedestrian in crosswalk; pedestrian suddenly entering roadway; passing vehicle stopped for pedestrian at crosswalk	8-1533	\$75
Improper pedestrian crossing	8-1534	\$45
Failure to exercise due care in regard to pedestrian	8-1535	\$45
Improper pedestrian movement in crosswalk	8-1536	\$45
Improper use of roadway by pedestrian	8-1537	\$45
Soliciting ride or business on roadway	8-1538	\$45
Driving through safety zone	8-1539	\$45

Failure to yield to pedestrian on sidewalk	8-1540	\$45
Failure of pedestrian to yield to emergency vehicle	8-1541	\$45
Failure to yield to blind pedestrian	8-1542	\$45
Pedestrian disobeying bridge or railroad signal	8-1544	\$45
Improper turn or approach	8-1545	\$75
Improper "U" turn	8-1546	\$75
Unsafe starting of stopped vehicle	8-1547	\$45
Unsafe turning or stopping, failure to give proper signal; using turn signal unlawfully	8-1548	\$75
Improper method of giving notice of intention to turn	8-1549	\$45
Improper hand signal	8-1550	\$45
Failure to stop or obey road crossing signal	8-1551	\$195
Failure to stop at railroad crossing stop sign	8-1552	\$135
Certain hazardous vehicles failure to stop at railroad crossing	8-1553	\$195
Improper moving of heavy equipment at railroad crossing	8-1554	\$75
Vehicle emerging from alley, private roadway, building or driveway	8-1555	\$75
Improper passing of school bus; improper use of school bus signals	8-1556	\$315
Improper passing of church or day-care bus; improper use of signals	8-1556a	\$195
Impeding normal traffic by slow speed	8-1561	\$45
Speeding on motor-driven cycle	8-1562	\$75
Speeding in certain vehicles or on posted bridge	8-1563	\$45
Improper stopping, standing or parking on roadway	8-1569	\$45
Parking, standing or stopping	8-1571	\$45

in prohibited area		
Improper parking	8-1572	\$45
Unattended vehicle	8-1573	\$45
Improper backing	8-1574	\$45
Driving on sidewalk	8-1575	\$45
Driving with view or driving mechanism obstructed	8-1576	\$45
Unsafe opening of vehicle door	8-1577	\$45
Riding in house trailer	8-1578	\$45
Unlawful riding on vehicle	8-1578a	\$75
Improper driving in defiles, canyons, or on grades	8-1579	\$45
Coasting	8-1580	\$45
Following fire apparatus too closely	8-1581	\$75
Driving over fire hose	8-1582	\$45
Putting glass, etc., on highway	8-1583	\$105
Driving into intersection, crosswalk, or crossing without sufficient space on other side	8-1584	\$45
Improper operation of snowmobile on highway	8-1585	\$45
Parental responsibility of child riding bicycle	8-1586	\$45
Not riding on bicycle seat; too many persons on bicycle	8-1588	\$45
Clinging to other vehicle	8-1589	\$45
Improper riding of bicycle on roadway	8-1590	\$45
Carrying articles on bicycle; one hand on handlebars	8-1591	\$45
Improper bicycle lamps, brakes or reflectors	8-1592	\$45
Improper operation of motorcycle; seats; passengers, bundles	8-1594	\$45
Improper operation of motor cycle on laned roadway	8-1595	\$75
Motorcycle clinging to other vehicle	8-1596	\$45
Improper motorcycle handlebars or passenger equipment	8-1597	\$75

Motorcycle helmet and eye-protection requirements	8-1598	\$45
Unlawful operation of all-terrain vehicle	8-15,100	\$75
Unlawful operation of low-speed vehicle	8-15,101	\$75
Littering	8-15,102	\$115
Disobeying school crossing guard	8-15,103	\$75
Unlawful operation of micro utility truck	8-15,106	\$75
Failure to remove vehicles in accidents	8-15,107	\$75
Unlawful operation of golf cart	8-15,108	\$75
Unlawful operation of work-site utility vehicle	8-15,109	\$75
Unlawful display of license plate	8-15,110	\$60
Unlawful text messaging	8-15,111	\$60
Unlawful passing of a waste collection vehicle	8-15,112	\$45
Equipment offenses that are not misdemeanors	8-1701	\$75
Driving without lights when needed	8-1703	\$45
Defective headlamps	8-1705	\$45
Defective tail lamps	8-1706	\$45
Defective reflector	8-1707	\$45
Improper stop lamp or turn signal	8-1708	\$45
Improper lighting equipment on certain vehicles	8-1710	\$45
Improper lamp color on certain vehicles	8-1711	\$45
Improper mounting of reflectors and lamps on certain vehicles	8-1712	\$45
Improper visibility of reflectors and lamps on certain vehicles	8-1713	\$45
No lamp or flag on projecting load	8-1715	\$75
Improper lamps on parked vehicle	8-1716	\$45
Improper lights, lamps, reflectors and emblems on	8-1717	\$45

farm tractors or slow-moving vehicles		
Improper lamps and equipment on implements of husbandry, road machinery or animal-drawn vehicles	8-1718	\$45
Unlawful use of spot, fog, or auxiliary lamp	8-1719	\$45
Improper lamps or lights on emergency vehicle	8-1720	\$45
Improper stop or turn signal	8-1721	\$45
Improper vehicular hazard warning lamp	8-1722	\$45
Unauthorized additional lighting equipment	8-1723	\$45
Improper multiple-beam lights	8-1724	\$45
Failure to dim headlights	8-1725	\$75
Improper single-beam headlights	8-1726	\$45
Improper speed with alternate lighting	8-1727	\$45
Improper number of driving lamps	8-1728	\$45
Unauthorized lights and signals	8-1729	\$45
Improper school bus lighting equipment and warning devices	8-1730	\$45
Unauthorized lights and devices on church or day-care bus	8-1730a	\$45
Improper lights on highway construction or maintenance vehicles	8-1731	\$45
Defective brakes	8-1734	\$45
Defective or improper use of horn or warning device	8-1738	\$45
Defective muffler	8-1739	\$45
Defective mirror	8-1740	\$45
Defective wipers; obstructed windshield or windows	8-1741	\$45
Improper tires	8-1742	\$45
Improper flares or warning devices	8-1744	\$45
Improper use of vehicular hazard warning lamps	8-1745	\$45

and devices		
Improper air-conditioning equipment	8-1747	\$45
Improper safety belt or shoulder harness	8-1749	\$45
Improper wide-based single tires	8-1742b	\$75
Improper compression release engine braking system	8-1761	\$75
Defective motorcycle headlamp	8-1801	\$45
Defective motorcycle tail lamp	8-1802	\$45
Defective motorcycle reflector	8-1803	\$45
Defective motorcycle stop lamps and turn signals	8-1804	\$45
Defective multiple-beam lighting	8-1805	\$45
Improper road-lighting equipment on motor-driven cycles	8-1806	\$45
Defective motorcycle or motor-driven cycle brakes	8-1807	\$45
Improper performance ability of brakes	8-1808	\$45
Operating motorcycle with disapproved braking system	8-1809	\$45
Defective horn, muffler, mirrors or tires	8-1810	\$45
Unlawful statehouse parking	75-4510a	\$30
Exceeding gross weight of vehicle or combination	8-1909	Pounds Overweight up to 1000\$40 1001 to 2000.....3¢ per pound 2001 to 5000.....5¢ per pound 5001 to 7500.....7¢ per pound 7501 and over.....10¢ per pound
Exceeding gross weight on any axle or tandem, triple or quad axles	8-1908	Pounds Overweight up to 1000\$40 1001 to 2000.....3¢ per pound

		2001 to 5000.....5¢ per pound
		5001 to 7500.....7¢ per pound
		7501 and over.....10¢ per pound
Failure to obtain proper registration, clearance or to have current certification	66-1324	\$287
Insufficient liability insurance for motor carriers	66-1,128 or 66-1314	\$137
Failure to obtain interstate motor fuel tax authorization	79-34,122	\$137
No authority as private or common carrier	66-1,111	\$137
Violation of motor carrier safety rules and regulations, except for violations specified in K.S.A. 66-1,130(b)(2), and amendments thereto	66-1,129	\$115

(d) Traffic offenses classified as traffic infractions by this section shall be classified as ordinance traffic infractions by those cities adopting ordinances prohibiting the same offenses. A schedule of fines for all ordinance traffic infractions shall be established by the municipal judge in the manner prescribed by K.S.A. 12-4305, and amendments thereto. Such fines may vary from those contained in the uniform fine schedule contained in subsection (c).

(e) Fines listed in the uniform fine schedule contained in subsection (c) shall be doubled if a person is convicted of a traffic infraction, which is defined as a moving violation in accordance with rules and regulations adopted pursuant to K.S.A. 8-249, and amendments thereto, committed within any road construction zone as defined in K.S.A. 8-1458a, and amendments thereto.

(f) For a second violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after a prior conviction of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 1½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years, after two prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined two times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after three prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 2½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c).

(g) Fines listed in the uniform fine schedule contained in subsection (c) relating to exceeding the maximum speed limit, shall be doubled if a person is convicted of exceeding the maximum speed limit in a school zone authorized under K.S.A. 8-1560(a)(4), and amendments thereto.

(h) For a second violation of K.S.A. 8-1556, and amendments thereto, within five years after a prior conviction of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$750 for the second violation. For a third and each succeeding violation of K.S.A. 8-1556, and amendments thereto, within five years after two prior convictions of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$1,000 for the third and each succeeding violation.";

Also on page 6, in line 36, after "8-1025" by inserting ", 8-2118";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "1012" by inserting ", 8-2118"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2093** be passed.

Committee on **Taxation** recommends **HB 2212** be amended on page 16, in line 6, by striking ", with retroactive effect,"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2088** be passed.

Committee on **Transportation** recommends **HB 2070** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Veterans and Military** recommends **HB 2123** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 35, by Representative Doug Blex, congratulating Chris Johnston on being named Kansas Agricultural Teacher of the Year;

Request No. 36, by Representative Ken Rahjes, congratulating Phillipsburg High School Football Team on accomplishments over the last 4 years;

Request No. 37, by Representatives Valdenia Winn and Broderick Henderson, in memory of Mother Legusta Campbell-Vaughn

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2338, AN ACT concerning the department of corrections; relating to Kansas correctional industries; exemption from provisions relating to state contract purchases, by Committee on Corrections and Juvenile Justice.

HB 2339, AN ACT concerning health and healthcare; relating to the practice of naturopathy; licensure and regulation of naturopathic doctors; scope of practice; amending K.S.A. 65-1626, 65-4101, 65-7202, 65-7207, 65-7208, 65-7209, 65-7210, 65-7214 and 65-7215 and repealing the existing sections; also repealing K.S.A. 65-7212, by Committee on Health and Human Services.

HB 2340, AN ACT concerning property taxation; relating to distribution of certain property taxes paid under protest; amending K.S.A. 2018 Supp. 79-2005 and repealing the existing section, by Committee on Taxation.

HB 2341, AN ACT concerning public employee organizations; relating to resignation by public employees from the organization; amending K.S.A. 2018 Supp. 75-4327 and repealing the existing section, by Committee on Appropriations.

HB 2342, AN ACT concerning public assistance; relating to eligibility requirements; amending K.S.A. 2018 Supp. 39-709 and repealing the existing section, by Committee on Rural Revitalization.

HB 2343, AN ACT concerning labor and employment; relating to adult care homes; home health agencies; providers of disability services; provisional employment; amending K.S.A. 65-5117 and K.S.A. 2018 Supp. 39-970 and 39-2009 and repealing the existing sections, by Committee on Children and Seniors.

HB 2344, AN ACT concerning adult care homes; requiring written informed consent before administering an antipsychotic medication to an adult care home resident, by Committee on Children and Seniors.

HB 2345, AN ACT concerning property taxation; relating to cities and counties; approval of budgets and exception from election requirement for prior years' budget calculation; amending K.S.A. 2018 Supp. 79-2925c and repealing the existing section, by Committee on Taxation.

HB 2346, AN ACT relating to schools; vision screenings; amending K.S.A. 72-6241 and 72-6242 and repealing the existing sections, by Committee on Children and Seniors.

HB 2347, AN ACT concerning the Kansas department for aging and disability services; establishing the Kansas Alzheimer's disease advisory council, by Committee on Children and Seniors.

HB 2348, AN ACT concerning the healthcare stabilization fund; relating to liability of the fund; payments; limitations; healthcare provider coverage; amending K.S.A. 65-28,124 and K.S.A. 2018 Supp. 40-3403, 40-3403a, 40-3404, 40-3414 and 40-3424 and repealing the existing sections, by Committee on Judiciary.

HB 2349, AN ACT concerning sales and compensating use tax; relating to remote sellers; required collection and remittance of tax; amending K.S.A. 2018 Supp. 79-3702 and repealing the existing section, by Committee on Taxation.

HB 2350, AN ACT concerning crimes, punishment and criminal procedure; relating to possession of marijuana; cultivation and distribution of marijuana; amending K.S.A. 2018 Supp. 21-5705 and 21-5706 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2351, AN ACT regulating traffic; concerning oversize and overweight utility vehicles; allowing oversize and overweight utility vehicles to respond to emergency utility outages at all times in inclement weather; amending K.S.A. 2018 Supp. 8-1911 and repealing the existing section, by Committee on Transportation.

HB 2352, AN ACT concerning sales and compensating use tax; relating to imposition of tax; nexus; remote sellers; marketplace facilitators; digital property and subscription services; amending K.S.A. 2018 Supp. 79-3602, 79-3603 and 79-3702 and repealing the existing sections, by Committee on Taxation.

HB 2353, AN ACT concerning motor vehicles; relating to license plates; recipients of the purple heart medal; amending K.S.A. 2018 Supp. 8-1,140 and repealing the existing section, by Committee on Veterans and Military.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Kuether to replace Rep. Bishop on Committee on Insurance on February 18, 2019.

Also, the appointment of Rep. Neighbor to replace Rep. Murnan on Committee on Rural Revitalization on February 18, 2019.

On motion of Rep. Hawkins the House adjourned pro forma until 10:00 a.m. on Friday, February 15, 2019.

Journal of the House

TWENTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 15, 2019, 10:00 a.m.

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

PRESENTATION OF PETITIONS

HP 2001, by Rep. E. Smith, A Petition demanding an end to the commercial sexual exploitation of human beings and recognition that buying sex is not a victimless crime, signed by Eric Smith and 3,569 other citizens of the state of Kansas.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2354, AN ACT concerning labor and employment; relating to high school apprenticeships and on-the-job training programs; liability for students and employers; amending K.S.A. 72-18,101 and 72-18,102 and K.S.A. 2018 Supp. 44-508 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2355, AN ACT concerning law enforcement; relating to arrest authority of federal law enforcement officers working with a state police task force; amending K.S.A. 2018 Supp. 22-2411 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2356, AN ACT concerning sales taxation; relating to motor vehicles; vehicle dealer sales and sourcing sales tax, by Committee on Commerce, Labor and Economic Development.

HB 2357, AN ACT concerning health and healthcare; relating to certain healthcare providers; licensure requirements; association with athletic teams, by Committee on Health and Human Services.

HB 2358, AN ACT concerning health and healthcare; relating to prescription drugs; opioids and other controlled substances; requirements to prescribe, by Committee on Health and Human Services.

HB 2359, AN ACT concerning children and minors; establishing the Kansas child welfare services delivery task force, by Committee on Children and Seniors.

HB 2360, AN ACT concerning criminal history record checks; relating to entities providing care to children, the elderly or individuals with disabilities; the Kansas bureau of investigation, by Committee on Children and Seniors.

HB 2361, AN ACT concerning schools; relating to the student data privacy act; certain tests, questionnaires, surveys and examinations; amending K.S.A. 72-6316 and

repealing the existing section, by Committee on Children and Seniors.

HB 2362, AN ACT concerning veterans and military; creating the Kansas military and veteran task force; membership; powers and duties; reports. , by Committee on Veterans and Military.

HB 2363, AN ACT concerning the uniform consumer credit code; relating to veterans; veteran status inquiry in supervised loans. , by Committee on Veterans and Military.

HB 2364, AN ACT concerning aviation; creating the Kansas aerospace commission, powers, duties; abolishing the division of aviation; transferring powers from the secretary of transportation to the director of the Kansas aerospace commission; amending K.S.A. 3-605 and 3-606 and K.S.A. 2018 Supp. 75-5061 and repealing the existing sections; also repealing K.S.A. 75-5010 and 75-5011, by Committee on Transportation.

HB 2365, AN ACT concerning civil procedure and civil actions; relating to rules of evidence; peer support counseling session communication privilege; Kansas national guard members; amending K.S.A. 2018 Supp. 60-473 and repealing the existing section, by Committee on Judiciary.

HB 2366, AN ACT concerning health and healthcare; relating to emergency medical services; pertaining to ground ambulance staffing in rural areas, by Committee on Rural Revitalization.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2341**.

Children and Seniors: **HB 2343, HB 2344, HB 2346, HB 2347**.

Corrections and Juvenile Justice: **HB 2335, HB 2336, HB 2337, HB 2338, HB 2350**.

Education: **HB 2330**.

Federal and State Affairs: **HB 2325, HB 2326**.

Financial Institutions and Pensions: **HB 2327, HB 2328, HB 2329**.

Health and Human Services: **HB 2339**.

Judiciary: **HB 2331, HB 2332, HB 2333, HB 2334, HB 2348, SB 19, SB 20**.

Rural Revitalization: **HB 2342**.

Taxation: **HB 2340, HB 2345, HB 2349, HB 2352**.

Transportation: **HB 2351**.

Veterans and Military: **HB 2353**.

MESSAGE FROM THE GOVERNOR

February 13, 2019

Message to the House of Representatives of the State of Kansas:

Enclosed herewith is Executive Directive No. 19-499 for your information.

EXECUTIVE DIRECTIVE No. 19-499
Concerning Authorizing Expenditure of Federal Funds

Laura Kelly
Governor

The above Executive Directive is on file and open for inspection in the office of the Chief Clerk.

COMMUNICATIONS FROM STATE OFFICERS

From Lee A. Norman, M.D., Acting Secretary, Kansas Department of Health and Environment; pursuant to K.S.A. 65-5005, report of the Technical Committee concerning Application from the Kansas Society of Anesthesiologists to credential Anesthesiologist Assitants.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing passage of **SB 18, SB 39**.

Announcing adoption of **SCR 1606**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 18, SB 39, SCR 1606

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Monday, February 18, 2019.

Journal of the House

TWENTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 18, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Bishop, Murnan, Stogsdill and Warfield were excused on verified illness.

Prayer by Chaplain Brubaker:

Faithful and loving God, today as we begin a new work week and celebrate "Presidents' Day," I pray a prayer of a former President. His words spoken to You then, still ring true today.

"...we bow our heads and thank You for Your love. Accept our thanks for the peace that yields this day and the shared faith that makes its continuance likely. Make us strong to do Your work, willing to heed and hear Your will, and write on our hearts these words:

'Use power to help people.'

For we are given power not to advance our own purposes, nor to make a great show in the world, nor a name. There is but one just use of power, and it is to serve people. Help us to remember it, Lord."

(Inaugural address, January 20, 1989 – President George H. Bush)

We continue to pray for Rep. Lewis. Thank you for your faithfulness to him and Susan during this difficult time. Please be with Rep. Vickrey and his family in the death of his father-in-law. We know your grace and comfort can be sufficient in this time.

In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Landwehr.

PERSONAL PRIVILEGE

There being no objection, the following remarks of Rep. Lewis are spread upon the Journal:

Accompanying me today is my beautiful bride of some 40 years, my wife Susan. She is also my "Chief of Staff" - not much salary goes with that but what a great title! Our son, Joshua, is also here today. Our daughter, son-in-law and their family are in the process of moving back to Kansas.

What I'm about to share I do so only that it may in some way be an encouragement to you. Proverbs 19:21 "Many are the plans of a man's heart but it is the Lord's purpose that prevails." That certainly speaks of where my heart was Christmas Morning 2018 . . .but I am getting ahead of my story.

The afternoon of Christmas Eve, Susan, myself and our golden retriever, Zoe, departed for Kansas City to spend Christmas with our son. Christmas morning, I took Zoe downstairs for her morning walk. After returning upstairs I began having problems with my vision, became lightheaded and unstable on my feet. I told Susan what was going on and that I was headed downstairs while I could still get there on my own. Susan came down and I told her I didn't know what was happening but I thought we should go to a medical facility. Susan called our son. We went by and picked him up and he told us which hospital to go to due to a short wait time. It was a God thing that we ended up at that medical facility which turned out to be a trauma center for strokes, which also means they have a good neurological team. They thought I was having a stroke but after an MRI, it showed I had a mass on the right side of my brain.

It wasn't long ago in this House that we passed a Telemedicine Bill that became law. Many of you were here at that time. We thought we had accomplished a great thing for rural health care when in fact we had greatly benefited both rural and urban healthcare. Christmas Day as I sat in the middle of Kansas City at a major medical facility, thanks to Telemedicine I found myself speaking to a doctor in Denver, CO. From time to time we do get some things right in the Statehouse.

The mass in my head turned out to be a glioblastoma, high grade level IV, which is a cancerous brain tumor that grows exponentially . . . But that is OK. I know this tumor cannot defeat my God nor His plan of salvation for me and you.

At this point I have had 3 craniotomies and am currently taking chemotherapy and radiation.

Philippians 4:7 talks about a peace that transcends all understanding. I can testify to this truth. God has granted me a great peace with all that has occurred and at times even a JOY which I know comes from my relationship with Him.

My parting advice to you is to enjoy each day, enjoy your family, your friends, your fellow legislators. . . but do not take yourself too seriously.

Serve your District with a servant's heart.

- This is the House of Representatives.
- This is not. . .this is not the house of self interest.
- This is not the house of special interest.
- This is the People's House; long may it serve the People and this Great State of Kansas.

It has been an honor to have known and worked with many of you. Though being a legislator was never on my bucket list, reflecting back, this has been a great honor and experience, one which I am glad I did not miss. Susan and I wish to thank all of you for the many phone calls, cards, emails, texts, visits, even help moving offices. But we especially want to thank you for your prayers.

It has become clearly apparent to me that I cannot represent and serve my District and the people of my District at the level they so deserve. Therefore, I am tendering my resignation as State Representative of the 113th Kansas House District effective Friday, February 22, 2019.

Thank you, body, for your indulgence. Thank you, Mr. Speaker.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Adam Smith and Rep. Hibbard are spread upon the Journal:

This past September, the Kansas State Fair hosted the eighth annual Legislative Showmanship in cooperation with Kansas 4-H and FFA. Sponsored by the Kansas Fairs & Festivals Association, this is a friendly competition among state legislators and distinguished guests of who can demonstrate the best skills and talent for exhibiting a livestock animal. Participating legislators are paired with a youth livestock exhibitor from his or her respective legislative district, or as close as possible. The selected 4-H and FFA exhibitors provide an animal for competition and offer a crash course on how to present the exhibit in the show arena. At the conclusion of the tutorial, each legislator heads to the show arena with the animal along with their 4-H and FFA coaches for assurance and guidance for the competition.

This past year, legislators had the opportunity to exhibit top-quality beef animals that were the result of months of hard work and dedication by their 4-H and FFA members. The advice and expertise these members provided legislators was second-to-none. As winner of the 2017 legislative showmanship competition, I am pleased to introduce the following youth who assisted with providing this fantastic experience this past fall:

Cally Miller	Clay Pelton	Josey Schmidt
Scuylar Zenger	Kristin Isle	Haydon Schaaf
Brody Nemecek		

I would also like to recognize the 2018 legislative showmanship champion – Representative Larry Hibbard from District 13. This competition is open to all legislators, so watch for your invitation this coming August to participate in an afternoon of working with Kansas’ next generation of leaders. It will be an experience you’ll never forget!

Members of the Kansas House of Representatives – please join me in welcoming these 4-H and FFA participants in the Legislative Showmanship program and congratulating them on a job well-done!

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Hoffman are spread upon the Journal:

During the week of February 16-23, the Kansas Future Farmers of America Association (FFA) is celebrating 91 years of FFA. This FFA week embraces more than 90 years of FFA traditions while looking forward to the organization’s future. More than 9,700 Kansas members will participate in National FFA week activities at local, state and national levels. These members have a passion for agriculture, Kansas’ largest industry. Our programs are found in both rural and urban areas of Kansas with chapters being located in or very near the cities of Colby, Garden City, Hays, Hutchinson, Lawrence, Manhattan, Newton, Pittsburg, Salina, Topeka and Wichita. FFA members can be found in 103 of the 105 counties across Kansas.

Look around, you will see FFA members volunteering for a cause, promoting hunger-

awareness initiatives and educating the public about premier leadership, personal growth and career success they are experiencing because of their involvement in Agricultural Education & FFA.

Over 90 years, agricultural education, the National FFA Organization and the Kansas FFA Association have grown and adapted with the changing times so as to aid members in continuing to be career ready and successful for a lifetime. Programming continues to be adjusted and developed to remain relevant in today's society by expanding agricultural opportunities encompassing science, business and technology, in addition to production farming and ranching.

The Kansas FFA Association is led by the state officer team - six students who are all currently attending Kansas State University.

2018-19 State FFA Officer Team

Max Harman from Inman, a freshman majoring in Biochemistry

Michael Dowd from Spring Hill, a freshman majoring in Animal Sciences & Industry

Scuyler Zenger from Washington, a freshman majoring in Food Science and Industry

Kristin Isle from Coffeyville, a sophomore majoring in Biology

Miranda Depenbusch from Udall, a freshman majoring in Agricultural Education

Garrett Craig from Clay Center, a freshman majoring in Agricultural Education

A new team of state FFA officers will be elected at the 91st Kansas FFA Convention at the closing session of the convention on May 31. You are welcome to join us at this celebratory convention held on the Kansas State University campus May 29-31.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2367, AN ACT concerning transportation; relating to new road construction or bridge improvement plans; authorizing transfers from the state general fund to the local ad valorem tax reduction fund and county and city revenue sharing fund if certain conditions are met; amending K.S.A. 2018 Supp. 79-2959 and 79-2964 and repealing the existing sections, by Committee on Taxation.

HB 2368, AN ACT concerning property taxation; relating to cities and counties; approval of budgets and exception from election for transportation construction projects; amending K.S.A. 2018 Supp. 79-2925c and repealing the existing section, by Committee on Taxation.

HB 2369, AN ACT concerning transportation; relating to toll projects; authorizing the secretary of transportation to designate or construct toll projects; changing toll project financing requirements; amending K.S.A. 68-2002, 68-2004, 68-2008, 68-20,120 and 68-2301 and repealing the existing sections, by Committee on Taxation.

HB 2370, AN ACT concerning motor fuels tax; relating to rates and trip permits; amending K.S.A. 2018 Supp. 79-3492b, 79-34,118 and 79-34,141 and repealing the existing sections, by Committee on Taxation.

HB 2371, AN ACT regulating traffic; relating to oversize or overweight vehicles; permit fees; amending K.S.A. 2018 Supp. 8-1911 and repealing the existing section, by Committee on Taxation.

HB 2372, AN ACT concerning motor vehicles; relating to registration fees; electric and hybrid vehicles; amending K.S.A. 2018 Supp. 8-143 and repealing the existing

section, by Committee on Taxation.

HB 2373, AN ACT concerning transportation; providing for a transportation planning program; amending K.S.A. 68-2316 and repealing the existing section, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Children and Seniors: **HB 2359, HB 2360, HB 2361.**

Commerce, Labor and Economic Development: **HB 2354, HB 2355, HB 2356.**

Federal and State Affairs: **SCR 1606.**

Financial Institutions and Pensions: **HB 2363.**

Health and Human Services: **HB 2357, HB 2358.**

Judiciary: **SB 18.**

Rural Revitalization: **HB 2366.**

Transportation: **HB 2364, SB 39.**

Veterans and Military: **HB 2362, HB 2365.**

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Dietrich, **HR 6011**, as follows, was introduced and adopted:

By Representative Dietrich

HR 6011—A RESOLUTION honoring Washburn Rural high school for being named the 2018 National Performing Arts School of Excellence.

WHEREAS, On September 17, 2018, Washburn Rural high school was announced as the recipient of the highly prestigious National Performing Arts School of Excellence Award. Washburn Rural was selected by the National Federation of State High School Associations (NFHS), in conjunction with the Kansas State High School Activities Association (KSHSAA); and

WHEREAS, On September 28, 2018, Dr. James Weaver, director of performing arts and sports for NFHS, presented the award to Washburn Rural principal, Ed Raines, and the school's performing arts staff; and

WHEREAS, Annually, the National Performing Arts School of Excellence Award is presented to one high school, nationwide, in conjunction with National High School Activities Month. To be considered, a school must demonstrate exceptional accomplishment in performing arts over a five-year period. Washburn Rural is the third school to receive such recognition since the award's inception in 2016; and

WHEREAS, Washburn Rural is described as having one of Kansas' most successful performing arts programs, and it was selected for national recognition following its recent successes in speech, debate, music, and theater. In each of the last two years, the school finished 2nd in the KSHSAA state speech competition and 1st in the four-speaker state debate tournament. The school also received Superior I ratings in music competition in band in each of the last four years, and in choir and orchestra in each of the last five years; and

WHEREAS, A fine arts curriculum is an important aspect of a child's education and deserves to be recognized as such: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor Washburn Rural high school for being named the 2018 National Performing Arts School of Excellence. We applaud Washburn Rural students and staff for their success in the fine arts and wish them continued achievement and happiness in the future; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send one enrolled copy of this resolution to Representative Dietrich.

INTRODUCTION OF GUESTS

There being no objection, the following remarks by Rep. Dietrich are spread upon the Journal:

It is my honor to introduce you to a truly outstanding group of teachers and administrators from Washburn Rural High School right here in Topeka who received the award for the **2018 National Performing Arts School of Excellence**. This award is given to only one

School in the nation each year. The performing arts award encompasses band, orchestra, vocal music, art, theater, dance, speech and debate.

Performing arts are such a valuable part of a student's education. It requires a huge commitment of both time and motivation on a student's part to embrace the performing arts aspect of their high school experience. It teaches them discipline, time management, the value of practice making something perfect, and then the absolute joy of finding success in all of that hard work.

Performing arts programming increases a student's confidence, teaches them how to think creatively, analyze complex issues, convey their thought and emotions in distinctive ways, collaborate with others to achieve something great and it all ends up enriching not only their school experience, but their future success as a thriving, happy, contributing adult.

I would like to introduce the performing arts teachers at WashburnRural High School and the administrators who are here with me today and to say, "Thank you," for making a positive difference in the lives of your students.

Mr. Speaker and fellow Representatives, I present to you:

- **Luke Chaffee:** Director of Bands
- **Mike Mills:** Director of Choral Activities
- **David Ohse:** Orchestra Conductor
- **Maeghan Bishop:** Director of Theatre
- **Rob Owens:** Technical Theatre Director
- **Jenny Tiller:** Coach, WRHS Dancin' Blues
- **Tim Ellis and Cindy Burgett:** Debate Coaches
- **Melissa Sauls and Chris Exum:** Asst. Director of Bands
- **Qiyao Marcus,** Choral Accompanist
- **Ed Raines, Principal,** Washburn Rural High School
- **Penny Lane,** Activities and Athletic Director
- **Dr. Scott McWilliams,** Superintendent

Please join me in applauding Washburn Rural High School, the National Performing Arts School of Excellence.

CONSENT CALENDAR

No objection was made to **HB 2070, HB 2123, HB 2143, HB 2199** appearing on the Consent Calendar for the first day.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2085** be amended on page 1, in line 33, by striking "For a period of one year from the date of forfeiture" and inserting "As long as the capacity of the district's facilities permits"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2118** be amended on page 1, by striking all in lines 21 through 26; in line 29, after the second comma by inserting "or an educational institution, municipal university, institute of technology, community college or technical college within the meaning of those terms as defined in K.S.A. 74-3201b, and amendments thereto, but located in or established under the laws of another state"; in line 31, by striking all before "regional"; also in line 31, after "body" by inserting ", the engineering accreditation commission of the accreditation board for engineering and technology (ABET) or the federal aviation administration";

On page 2, in line 6, after "(ABET)" by inserting ", the federal aviation administration"; also in line 6, by striking all after "or"; in line 7, by striking all before "and" and inserting "a regional accrediting body"; in line 9, by striking "as" and inserting "within the meaning of"; in line 10, by striking "are" and inserting "as"; also in line 10, by striking "72-4412" and inserting "74-32,407"; also in line 10, by striking "which" and inserting "whether a state or out-of-state program that"; in line 13, after "enrollment" by inserting ", program specific course fees"; in line 16, after "fees" by inserting ", other than program specific course fees,";

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

Also on page 2, in line 32, by striking all after "program"; in line 33, by striking "Kansas"; by striking all in lines 37 through 43;

On page 3, by striking all in lines 1 through 7; in line 27, by striking "4" and inserting "3"; in line 32, by striking "4" and inserting "3"; in line 34, by striking "4" and inserting "3"; in line 37, by striking "4" and inserting "3";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2101** be amended on page 2, in line 11, before the first "and" by inserting ", which shall not be less than three each,";

On page 27, in line 39, by striking "or federal credit union"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2125, HB 2127** be passed.

Committee on **Transportation** recommends **HB 2071** be amended on page 3, following line 7, by inserting:

"Sec. 2. (a) On and after January 1, 2020, any owner or lessee of one or more passenger vehicles or trucks registered for a gross weight of 20,000 pounds or less, who is a resident of Kansas, upon compliance with the provisions of this section, may be issued one alpha kappa alpha license plate for each such passenger vehicle or truck. Such license plates shall be issued for the same time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and

amendments thereto, and either the payment to the county treasurer of the logo use royalty payment established by alpha kappa alpha or the presentation of the annual logo use authorization statement provided for in subsection (b).

(b) Alpha kappa alpha may authorize the use of its logo to be affixed on license plates as provided by this section. Any royalty payment received pursuant to this section shall be used to support alpha kappa alpha. Any motor vehicle owner or lessee annually may apply to alpha kappa alpha for the use of such logo. Upon payment to either: (1) Alpha kappa alpha in an amount of not less than \$25 nor more than \$100 as a logo use royalty payment for each license plate to be issued, alpha kappa alpha shall issue to the motor vehicle owner or lessee, without further charge, a logo use authorization statement, which shall be presented by the motor vehicle owner or lessee at the time of registration; or (2) the county treasurer of the logo use royalty payment for each license plate to be issued.

(c) Any applicant for a license plate authorized by this section may make application for such plates not less than 60 days prior to such person's renewal of registration date, on a form prescribed and furnished by the director of vehicles, and any applicant for such license plate shall either provide the annual logo use authorization statement provided for in subsection (b) or pay to the county treasurer the logo use royalty payment established by alpha kappa alpha. Application for registration of a passenger vehicle or truck and issuance of the license plate under this section shall be made by the owner or lessee in a manner prescribed by the director of vehicles upon forms furnished by the director.

(d) No registration or license plate issued under this section shall be transferable to any other person.

(e) The director of vehicles may transfer the alpha kappa alpha license plates from a leased vehicle to a purchased vehicle.

(f) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection (a), in the manner prescribed in K.S.A. 8-132(b), and amendments thereto. No renewal of registration shall be made to any applicant until such applicant either provides to the county treasurer either the annual logo use authorization statement provided for in subsection (b) or the payment of the logo use royalty payment as established by alpha kappa alpha. If such logo use authorization statement is not presented at the time of registration or faxed by alpha kappa alpha, or the annual logo use royalty payment is not made to the county treasurer at the time of registration, the applicant shall be required to comply with K.S.A. 8-143, and amendments thereto, and return the license plate to the county treasurer of such person's residence.

(g) Alpha kappa alpha shall:

(1) Pay the initial cost of design for license plates authorized by this section; and
(2) provide to all county treasurers an electronic mail address or toll-free telephone number where applicants can call alpha kappa alpha for information concerning the application process or the status of their license plate application.

(h) Alpha kappa alpha, with the approval of the director of vehicles and subject to the availability of materials and equipment, shall design a plate to be issued under the provisions of this section.

(i) As a condition of receiving the alpha kappa alpha license plate and any subsequent registration renewal of such plate, the applicant must provide consent to the

division authorizing the division's release of motor vehicle record information, including the applicant's name, address, logo use royalty payment amount, plate number and vehicle type to alpha kappa alpha and the state treasurer.

(j) Annual logo use royalty payments collected by county treasurers under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance the state treasurer shall deposit the entire amount in the state treasury to the credit of the alpha kappa alpha royalty fund, which is hereby created in the state treasury and shall be administered by the state treasurer. All expenditures from the alpha kappa alpha royalty fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or the state treasurer's designee. Payments from the alpha kappa alpha royalty fund to the appropriate designee of alpha kappa alpha shall be made on a monthly basis.

Sec. 3. (a) On and after January 1, 2020, any owner or lessee of one or more passenger vehicles or trucks registered for a gross weight of 20,000 pounds or less, who is a resident of Kansas, upon compliance with the provisions of this section, may be issued one knights of Columbus license plate for each such passenger vehicle or truck. Such license plates shall be issued for the same time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto, and either the payment to the county treasurer of the logo use royalty payment established by the knights of Columbus Kansas state council or the presentation of the annual logo use authorization statement provided for in subsection (b).

(b) The knights of Columbus Kansas state council may authorize the use of its logo to be affixed on license plates as provided by this section. Any royalty payment received pursuant to this section shall be used to support the knights of Columbus Kansas state council. Any motor vehicle owner or lessee annually may apply to the knights of Columbus Kansas state council for the use of such logo. Upon annual application and payment to either: (1) The knights of Columbus Kansas state council in an amount of not less than \$25 nor more than \$100 as a logo use royalty payment for each license plate to be issued, the knights of Columbus Kansas state council shall issue to the motor vehicle owner or lessee, without further charge, a logo use authorization statement, which shall be presented by the motor vehicle owner or lessee at the time of registration; or (2) the county treasurer of the logo use royalty payment for each license plate to be issued.

(c) Any applicant for a license plate authorized by this section may make application for such plates not less than 60 days prior to such person's renewal of registration date, on a form prescribed and furnished by the director of vehicles, and any applicant for such license plate shall either provide the annual logo use authorization statement provided for in subsection (b) or pay to the county treasurer the logo use royalty payment established by the knights of Columbus Kansas state council. Application for registration of a passenger vehicle or truck and issuance of the license plate under this section shall be made by the owner or lessee in a manner prescribed by the director of vehicles upon forms furnished by the director.

(d) No registration or license plate issued under this section shall be transferable to any other person.

(e) The director of vehicles may transfer the knights of Columbus license plates

from a leased vehicle to a purchased vehicle.

(f) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection (a), in the manner prescribed in K.S.A. 8-132(b), and amendments thereto. No renewal of registration shall be made to any applicant until such applicant either provides to the county treasurer either the annual logo use authorization statement provided for in subsection (b) or the payment of the logo use royalty payment as established by the knights of Columbus Kansas state council. If such logo use authorization statement is not presented at the time of registration or faxed by the knights of Columbus Kansas state council, or the annual logo use royalty payment is not made to the county treasurer at the time of registration, the applicant shall be required to comply with K.S.A. 8-143, and amendments thereto, and return the license plate to the county treasurer of such person's residence.

(g) The knights of Columbus Kansas state council shall:

(1) Pay the initial cost of design for license plates authorized by this section; and
(2) provide to all county treasurers an electronic mail address or toll-free telephone number where applicants can call the knights of Columbus Kansas state council for information concerning the application process or the status of their license plate application.

(h) The knights of Columbus Kansas state council, with the approval of the director of vehicles and subject to the availability of materials and equipment, shall design a plate to be issued under the provisions of this section.

(i) As a condition of receiving the knights of Columbus license plate and any subsequent registration renewal of such plate, the applicant must provide consent to the division authorizing the division's release of motor vehicle record information, including the applicant's name, address, logo use royalty payment amount, plate number and vehicle type to knights of Columbus Kansas state council and the state treasurer.

(j) Annual logo use royalty payments collected by county treasurers under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the knights of Columbus royalty fund, which is hereby created in the state treasury and shall be administered by the state treasurer. All expenditures from the knights of Columbus royalty fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or the state treasurer's designee. Payments from the knights of Columbus royalty fund to the appropriate designee of the knights of Columbus Kansas state council shall be made on a monthly basis.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "educator" by inserting ", alpha kappa alpha and knights of Columbus"; also in line 2, by striking "plate" and inserting "plates"; and the bill be passed as amended.

Committee on **Veterans and Military** recommends **HB 2037** be amended on page 1, following line 15, by inserting:

"New Sec. 2. On and after the effective date of this section, section 64 of chapter 109 of the 2018 Session Laws of Kansas shall be null and void and shall have no force and effect.";

And by renumbering sections accordingly; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Wolfe Moore to replace Rep. Murnan on Committee on Health and Human Services on February 18, 2019.

Also, the appointment of Rep. Ohaebosim to replace Rep. Bishop on Committee on Health and Human Services on February 18, 2019.

Also, the appointment of Rep. Amyx to replace Rep. Warfield on Committee on Agriculture and Natural Resources Budget on February 18, 2019.

Also, the appointment of Rep. Ballard to replace Rep. Stogsdill on Committee on Education on February 18, 2019.

Also, the appointment of Rep. Ousley to replace Rep. Pittman on Committee on Transportation and Public Safety Budget on February 18, 2019.

Also, the appointment of Rep. Neighbor to replace Rep. Pittman on Committee on Transportation and Public Safety Budget on February 19, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, February 19, 2019.

Journal of the House

TWENTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 19, 2019, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Bishop and Lewis were excused on verified illness.

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

Prayer by guest chaplain, Rev. Amy Truhe, Pastor, Messiah Evangelical Lutheran Church / Bethany College, Lindsborg, and guest of Rep. Johnson:

Gracious Creator,

Today we offer our thanks for the abundance you have given us: abundant treasure, abundant hope, abundant spirit. May the work we do this day reflect the abundance you offer to us, that each of us might make decisions based on the wisdom and the insight our experience has given us. Open us to hear one another with grace, to work for common ground and healthy outcomes. We ask that as we move through today, your abiding Spirit of peace, hope, and love might imbue all that we do, to the honor and glory of all that you have created. In the Spirit of Love we pray, let it be so. Amen.

The Pledge of Allegiance was led by Rep. Probst.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2374, AN ACT concerning the attorney general; relating to persons providing certain information; increasing reward payments to such persons; amending K.S.A. 2018 Supp. 75-727 and repealing the existing section, by Committee on Appropriations.

HB 2375, AN ACT concerning the Kansas false claims act; relating to private plaintiffs maintaining actions; amending K.S.A. 2018 Supp. 75-7502, 75-7503, 75-7504, 75-7506, 75-7507 and 75-7508 and repealing the existing sections, by Committee on Appropriations.

HB 2376, AN ACT concerning birth certificates; relating to amendments to birth certificates; authorizing amendments to the registrant's sex; amending K.S.A. 65-2422c and repealing the existing section, by Committee on Federal and State Affairs.

HB 2377, AN ACT concerning optometrists and ophthalmologists; relating to liability for charitable vision screenings and donated eyeglasses; amending K.S.A. 65-1501a and 65-1504b and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2378, AN ACT concerning firearms; relating to restrictions on the possession thereof in subsidized housing rental agreements; amending K.S.A. 2018 Supp. 75-7c10 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2379, AN ACT concerning alcoholic beverages; relating to microbreweries and microdistilleries; exemption from enforcement tax levy; amending K.S.A. 2018 Supp. 41-308b and 41-354 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2380, AN ACT concerning taxation; relating to the use of a debt collection agency to collect delinquent taxes; time for payment of sales and liquor drink tax; liability of persons to collect sales or compensating use tax; amending K.S.A. 75-5140 and K.S.A. 2018 Supp. 79-3235a, 79-3607, 79-3643 and 79-41a03 and repealing the existing sections, by Committee on Taxation.

HB 2381, AN ACT concerning motor fuels tax; relating to rates and trip permits; distribution of revenues; distribution of sales and compensating use tax; amending K.S.A. 2018 Supp. 79-3492b, 79-34,118, 79-34,141, 79-34,142, 79-3620 and 79-3710 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2369**, **HB 2373**.

Taxation: **HB 2367**, **HB 2368**, **HB 2370**, **HB 2371**, **HB 2372**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Johnson, **HR 6012**, by Reps. Johnson and Concannon, as follows, was introduced and adopted:

HR 6012—A RESOLUTION honoring the 150th anniversary of Lindsborg, Kansas.

WHEREAS, February 20, 2019, marks the 150th anniversary of Lindsborg, a town in McPherson County, Kansas; and

WHEREAS, In 1868, Kansas was known as "the great American desert," as it was reported that "it never rained there" and that, upon organizing the Swedish Agricultural Company in April of 1868, Chairman John Ferm said, "If God is going to let us settle in Kansas, He will give us rain"; and

WHEREAS, After claims were filed in the general vicinity of Lindsborg in May of 1866, the Swedish Agricultural Company entered into a contract to purchase 16,000 acres of land from the Kansas Pacific Railway; and

WHEREAS, A call for settlers was sent to Sweden in December of 1868, and a promising young pastor named Dr. Olof Olsson was chosen to lead a large group of immigrants the following spring; and

WHEREAS, The site was settled on January 20, 1869, by the Swedish Agricultural Company. Thereafter, the development of the land and farming commenced; and

WHEREAS, On February 20, 1869, the Swedish Agricultural Company, with several members of the company having "Lind" in their surname, determined that "Lindsborg" would be the name of the settlement. Having fulfilled its role, the Swedish Agricultural Company was dissolved shortly thereafter; and

WHEREAS, Pastor Olof Olsson and a group of 100 Swedish immigrants from the Värmland province of Sweden arrived on June 27, 1869; and

WHEREAS, In establishing Lindsborg, the Swedish immigrants had to endure harsh weather conditions in Kansas; and

WHEREAS, Swedish King Carl XVI Gustaf visited Lindsborg during his royal tour of the United States in 1976; and

WHEREAS, Today, Lindsborg is a cultural destination, popularly known as "Little Sweden," due to its significant population of descendants of Swedish immigrants and the Swedish heritage and traditions they maintain; and

WHEREAS, Svensk Hyllningsfest is a biennial festival that celebrates Lindsborg's Swedish heritage with art and crafts, special foods, ethnic music, traditional folk dance, costumes, and other Swedish entertainment; and

WHEREAS, The Sesquicentennial Festival Committee has declared the theme "Sweden on the Plains – Living the Legacy" for its 2019 anniversary: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor Lindsborg, Kansas, on its 150th anniversary, we commend the men and women who have made Lindsborg the culturally rich town that it is today, and we honor the immigrants from the Värmland province of Sweden for settling in Lindsborg, Kansas; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send three enrolled copies of this resolution to Representative Johnson.

INTRODUCTION OF GUESTS

Reps. Johnson and Concannon introduced guests from Lindsborg and Bethany College and invited the body to enjoy events surrounding the sesquicentennial of Lindsborg.

CONSENT CALENDAR

No objection was made to **HB 2070**, **HB 2123**, **HB 2143**, **HB 2199** appearing on the Consent Calendar for the second day.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **SB 9** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2119** be amended on page 3, in line 7, by striking "all"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2188** be passed.

Committee on **Rural Revitalization** recommends **HB 2154** be passed.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Woodard to replace Rep. Henderson on Committee on General Government Budget on February 19, 2019.

Also, the appointment of Rep. Carmichael to replace Rep. Bishop on Committee on Local Government on February 20, 2019.

Also, the appointment of Rep. Finney to replace Rep. Bishop on Committee on Health and Human Services on February 20, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, February 20, 2019.

Journal of the House

TWENTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 20, 2019, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Bishop and Lewis were excused on verified illness.

Reps. Victors and Winn were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Creator God,
Thank You for bringing everyone here today safely.
Help us to listen, God, as You speak to us
in ways we often miss—
like the way you speak to us through the snow.
In the quiet after the snowfall,
You remind us to be still and know You are God.
In the beauty of the snowfall,
You remind us of Your creation.
In the nasty slush on the streets,
You remind us of the way we pollute our souls.
Even in the slight sliding of our car in the snow,
You remind us how little control we actually have.
So, in the loud and demanding noise of the world,
speak to us today;
and may we hear Your still small voice
and listen not only with our ears,
but, also with our hearts.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Humphries.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2382, AN ACT concerning certain counties; relating to the abatement of nuisances, by Committee on Federal and State Affairs.

HB 2383, AN ACT concerning the Kansas board of barbering; relating to licensure and regulation of barbers; fees; amending K.S.A. 65-1808, 65-1809, 65-1810, 65-1812,

65-1813, 65-1814, 65-1815, 65-1816, 65-1817, 65-1818, 65-1819, 65-1820a, 65-1821, 65-1822, 65-1824, 65-1825a and 74-1807 and repealing the existing sections; also repealing K.S.A. 65-1828, by Committee on Federal and State Affairs.

HB 2384, AN ACT concerning the Kansas state board of cosmetology; relating to powers, duties and functions thereof; administrative actions; regulation of certain professions; amending K.S.A. 65-1901, 65-1902, 65-1904, 65-1904b, 65-1905, 65-1906, 65-1912 and 74-2703 and repealing the existing sections, by Committee on Taxation.

HOUSE CONCURRENT RESOLUTION No. **HCR 5009**—

By Committee on Federal and State Affairs

HCR 5009—A CONCURRENT RESOLUTION making application to the Congress of the United States to call a convention for the purpose of proposing amendments to the Constitution of the United States that impose limits on the federal government.

WHEREAS, The founders of our Constitution empowered state legislators to be guardians of liberty against future abuses of power by the federal government; and

WHEREAS, The federal government has created a crushing national debt through improper and imprudent spending; and

WHEREAS, The federal government has invaded the legitimate roles of the states through the manipulative process of federal mandates, most of which are unfunded to a great extent; and

WHEREAS, The federal government has ceased to live under a proper interpretation of the Constitution of the United States; and

WHEREAS, It is the solemn duty of the states to protect the liberty of our people – particularly for the generations to come – by proposing amendments to the Constitution of the United States through a convention of the states under Article V for the purpose of restraining these and related abuses of power: Now, therefore,

Be it resolved by the Legislature of the state of Kansas, the Senate concurring therein: The legislature of the state of Kansas hereby applies to Congress, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the states limited to proposing amendments to the Constitution of the United States that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government and limit the terms of office for its officials and for members of Congress; and

Be it further resolved: This application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds of the several states have made application on the same subject; and

Be it further resolved: That the Secretary of State shall send an enrolled copy of this resolution to the President and Secretary of the United States Senate and the Speaker and the Clerk of the United States House of Representatives, to the members of the United States Senate and the United States House of Representatives from this state and to the presiding officers of each of the legislative chambers in the several states.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2374, HB 2375, HB 2377.**

Federal and State Affairs: **HB 2376, HB 2378, HB 2379.**

Taxation: **HB 2380, HB 2381.**

COMMUNICATIONS FROM STATE OFFICERS

From Derek Schmidt, Kansas Attorney General; pursuant to K.S.A. 74-7316, Fiscal Year 2018 annual report of the Crime Victims Compensation Board.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

CONSENT CALENDAR

No objection was made to **HB 2070, HB 2123, HB 2143, HB 2199** appearing on the Consent Calendar for the third day. The bills were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2070, AN ACT designating a portion of United States highway 75 as the John Armstrong memorial highway; amending K.S.A. 68-1051 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Bishop, Lewis, Victors, Winn.

The bill passed.

HB 2123, AN ACT concerning postsecondary education; relating to the Kansas national guard educational assistance act; participant qualifications; amending K.S.A. 74-32,149 and repealing the existing section, was considered on final action.

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

voting: 4.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Bishop, Lewis, Victors, Winn.

The bill passed.

HB 2143, AN ACT concerning insurance; relating to risk-based capital requirements; version of instructions in effect; amending K.S.A. 2018 Supp. 40-2c01 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Bishop, Lewis, Victors, Winn.

The bill passed.

HB 2199, AN ACT concerning health and healthcare; relating to preparation of dead bodies; cremation; documentation requirements; funeral director monthly reporting requirements; amending K.S.A. 65-1762 and 65-2426a and repealing the existing sections; also repealing K.S.A. 65-2429, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 1; Present but not voting: 0; Absent or not

voting: 4.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp.

Present but not voting: None.

Absent or not voting: Bishop, Lewis, Victors, Winn.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2097, HB 2105, HB 2125, HB 2127** be passed.

Committee report to **HB 2087** be adopted; and the bill be passed as amended.

Committee report to **HB 2104** be adopted.

Also, on motion of Rep. Hodge to amend **HB 2104**, Rep. Ralph requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Children and Seniors** recommends **HB 2103** be passed.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2006** be amended on page 1, following line 7, by inserting:

"New Section 1. (a) Under the authority of this section and the legislative post audit act, and subject to appropriations therefor, the legislative post audit committee shall direct the post auditor and the division of post audit to conduct a systematic and comprehensive review, analysis and evaluation, under the provisions of the legislative post audit act, of each economic development incentive program as identified by the legislative post audit committee pursuant to the definition of economic development incentive program in section 2, and amendments thereto.

(b) The evaluations shall be considered within the meaning of the term audit for purposes of the legislative post audit act and shall be conducted by the post auditor and

the division of legislative post audit pursuant to a schedule developed by the legislative post audit committee, such that all economic development incentive programs shall be reviewed every two years, and new economic development incentive programs shall be reviewed the year after the program commences, and then every two years thereafter. The timing and extent of the evaluations may be subject to adjustment by the legislative post audit committee in a manner consistent with the requirements of this section as necessary to conform with resources available to the post auditor in consideration of the demands of other duties under the legislative post audit act.

(c) In conducting such evaluations, the post auditor and the division of post audit shall have access to all books, accounts, records, files, documents and correspondence, confidential or otherwise, to the same extent permitted under K.S.A. 46-1106(e), and amendments thereto, and shall be subject to the same duty of confidentiality as provided by the legislative post audit act.

(d) The evaluations shall include:

- (1) A description of the economic development incentive program;
- (2) an assessment of the program's design and administration;
- (3) an estimate of the economic and fiscal impact;
- (4) a return on investment calculation for the economic development incentive program. For purposes of this paragraph, "return on investment calculation" means analyzing the cost to the state or political subdivision for providing the economic development incentive program and analyzing the benefits realized by the state or political subdivision from providing the economic development incentive program;
- (5) other information as requested by the legislative post audit committee; and
- (6) all information, after redaction, as necessary, by the post auditor to remove information confidential under state or federal law, required for publication pursuant to section 3, and amendments thereto, with respect to the program being evaluated.

(e) The post auditor shall prepare and submit a written report with respect to each evaluation to the legislative post audit committee as provided by the legislative post audit act and, in addition, shall prepare and provide any redacted information, with respect to the economic incentive program evaluated, required for publication by the secretary of commerce pursuant to section 3, and amendments thereto, to the secretary of commerce if such information is not otherwise available to the secretary of commerce.

(f) This section shall be a part of and supplemental to the legislative post audit act.";

Also on page 1, in line 8, by striking "Section 1" and inserting "Sec. 2"; also in line 8, by striking "(a)"; also in line 8, by striking "this section" and inserting "sections 2 and 3, and amendments thereto"; in line 9, by striking "(1)" and inserting "(a)"; in line 13, by striking "(2)" and inserting "(b)"; in line 14, by striking "(A)" and inserting "(1)"; in line 16, by striking "(B)" and inserting "(2)"; in line 18, by striking "(C)" and inserting "(3)"; in line 20, by striking "and"; in line 21, by striking "(D)" and inserting "(4)"; in line 26, after "thereto" by inserting ";

(5) any economic development fund, including, but not limited to, the job creation fund established by K.S.A. 74-50,224, and amendments thereto";

Also on page 1, in line 27, by striking "(3)" and inserting "(c)"; in line 31, by striking "(4)" and inserting "(d)"; in line 34, by striking "(5)" and inserting "(e)";

On page 2, in line 6, by striking "(6)" and inserting "(f)"; in line 12, before "(b)" by inserting "New Sec. 3."; also in line 12, by striking "(b)" and inserting "(a)"; in line 24, by striking "(b)" and inserting "(a)"; in line 38, after "recipient, by inserting ". Qualification criteria shall include, but not be limited to, any requirements regarding the number of jobs created or the amount of initial or annual capital improvement"; by striking all in line 39; in line 40, by striking all before "and";

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

On page 3, by striking all in lines 22 through 27 and inserting:

"(d) Except as otherwise provided in this subsection, and notwithstanding any information publication requirements listed in this section, no information shall be disclosed by the secretary of commerce under this section if such disclosure would:

- (1) Violate any federal law;
- (2) violate the confidentiality provisions of any agreement executed before July 1, 2019;
- (3) in the discretion of the secretary of commerce, be detrimental to the development of a STAR bond project or jeopardize an economic development incentive program or project; or

(4) disclose the names or other personally identifying information of individuals who have made contributions or investments pursuant to the provisions of an economic development incentive program for the purpose of receiving a tax credit.

Information that is otherwise publicly available shall not be considered confidential and shall be subject to publication as provided in this section.";

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

On page 6, in line 25, after "commerce" by inserting "that may be disclosed pursuant to the provisions of section 3, and amendments thereto,"; in line 26, by striking "1" and inserting "3";

On page 10, in line 8, after "commerce" by inserting "that may be disclosed pursuant to the provisions of section 3, and amendments thereto,"; in line 9, by striking "1" and inserting "3";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "to" by inserting "economic development incentive program evaluations by legislative post audit,"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2201** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Judiciary** recommends **HB 2290** be amended on page 1, in the title, in line 2, by striking "compensating" and inserting "compensation"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2136** be passed.

Committee on **Transportation** recommends **HB 2179** be passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2385, AN ACT designating the polka as the official state dance of Kansas, by Committee on Federal and State Affairs.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Clark to replace Rep. Seiwert on Committee on Agriculture on February 20, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, February 21, 2019.

Journal of the House

TWENTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 21, 2019, 11:00 a.m.

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

The roll was called with 117 members present.

Reps. Bishop, Carmichael, Lewis and Victors were excused on verified illness.

Rep. Francis was excused on legislative business.

Reps. Barker, Helmer and Vickrey were excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. Keith Hines, Associate Minister, St. James Missionary Baptist Church, Wichita, and guest of Rep. Finney:

Dear Heavenly Father!!!

Lord you have been our dwelling Place in all Generations , before the mountains were brought forth, or ever you had formed the earth and the world, from everlasting to everlasting you are God. Psalms 90: 1-2

We need you now more than we've ever needed you before. I ask you to Bless this August body with your wisdom to fit these challenging times. Help our Legislators that are here today to start a fresh sense of urgency. We are conscious of our Inadequacies to sit in the seat of Judgment. To balance the scales of Justice, and to respond with equity. To the multiple calls of Humanity, we pray your guidance, support and direction, and in the words of Abraham Lincoln to honor the soldiers that sacrificed their lives in order that " Government of the people, by people, for the people, shall not perish from the earth."

I pray your richest Blessing upon this Kansas House of Representatives and The Officers of the state of Kansas, this your servant prayer In Jesus name I ask Amen.

If my people, which are called by my name shall humble themselves, and pray and seek my face, and turn from their wicked ways; then will I hear from heaven, and will forgive their sins and will heal their land. 2 Chronicles 7:14

The Pledge of Allegiance was led by Rep. Waggoner.

INTRODUCTION OF GUESTS

There being no objection the following remarks of Rep. Horn are spread upon the Journal:

Afterschool, before-school and summer learning opportunities help keep Kansas youth safe, inspire them to learn and support working families.

Afterschool and summer learning programs prepare young people for the jobs of tomorrow by helping them build the skills they need to succeed in the workplace, and give parents peace of mind, because they know their kids are safe, learning and having fun.

More than 70,000 students in Kansas participate in afterschool programs, yet 132,000 more would participate in a program if one were available. For every one student enrolled in a program, two are waiting to get in. This increases in rural areas: for every one student enrolled, three are waiting to get into a program.

Investing in these programs will help build Kansas' future workforce and ensure that our businesses can succeed and grow.

Kansas Regional Afterschool Ambassadors here with me today are working hard to create and sustain these wonderful out of school opportunities for youth in their communities.

The guests here today are the talented staff and students benefited by these programs. Please visit their booth today on the 2nd floor to learn more about the Kansas Enrichment Network and meet these wonderful Afterschool Ambassadors and youth they serve.

Please join me in thanking them for the work they do in our Kansas communities.

INTRODUCTION OF GUESTS

There being no objection the following remarks of Rep. Wasinger are spread upon the Journal:

Today it is my honor to recognize the Fort Hays State University Shotgun team for winning the 2018 Scholastic Clay Target Program College Division II National Championship held recently in Marengo, Ohio. They also placed high across all Divisions, led by Coach Dr. Duane Shepherd. Individuals recognized with high overall scores in the male division were Austin Svoboda with 588 points out of 600 and in the female division Heather Gordon with 544 points out of 600. The team also earned 1st place in trap with 988 out of 1,000; 1st place in skeet with 989 out of 1000; and tied for 1st place in sporting clays with 919 out of 1,000. Individual honors were: Jenny Schoenecker 1st in ladies sporting clays; Heather Gordon 2nd in ladies skeet; Austin Svoboda 1st in trap, 2nd in skeet, and 3rd in sporting clays; Jake Whipple 2nd in skeet and Riley Ross 3rd in trap. Additional honors earned HOA at the FHSU Collegiate Shoot; the Five State Prairie Circuit Conference Championship; the Bulldog Invitational - Concordia University, Nebraska; the Bronco Invitational - Hastings College, Nebraska; and the ACUI Super Shoot in Tillar, Arkansas. Super Shoots consist of both American and Olympic events.

They also earned HOA honors at the ACUI Lower East Coast Conference

Championship held Feb. 2nd and 3rd, 2019.

Team members include Brock Burton, Blake Craig, Josh Crankshaw, Katie Dettmann, Will Duloher, Gus Dunbar, Cody Escritt, Heather Gordon, Luke Heinzen, Colton Lashley, Jerrod Lies, Hank McVeigh, Keegan Morgan, Wyatt Pursell, Riley Ross, Michael Saint, Jenny Schoenecker, Hunter Secrest, Lane Sorensen, Ryan St. Peters, Austin Svoboda, Cordell Waggoner, Jake Whipple, Cole Ziegelmeier, Jay Ziegelmeier, Haily Zulkoski along with Coach Duane Shepherd. Honoring them today is the President of Fort Hays State University, Dr. Tisa Mason.

Rep. Wasinger presented the team with a framed House certificate in honor of their achievements.

INTRODUCTION OF GUESTS

There being no objection the following remarks of Rep. Winn are spread upon the Journal:

I would like to invite any legislator that is a member of the Kansas African American Legislative Caucus to join me.

On behalf of the Kansas African American Legislative Caucus and the Kansas Quad-Caucus, in cooperation with the Black Leadership Council, in honor of Kansas Black Legislative Day - I would like to extend a warm, heartfelt welcome to the Kansas Black Farmers Association, the NAACP Youth, the Delta Sigma Theta Sorority, the Alpha Kappa Alpha Sorority, and the Kansas African American Affairs Commission. Please join me in welcoming them to the Kansas House of Representatives.

Today, I would like to honor them for their strong leadership and advocacy for our communities. They will be visiting with legislators later today, and I hope my colleagues will be available.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2386, AN ACT concerning taxation; relating to the local ad valorem tax reduction fund; distribution to political subdivisions; amending K.S.A. 2018 Supp. 79-2959 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Appropriations: **HB 2382**, **HB 2383**.

Federal and State Affairs: **HB 2385**, **HCR 5009**.

Taxation: **HB 2384**.

MESSAGES FROM THE SENATE

Announcing passage of **SB 17**, **SB 25**, **SB 28**, **SB 32**, **SB 40**, **SB 41**, **SB 66**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 17, **SB 25**, **SB 28**, **SB 32**, **SB 40**, **SB 41**, **SB 66**

CONSENT CALENDAR

No objection was made to **HB 2201** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2087, AN ACT concerning motor vehicles; relating to windshields and windows; installation of light screening material; amending K.S.A. 2018 Supp. 8-1749a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 1; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, French, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Frownfelter.

Present but not voting: None.

Absent or not voting: Barker, Bishop, Carmichael, Francis, Helmer, Lewis, Vickrey, Victors.

The bill passed, as amended.

HB 2097, AN ACT concerning county jails; relating to cost of keeping civil prisoners; amending K.S.A. 19-1909 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 1; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Barker, Bishop, Carmichael, Francis, Helmer, Lewis, Vickrey, Victors.

The bill passed.

HB 2104, AN ACT concerning driving under the influence; relating to testing; notice; preliminary screening; amending K.S.A. 2018 Supp. 8-1001, 8-1012, 8-2118 and 75-712h and repealing the existing sections; also repealing K.S.A. 2018 Supp. 8-1025, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Bishop, Carmichael, Francis, Helmer, Lewis, Vickrey, Victors.

The bill passed, as amended.

HB 2105, AN ACT concerning business entities; relating to limited liability companies; Kansas revised limited liability company act; business entity standard treatment act; amending K.S.A. 17-76,135 and 17-76,138 and K.S.A. 2018 Supp. 17-7662, 17-7663, 17-7673, 17-7675, 17-7675, as amended by section 16 of this act, 17-7679, 17-7679, as amended by section 18 of this act, 17-7680, 17-7680, as amended by section 20 of this act, 17-7681, 17-7687, 17-7689, 17-7690, 17-7695, 17-7698, 17-76,106, 17-76,112, 17-76,113, 17-76,114, 17-76,116, 17-76,118, 17-76,136, 17-76,136, as amended by section 35 of this act, 17-76,139, 17-76,143, 17-76,145, 17-76,146, 17-7904, 17-7904, as amended by section 42 of this act, 17-7915, 17-7916, 17-7918, 17-7923, 17-7929, 17-7933, 60-304, 84-1-201 and 84-9-102 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland,

Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Bishop, Carmichael, Francis, Helmer, Lewis, Vickrey, Victors.

The bill passed.

HB 2125, AN ACT concerning drivers' licenses; relating to the operation of a motor vehicle; requiring licensees to promptly deliver driver's license upon demand; amending K.S.A. 8-244 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 2; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Houser, Pittman.

Present but not voting: None.

Absent or not voting: Barker, Bishop, Carmichael, Francis, Helmer, Lewis, Vickrey, Victors.

The bill passed.

HB 2127, AN ACT concerning motor vehicles; relating to trucks and truck tractors; eliminating requirement to mark certain vehicles; amending K.S.A. 2018 Supp. 8-143c and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland,

Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Bishop, Carmichael, Francis, Helmer, Lewis, Vickrey, Victors.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that **SB 9** be passed.

Committee report to **HB 2085** be adopted; and the bill be passed as amended.

Committee report to **HB 2007** be adopted.

Also, on motion of Rep. Blake Carpenter, to amend **HB 2007**, Rep. Frownfelter requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Also, on further motion of Rep. Blake Carpenter to amend **HB 2007**, the motion was withdrawn, and **HB 2007** be passed as amended.

HB 2071 be passed over and retain a place on the calendar.

Committee report to **HB 2101** be adopted; and the bill be passed as amended.

Committee report to **HB 2119** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2215** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2147**, **HB 2174** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2073** be amended on page 1, in line 10, by striking all after "(1)"; by striking all in line 11; in line 12, by striking "(2)"; in line 33, by striking "or (a)(2)"; in line 35, after "subsection" by inserting "(a)(2) or"; also in line 35, by striking "or (a)(4)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2208** be amended on page 7, following line 8, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 22-4906 is hereby amended to read as follows: 22-4906. (a) (1) Except as provided in subsection (c), if convicted of any of the following offenses, an offender's duration of registration shall be, if confined, 15 years after the date of parole, discharge or release, whichever date is most recent, or, if not confined, 15 years from the date of conviction:

(A) Sexual battery, as defined in K.S.A. 21-3517, prior to its repeal, or K.S.A. 2018 Supp. 21-5505(a), and amendments thereto;

(B) adultery, as defined in K.S.A. 21-3507, prior to its repeal, or K.S.A. 2018 Supp. 21-5511, and amendments thereto, when one of the parties involved is less than 18 years of age;

(C) promoting the sale of sexual relations, as defined in K.S.A. 2018 Supp. 21-6420, and amendments thereto;

(D) patronizing a prostitute, as defined in K.S.A. 21-3515, prior to its repeal, or K.S.A. 2018 Supp. 21-6421, prior to its amendment by section 18 of chapter 120 of the 2013 Session Laws of Kansas on July 1, 2013, when one of the parties involved is less than 18 years of age;

(E) lewd and lascivious behavior, as defined in K.S.A. 21-3508, prior to its repeal, or K.S.A. 2018 Supp. 21-5513, and amendments thereto, when one of the parties involved is less than 18 years of age;

(F) capital murder, as defined in K.S.A. 21-3439, prior to its repeal, or K.S.A. 2018 Supp. 21-5401, and amendments thereto;

(G) murder in the first degree, as defined in K.S.A. 21-3401, prior to its repeal, or K.S.A. 2018 Supp. 21-5402, and amendments thereto;

(H) murder in the second degree, as defined in K.S.A. 21-3402, prior to its repeal, or K.S.A. 2018 Supp. 21-5403, and amendments thereto;

(I) voluntary manslaughter, as defined in K.S.A. 21-3403, prior to its repeal, or K.S.A. 2018 Supp. 21-5404, and amendments thereto;

(J) involuntary manslaughter, as defined in K.S.A. 21-3404, prior to its repeal, or K.S.A. 2018 Supp. 21-5405(a)(1), (a)(2) or (a)(4), and amendments thereto;

(K) criminal restraint, as defined in K.S.A. 21-3424, prior to its repeal, or K.S.A. 2018 Supp. 21-5411, and amendments thereto, except by a parent, and only when the victim is less than 18 years of age;

(L) sexual extortion, as defined in section 1, and amendments thereto, when one of the parties involved is less than 18 years of age;

(M) any act which has been determined beyond a reasonable doubt to have been sexually motivated, unless the court, on the record, finds that the act involved non-forceful sexual conduct, the victim was at least 14 years of age and the offender was not more than four years older than the victim;

~~(N)~~(N) conviction of any person required by court order to register for an offense not otherwise required as provided in the Kansas offender registration act;

~~(O)~~(O) conviction of any person felony and the court makes a finding on the record that a deadly weapon was used in the commission of such person felony;

~~(P)~~(P) unlawful manufacture or attempting such of any controlled substance or controlled substance analog, as defined in K.S.A. 65-4159, prior to its repeal, K.S.A. 2010 Supp. 21-36a03, prior to its transfer, or K.S.A. 2018 Supp. 21-5703, and amendments thereto;

~~(Q)~~(Q) possession of ephedrine, pseudoephedrine, red phosphorus, lithium metal,

sodium metal, iodine, anhydrous ammonia, pressurized ammonia or phenylpropanolamine, or their salts, isomers or salts of isomers with intent to use the product to manufacture a controlled substance, as defined by K.S.A. 65-7006(a), prior to its repeal, K.S.A. 2010 Supp. 21-36a09(a), prior to its transfer, or K.S.A. 2018 Supp. 21-5709(a), and amendments thereto;

~~(R)~~(R) K.S.A. 65-4161, prior to its repeal, K.S.A. 2010 Supp. 21-36a05(a)(1), prior to its transfer, or K.S.A. 2018 Supp. 21-5705(a)(1), and amendments thereto; or

~~(S)~~(S) any attempt, conspiracy or criminal solicitation, as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2018 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an offense defined in this subsection.

(2) Except as otherwise provided by the Kansas offender registration act, the duration of registration terminates, if not confined, at the expiration of 15 years from the date of conviction. Any period of time during which any offender is incarcerated in any jail or correctional facility or during which the offender does not comply with any and all requirements of the Kansas offender registration act shall not count toward the duration of registration.

(b) (1) Except as provided in subsection (c), if convicted of any of the following offenses, an offender's duration of registration shall be, if confined, 25 years after the date of parole, discharge or release, whichever date is most recent, or, if not confined, 25 years from the date of conviction:

(A) Criminal sodomy, as defined in K.S.A. 21-3505(a)(1), prior to its repeal, or K.S.A. 2018 Supp. 21-5504(a)(1) or (a)(2), and amendments thereto, when one of the parties involved is less than 18 years of age;

(B) indecent solicitation of a child, as defined in K.S.A. 21-3510, prior to its repeal, or K.S.A. 2018 Supp. 21-5508(a), and amendments thereto;

(C) electronic solicitation, as defined in K.S.A. 21-3523, prior to its repeal, or K.S.A. 2018 Supp. 21-5509, and amendments thereto;

(D) aggravated incest, as defined in K.S.A. 21-3603, prior to its repeal, or K.S.A. 2018 Supp. 21-5604(b), and amendments thereto;

(E) indecent liberties with a child, as defined in K.S.A. 21-3503, prior to its repeal, or K.S.A. 2018 Supp. 21-5506(a), and amendments thereto;

(F) unlawful sexual relations, as defined in K.S.A. 21-3520, prior to its repeal, or K.S.A. 2018 Supp. 21-5512, and amendments thereto;

(G) sexual exploitation of a child, as defined in K.S.A. 21-3516, prior to its repeal, or K.S.A. 2018 Supp. 21-5510, and amendments thereto, if the victim is 14 or more years of age but less than 18 years of age;

(H) aggravated sexual battery, as defined in K.S.A. 21-3518, prior to its repeal, or K.S.A. 2018 Supp. 21-5505(b), and amendments thereto;

(I) promoting prostitution, as defined in K.S.A. 21-3513, prior to its repeal, or K.S.A. 2018 Supp. 21-6420, prior to its amendment by section 17 of chapter 120 of the 2013 Session Laws of Kansas on July 1, 2013, if the person selling sexual relations is 14 or more years of age but less than 18 years of age; or

(J) any attempt, conspiracy or criminal solicitation, as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2018 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an offense defined in this subsection.

(2) Except as otherwise provided by the Kansas offender registration act, the duration of registration terminates, if not confined, at the expiration of 25 years from

the date of conviction. Any period of time during which any offender is incarcerated in any jail or correctional facility or during which the offender does not comply with any and all requirements of the Kansas offender registration act shall not count toward the duration of registration.

(c) Upon a second or subsequent conviction of an offense requiring registration, an offender's duration of registration shall be for such offender's lifetime.

(d) The duration of registration for any offender who has been convicted of any of the following offenses shall be for such offender's lifetime:

(1) Rape, as defined in K.S.A. 21-3502, prior to its repeal, or K.S.A. 2018 Supp. 21-5503, and amendments thereto;

(2) aggravated indecent solicitation of a child, as defined in K.S.A. 21-3511, prior to its repeal, or K.S.A. 2018 Supp. 21-5508(b), and amendments thereto;

(3) aggravated indecent liberties with a child, as defined in K.S.A. 21-3504, prior to its repeal, or K.S.A. 2018 Supp. 21-5506(b), and amendments thereto;

(4) criminal sodomy, as defined in K.S.A. 21-3505(a)(2) or (a)(3), prior to its repeal, or K.S.A. 2018 Supp. 21-5504(a)(3) or (a)(4), and amendments thereto;

(5) aggravated criminal sodomy, as defined in K.S.A. 21-3506, prior to its repeal, or K.S.A. 2018 Supp. 21-5504(b), and amendments thereto;

(6) aggravated human trafficking, as defined in K.S.A. 21-3447, prior to its repeal, or K.S.A. 2018 Supp. 21-5426(b), and amendments thereto;

(7) sexual exploitation of a child, as defined in K.S.A. 21-3516, prior to its repeal, or K.S.A. 2018 Supp. 21-5510, and amendments thereto, if the victim is less than 14 years of age;

(8) promoting prostitution, as defined in K.S.A. 21-3513, prior to its repeal, or K.S.A. 2018 Supp. 21-6420, prior to its amendment by section 17 of chapter 120 of the 2013 Session Laws of Kansas on July 1, 2013, if the person selling sexual relations is less than 14 years of age;

(9) kidnapping, as defined in K.S.A. 21-3420, prior to its repeal, or K.S.A. 2018 Supp. 21-5408(a), and amendments thereto;

(10) aggravated kidnapping, as defined in K.S.A. 21-3421, prior to its repeal, or K.S.A. 2018 Supp. 21-5408(b), and amendments thereto;

(11) commercial sexual exploitation of a child, as defined in K.S.A. 2018 Supp. 21-6422, and amendments thereto; or

(12) any attempt, conspiracy or criminal solicitation, as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2018 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an offense defined in this subsection.

(e) Any person who has been declared a sexually violent predator pursuant to K.S.A. 59-29a01 et seq., and amendments thereto, shall register for such person's lifetime.

(f) Notwithstanding any other provisions of this section, for an offender less than 14 years of age who is adjudicated as a juvenile offender for an act which if committed by an adult would constitute a sexually violent crime set forth in K.S.A. 22-4902(c), and amendments thereto, the court shall:

(1) Require registration until such offender reaches 18 years of age, at the expiration of five years from the date of adjudication or, if confined, from release from confinement, whichever date occurs later. Any period of time during which the offender is incarcerated in any jail, juvenile facility or correctional facility or during which the

offender does not comply with any and all requirements of the Kansas offender registration act shall not count toward the duration of registration;

(2) not require registration if the court, on the record, finds substantial and compelling reasons therefor; or

(3) require registration, but such registration information shall not be open to inspection by the public or posted on any internet website, as provided in K.S.A. 22-4909, and amendments thereto. If the court requires registration but such registration is not open to the public, such offender shall provide a copy of such court order to the registering law enforcement agency at the time of registration. The registering law enforcement agency shall forward a copy of such court order to the Kansas bureau of investigation.

If such offender violates a condition of release during the term of the conditional release, the court may require such offender to register pursuant to paragraph (1).

(g) Notwithstanding any other provisions of this section, for an offender 14 years of age or more who is adjudicated as a juvenile offender for an act which if committed by an adult would constitute a sexually violent crime set forth in K.S.A. 22-4902(c), and amendments thereto, and such crime is not an off-grid felony or a felony ranked in severity level 1 of the nondrug grid as provided in K.S.A. 21-4704, prior to its repeal, or K.S.A. 2018 Supp. 21-6804, and amendments thereto, the court shall:

(1) Require registration until such offender reaches 18 years of age, at the expiration of five years from the date of adjudication or, if confined, from release from confinement, whichever date occurs later. Any period of time during which the offender is incarcerated in any jail, juvenile facility or correctional facility or during which the offender does not comply with any and all requirements of the Kansas offender registration act shall not count toward the duration of registration;

(2) not require registration if the court, on the record, finds substantial and compelling reasons therefor; or

(3) require registration, but such registration information shall not be open to inspection by the public or posted on any internet website, as provided in K.S.A. 22-4909, and amendments thereto. If the court requires registration but such registration is not open to the public, such offender shall provide a copy of such court order to the registering law enforcement agency at the time of registration. The registering law enforcement agency shall forward a copy of such court order to the Kansas bureau of investigation.

If such offender violates a condition of release during the term of the conditional release, the court may require such offender to register pursuant to paragraph (1).

(h) Notwithstanding any other provisions of this section, an offender 14 years of age or more who is adjudicated as a juvenile offender for an act which if committed by an adult would constitute a sexually violent crime set forth in K.S.A. 22-4902(c), and amendments thereto, and such crime is an off-grid felony or a felony ranked in severity level 1 of the nondrug grid as provided in K.S.A. 21-4704, prior to its repeal, or K.S.A. 2018 Supp. 21-6804, and amendments thereto, shall be required to register for such offender's lifetime.

(i) Notwithstanding any other provision of law, if a diversionary agreement or probation order, either adult or juvenile, or a juvenile offender sentencing order, requires registration under the Kansas offender registration act for an offense that would not otherwise require registration as provided in K.S.A. 22-4902(a)(5), and amendments

thereto, then all provisions of the Kansas offender registration act shall apply, except that the duration of registration shall be controlled by such diversionary agreement, probation order or juvenile offender sentencing order.

(j) The duration of registration does not terminate if the convicted or adjudicated offender again becomes liable to register as provided by the Kansas offender registration act during the required period of registration.

(k) For any person moving to Kansas who has been convicted or adjudicated in an out-of-state court, or who was required to register under an out-of-state law, the duration of registration shall be the length of time required by the out-of-state jurisdiction or by the Kansas offender registration act, whichever length of time is longer. The provisions of this subsection shall apply to convictions or adjudications prior to June 1, 2006, and to persons who moved to Kansas prior to June 1, 2006, and to convictions or adjudications on or after June 1, 2006, and to persons who moved to Kansas on or after June 1, 2006.

(l) For any person residing, maintaining employment or attending school in this state who has been convicted or adjudicated by an out-of-state court of an offense that is comparable to any crime requiring registration pursuant to the Kansas offender registration act, but who was not required to register in the jurisdiction of conviction or adjudication, the duration of registration shall be the duration required for the comparable offense pursuant to the Kansas offender registration act.;

Also on page 7, in line 9, by striking "is" and inserting "and 22-4906 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "22-4902" by inserting "and 22-4906"; in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2140** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2031** be amended on page 3, in line 5, by striking "(a)"; in line 9, by striking all after "from"; by striking all in lines 10 through 43;

On page 4, by striking all in lines 1 through 15; in line 16, by striking all before the period and inserting "a heart disease, contraction of a bloodborne pathogen as provided in this subsection or disease of the lung or respiratory tract or cancer, including, but not limited to, cancer of the brain, skin, digestive system, hematological system or genitourinary system as provided in this subsection, except that in the event that the member ceases to be a contributing member by reason of a service-connected disability for a period of six months or more and then again becomes a contributing member, the provision relating to death or disability resulting from a heart disease, contraction of a bloodborne pathogen as provided in this subsection, disease of the lung or respiratory tract or cancer as provided in this subsection shall not apply until such member has again become a contributing member for a period of not less than two years or unless clear and precise evidence is presented that the heart disease, contraction of a bloodborne pathogen as provided in this subsection, disease of the lung or respiratory tract or cancer as provided in this subsection was in fact occasioned by an act of duty as a policeman or fireman. If the retirement system receives evidence to the contrary of such presumption, the burden of proof shall be on the member or other party to present evidence that such death or disability was service-connected. The provisions of this section relating to the presumption that the death or disability resulting from cancer was

service-connected shall only apply if the condition that caused the death or disability is a type of cancer that may, in general, result from exposure to heat, radiation or a known carcinogen. For purposes of this subsection, "bloodborne pathogen" includes any disease that is present in human blood and is designated as infectious or contagious by the secretary of health and environment through rules and regulations adopted pursuant to K.S.A. 65-128, and amendments thereto"; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2177, HB 2209** be passed.

Committee on **Judiciary** recommends **HB 2162, HB 2191, HB 2206, HB 2211, HB 2281** be passed.

Committee on **Local Government** recommends **HB 2135** be passed.

Committee on **Local Government** recommends **HB 2239** be amended on page 2, in line 24, after the period by inserting "The licensee shall prominently display a copy of its drinking establishment license and the approval of the common consumption area permit holder at its noncontiguous service area."; and the bill be passed as amended.

Committee on **Veterans and Military** recommends **HB 2353** be passed.

Committee on **Veterans and Military** recommends **HB 2365** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. B. Carpenter to replace Rep. Barker on Committee on Health and Human Services on February 21, 2019.

Also, the appointment of Rep. Rahjes to replace Rep. Vickrey on Committee on Education on February 21, 2019.

Also, the appointment of Rep. Humphries to replace Rep. Concannon on Committee on Appropriations on February 22, 2019.

Also, the appointment of Rep. Winn to replace Rep. Victors on Committee on Transportation on February 21, 2019.

Also, the appointment of Rep. Amyx to replace Rep. Carmichael on Committee on Corrections and Juvenile Justice on February 21, 2019.

Also, the appointment of Rep. Woodard to replace Rep. Carmichael on Committee on Judiciary on February 21, 2019.

REPORT ON ENGROSSED BILLS

HB 2087, HB 2104 reported correctly engrossed February 20, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Friday, February 22, 2019.

Journal of the House

TWENTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 22, 2019, 11:00 a.m.

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

The roll was called with 117 members present.

Reps. Bishop, Lewis and Vectors were excused on verified illness.

Reps. Concannon, Huebert, Rahjes, Sutton and Wasinger were excused on excused absence by the Speaker.

Prayer by Rep. Lynn:

Dear Heavenly Father,

I come to you today with thankfulness in my heart to be blessed for another day to do your work. May we be quick to listen, slow to speak, and do all things with gentleness and compassion. Please grant us clarity in mind and thought as we work for all Kansans today, and please give us safety as we return home to our friends and family this weekend. May we find rest in You.

It's in your beautiful name I pray, Amen.

The Pledge of Allegiance was led by Rep. Howard.

INTRODUCTION OF GUESTS

There being no objection the following remarks of Rep. Seiwert are spread upon the Journal:

Sincere commendation is offered in memory of Russell Frost, a proud father, husband and American, dedicated to his service as a military contractor for 13 years.

Russell Frost spent years in Kuwait beginning in 2004. He also spent time in Baghdad, Iraq. He was kidnapped on January 15th, 2016 and was held captive and tortured for 31 days. He was released and returned home. He passed away on November 30th, 2017.

Rep. Seiwert presented his guests Amanda Frost, Tammie Frost, Crystal Frost, Madison Frost and Brixton Thompson with a framed House certificate in honor of Russell Frost's dedication to his country.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **SB 25**.

Insurance: **SB 28, SB 32, SB 66**.

Taxation: **HB 2386**.

Transportation: **SB 17, SB 40, SB 41**.

CONSENT CALENDAR

No objection was made to **HB 2215, HB 2365** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2201** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2007, AN ACT concerning motor vehicles; relating to distinctive license plates; providing license plates for current and veteran members of the United States army, navy, marine corps, air force and coast guard; amending K.S.A. 2018 Supp. 8-1,141 and 8-1,147 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgeson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Bishop, Concannon, Huebert, Lewis, Rahjes, Sutton, Victors, Wasinger.

The bill passed, as amended.

HB 2085, AN ACT concerning rural water districts; relating to forfeited benefit units; time requirement for reinstatement of; amending K.S.A. 2018 Supp. 82a-621 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Bishop, Concannon, Huebert, Lewis, Rahjes, Sutton, Victors, Wasinger.

The bill passed, as amended.

HB 2101, AN ACT concerning financial institutions; relating to credit unions; enacting the state credit union code; amending K.S.A. 17-2201, 17-2203, 17-2204a, 17-2207, 17-2209, 17-2214, 17-2215, 17-2217, 17-2226, 17-2229, 17-2230, 17-2231 and 17-2268 and K.S.A. 2018 Supp. 17-2202, 17-2204, 17-2206, 17-2208, 17-2210, 17-2211, 17-2216, 17-2216a, 17-2219, 17-2221a, 17-2228, 17-2233, 17-2234, 17-2246 and 17-2263 and repealing the existing sections; also repealing K.S.A. 17-2224, 17-2225 and 17-2242, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 1; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Bishop, Concannon, Huebert, Lewis, Rahjes, Sutton, Victors, Wasinger.

The bill passed, as amended.

HB 2119, AN ACT concerning retirement and pensions; relating to the Kansas public

employees retirement system; powers and duties of the board of trustees; developing procedures for procurement of goods and services; making and entering into certain contracts; authorizing travel for trustees and employees of the system; amending K.S.A. 74-4909 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Bishop, Concannon, Huebert, Lewis, Rahjes, Sutton, Victors, Wasinger.

The bill passed, as amended.

SB 9, AN ACT making and concerning appropriations for the fiscal year ending June 30, 2019, for the Kansas public employees retirement system; authorizing certain transfers from the state general fund to the Kansas public employees retirement fund, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Bishop, Concannon, Huebert, Lewis, Rahjes, Sutton, Victors,

Wasinger.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **SB 9** and appreciate the majority party has recognized the importance of protecting KPERS and keeping our promises to state employees. I'm concerned this issue wasn't handled in an Appropriations Bill where we could review the impact on other state priorities. Are we assured of our ability to meet our constitutional obligation to school children across this state? Will you propose to raid the highway fund yet again? Will we have the money to address the crisis in our prison system; the crisis in child protective services; the crisis in mental health services? – JIM WARD

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2173** be amended on page 1, following line 7, by inserting:

"New Section 1. (a) It is the intent of the legislature of the state of Kansas that the implementation of the commercial industrial hemp act by the Kansas department of agriculture shall be conducted in the least restrictive manner allowed under federal law.

(b) This section shall be a part of and supplemental to the commercial industrial hemp act, K.S.A. 2018 Supp. 2-3901 et seq., and amendments thereto.";

Also on page 1, in line 8, by striking "Section 1" and inserting "Sec. 2"; in line 9, by striking "may" and inserting "shall"; in line 14, by striking all after "(b)"; in line 15, by striking all before "Such"; in line 25, by striking all after "(4)"; by striking all in lines 26 and 27; in line 28, by striking all before the third comma and inserting "subject to subsection (g)"; in line 31, after "(5)" by inserting "a procedure for the creation of documentation that a hemp producer may use to prove to any law enforcement officer that such hemp producer is authorized to engage in the cultivation, production, distribution or processing of industrial hemp for commercial purposes pursuant to this section;

(6) ";

On page 2, in line 38, after "(g)" by inserting "Any modification fee established by the department for any requested change to a license that was previously issued by the department under this section shall not exceed \$50.

(h) ";

Also on page 2, in line 40, by striking all before "act" and inserting "commercial industrial hemp"; in line 43, by striking "alternative";

On page 3, in line 1, by striking "crop" and inserting "commercial industrial hemp";

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

Also on page 3, following line 1, by inserting:

"New Sec. 3. The secretary of agriculture shall continue to accept any applications for licensure submitted under the provisions of K.S.A. 2018 Supp. 2-3902, and amendments thereto, for the 2019 growing season from March 1, 2019, through June 1, 2019.";

Also on page 3, in line 4, by striking "alternative"; in line 5, by striking "crop"; also in line 5, before "act" by inserting "commercial industrial hemp"; in line 6, by striking

"alternative crop"; also in line 6, before "act" by inserting "commercial industrial hemp"; in line 12, by striking "1" and inserting "2"; in line 19, after "(4)" by inserting ""Effective disposal" includes, but is not limited to:

(A) Destruction; or

(B) any other method of clearing industrial hemp or hemp products found to be in violation of this act that is permitted under the provisions of 7 U.S.C. § 1621 et seq. and any rules and regulations adopted thereunder.

(5) ";

Also on page 3, in line 26, by striking "1" and inserting "2";

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

Also on page 3, in line 39, before "K.S.A" by inserting "On and after July 1, 2019,";

On page 4, in line 33, by striking "act" and inserting "section"; in line 35, by striking "alternative crop"; also in line 35, by striking "act" and inserting "provisions of this section"; in line 36, after the period by inserting "Any modification fee established by the department for any requested change to a license that was previously issued by the department under this section shall not exceed \$50."; in line 37, by striking all after "(d)"; by striking all in lines 38 through 43;

On page 5, by striking all in lines 1 through 20; in line 21, by striking "(e)"; in line 22, by striking "the alternative crop"; also in line 22, by striking "act" and inserting "this section"; in line 23, after "2018" by inserting ", except that no such promulgated rule or regulation shall concern fingerprinting, background checks or the recording of license plates"; in line 23, by striking all after the period; by striking all in lines 24 through 27; in line 37, by striking "the alternative crop"; also in line 37, by striking "act" and inserting "this section"; in line 39, by striking "act" and inserting "section";

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

Also on page 5, in line 43, before "act" by inserting "research";

On page 6, in line 1, by striking "alternative crop" and inserting "commercial industrial hemp"; in line 3, by striking "alternative crop"; also in line 3, before "act" by inserting "commercial industrial hemp"; in line 8, by striking "alternative crop"; in line 9, before "act" by inserting "commercial industrial hemp"; in line 11, by striking "alternative crop"; also in line 11, before "act" by inserting "commercial industrial hemp";

On page 9, in line 39, by striking all before "act" and inserting "commercial industrial hemp";

On page 11, in line 13, by striking "alternative crop"; also on line 13, before "act" by inserting "commercial industrial hemp";

On page 14, in line 36, by striking all before "act" and inserting "commercial industrial hemp";

On page 24, in line 15, by striking "alternative crop" and inserting "commercial industrial hemp";

On page 27, in line 1, by striking "2-3902,"; following line 2, by inserting:

"Sec. 12. On and after July 1, 2019, K.S.A. 2018 Supp. 2-3902 is hereby repealed.";

Also on page 27, in line 4, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Appropriations** recommends **HB 2168** be amended in line 10, by striking all after the colon; by striking all in lines 11 through 22; in line 23, by striking all before the period and inserting "The North Half of the Southwest Quarter (N/2 SW/4) of Section Six (6), Township Thirty-five (35) South, Range Twenty-two (22) East of the 6th P.M., in Cherokee County, Kansas";

On page 2, in line 7, after "ADDITION" by inserting a comma;

Also on page 2, following line 26, by inserting:

"Sec. 2. (a) The state board of regents is hereby authorized and empowered, for and on behalf of the university of Kansas, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Douglas county, Kansas: Hillcrest Third Addition Lot 23 also 36-12-19 beginning at point on C1 Warren St (now 9th St) produced from city of Lawrence 15 chs 84 lks W of E bndry of NW $\frac{1}{4}$ 36-12-19th S08.5degW 5 chs 5 lks th E 2 chs 38 lks th N 5 chs th W 1 ch 62 lks to point beginning 1a (u09706 & u10483 combined 1992).

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of the university of Kansas.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-3043a or 75-6609, and amendments thereto.

Sec. 3. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Saline county, Kansas: A tract of land lying in the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West of the Sixth (6th) Principal Meridian in the Schilling Subdivision of Saline County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West; thence South 00°06'18"E, along the East line of said Northwest Quarter (NW/4) a distance of 598.41 feet to the centerline of existing Taxiway No. 11; thence South 89°53'26"W along the centerline of said Taxiway No. 11, a distance of 562.05 feet, thence South 00°06'34"E, a distance of 50.00 feet to the true point of beginning, said point being on the south edge of Taxiway No. 11; thence South 89°53'26"W, along the south edge of Taxiway No. 11, a distance of 600.00 feet; thence South 00°06'34"E, a distance of 600.00 feet; thence North 89°53'26"E, a distance of 600.00 feet; thence North 00°06'34"W, a distance of 500.00 feet to the true point of beginning and containing 6.89 acres more or less.

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of Kansas state university.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-3043a or 75-6609, and amendments thereto.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "university" by inserting "and the university of Kansas"; in line 3, by striking "county and" and inserting a comma; also in line 3, by striking the second "county" and inserting ", Douglas and Saline counties"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2270** be passed.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2167** be amended on page 1, in line 32, by striking the period and inserting ";

(5) the secretary of wildlife, parks and tourism may restrict the location that the transferee may hunt white tailed deer to the same area that the landowner or tenant was eligible to hunt;

(6) the number of regular landowner or tenant hunt-on-your-own-land big game permits to be transferred pursuant to the transfer system established under subsection (a) shall be limited to one per landowner or tenant; and";

On page 2, following line 2, by inserting:

"(c) The provisions of this section shall expire on January 31, 2024.";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Energy, Utilities and Telecommunications** recommends **HB 2084** be amended on page 6, in line 41, by striking "2.5%" and inserting "2.0%";

On page 17, in line 41, by striking "failure to use ordinary care, or for intentional acts" and inserting "action or inaction that constitutes gross negligence or willful and wanton misconduct"; in line 42, after "LCPA" by inserting ", PSAPs,"; also in line 42, by striking the third "and" and inserting a comma; also in line 42, after "agents" by inserting ", suppliers and subcontractors"; in line 43, by striking the second "and" and inserting a comma; also in line 43, after "agents" by inserting ", suppliers and subcontractors"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2198** be passed.

Committee on **Health and Human Services** recommends **HB 2185** be amended on page 1, in line 11, after "(b)" by inserting "(1)"; in line 15, after "includes" by inserting ": (A)"; in line 16, by striking "(1)" and inserting "(i)"; in line 20, by striking "(2)" and inserting "(ii)"; in line 22, by striking "(3)" and inserting "(iii)"; in line 23, by striking "which" and inserting "that"; in line 26, by striking "this act" and inserting "the naturopathic doctor licensure act"; also in line 26, by striking "(4)" and inserting "(iv)"; in line 27, by striking "diagnostic imaging,"; in line 29, by striking "(5)" and inserting "(v)"; also in line 29, by striking "(6)" and inserting "(vi)"; in line 30, after "acupuncture" by inserting "; and (B) ordering diagnostic imaging studies, including, but not limited to, x-ray, ultrasound, mammogram, bone densitometry, computed tomography, magnetic resonance imaging and electrocardiograms, except that

naturopathic doctors shall refer patients to an appropriately licensed and qualified healthcare professional to conduct diagnostic imaging studies and interpret the results of such studies"; in line 30, after the period by inserting:

"(2)"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2072** be passed.

Committee on **Judiciary** recommends **HB 2178** be amended on page 1, in line 12, after "(b)" by inserting ""Electric public utility" means the same as such term is defined in K.S.A. 66-101a, and amendments thereto.

(c)";

On page 2, in line 20, by striking "the operator" and inserting "an electric public utility"; also in line 20, by striking "operator's" and inserting "electric public utility's";

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

On page 4, in line 36, after "duty" by inserting "of the operator";

On page 5, in line 15, by striking "subsection (a) of"; also in line 15, after "66-1806" by inserting "(a)"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2243** be amended on page 3, in line 32, by striking "as defined in" and inserting "licensed pursuant to"; in line 33, after "47-1701" by inserting "et seq."; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2225, HB 2248** be passed.

Committee on **Transportation** recommends **HB 2246** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Transportation** recommends **HB 2126** be amended on page 1, in line 11, by striking ": (1)"; in line 12, by striking all after the first "highway"; in line 13, by striking all before the period; in line 14, after "(b)" by inserting "Notwithstanding the provisions of subsection (a), traffic regulations applicable to bicycles shall apply to electric-assisted scooters.

(c) The governing body of a city or county may adopt an ordinance that further restricts or prohibits the operation of electric-assisted scooters on any public highway, street or sidewalk within such city or county.

(d) Except as otherwise provided in subsection (c),";

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

On page 7, by striking all in lines 27 through 43;

By striking all on page 8;

On page 9, by striking all in lines 1 through 26;

On page 15, in line 3, by striking "\$75" and inserting "\$45";

On page 19, in line 16, by striking ", 8-197";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking ", 8-197"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2214** be amended on page 3, in line 36, by striking the comma and inserting "or"; also in line 36, by striking "or school personnel"; in line 40, by striking the comma and inserting "or"; also in line 40, by striking "or school personnel"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 38, by Representative Brandon Woodard, congratulating Lakeview Village on being named a Best Nursing Home and Short-Stay Rehabilitation facility for 2018 and 2019;

Request No. 39, by Representative Annie Kuether, congratulating Washburn Women's Volleyball Team and Head Coach on their accomplishments;

Request No. 40, by Representative Barb Wasinger, congratulating Fort Hays State University Shooting Club for winning the 2018 Scholastic Clay Target Division II National Championship;

Request No. 41, by Representative Ken Rahjes, congratulating Jonathan Hunnaccutt on his accomplishments as kicker on the Phillipsburg High School Football Team;

Request No. 42, by Representative Shannon Francis, congratulating John Martin in honor of his 90th birthday;

Request No. 43, by Representative Jim Kelly, congratulating Coffeyville Community College Women's Volleyball Team for winning the 2018 NJCAA Division II Volleyball Championship;

Request No. 44, by Representative Jim Kelly, congratulating Donald B. Farthing on being inducted into the Kansas Music Educators Association 2019 Hall of Fame;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Bergquist to replace Rep. Sutton on Committee on Elections on February 22, 2019.

Also, the appointment of Rep. Pittman to replace Rep. Ousley on Committee on Elections on February 22, 2019.

Also, the appointment of Rep. Pittman to replace Rep. Bishop on Committee on Local Government on February 25, 2019.

Also, the appointment of Rep. Finney to replace Rep. Bishop on Committee on Health and Human Services on February 25, 2019.

Also, the appointment of Rep. Parker to replace Rep. Bishop on Committee on Insurance on February 25, 2019.

REPORT ON ENROLLED RESOLUTIONS

HR 6011, HR 6012 reported correctly enrolled and properly signed on February 22, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Monday, February 25, 2019.

Journal of the House

THIRTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 25, 2019, 11:00 a.m.

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

LETTER OF RESIGNATION

To: The Honorable Scott Schwab, Secretary of State
19 February 2019

Effective February 22, 2019, I, Greg Lewis, hereby resign my position as Representative of the 113th District of the Kansas House of Representatives.

GREG LEWIS

The House is temporarily organized with 124 members.
The roll was called with 119 members present.
Rep. Whipple was excused on verified illness.
Rep. Henderson was excused on legislative business.
Reps. Hodge, Huebert and Karleskint were excused on excused absence by the Speaker.
Excused later: Rep. Clayton.
Present later: Rep. Henderson.

Prayer by guest chaplain, Rev. Carl Frazier, Pastor, New Hope and Love Community Church, Topeka, and guest of Rep. Warfield:

Dear Lord,

As we are gathered together this morning in a place where many decisions are made that affect the rich, poor, women, men, youth, people of many colors. My prayer is today that the legislators look down on the least of them and have mercy on their needs and hopes on every vote and law that is passed.

Matthew 25:37-40

“Then the righteous will answer Him, saying, ‘Lord, when did we see You hungry and feed You, or thirsty and give You drink? When did we see You a stranger and take You in, or naked and clothe You? Or when did we see You sick, or in prison, and come to You?’ And the King will answer and say to them, ‘Assuredly, I say to you, inasmuch as you did it to one of the least of these My brethren, you did it to Me.’”

Lord, we are in a state of emergency.

Amos 5:24 “But let justice run down like water, And righteousness like a mighty stream.” Lord, there are many people's hearts that are troubled today and they need justice and righteousness from this injustice system not next year, not next month, not next week, nor tomorrow, but right now. This is my prayer. Amen.

The Pledge of Allegiance was led by Rep. Weigel.

PERSONAL PRIVILEGE

There being no objection, the following remarks of Rep. Bishop are spread upon the Journal:

Thank you, Mr. Speaker.

As many of you know on February 10, I was injured by a fall on an icy sidewalk as I went out to pick up our Sunday newspaper. I want to let you know that I am recovering, slowly but surely. I am back and so glad to be back.

With your indulgence Mr. Speaker, I would like to express my gratitude to a few folks.

To the prompt response of the EMTs and Fire Department who—as they loaded me into the ambulance—thanked me for my service.

To the Ascension Via Christi St. Francis Trauma Team for their expert care. I am convinced they are the premier Trauma Team in the state.

To the fabulous nurses and aides at St. Francis Hospital for the loving care I received. I could not have asked for better care than they gave me.

To my Democratic colleagues who have stepped up and added the coverage of my committee meetings to their already busy schedules.

To my colleague from Butler County who led the South-Central Kansas Legislative Delegation so capably in my absence.

To my office assistant, Bernie O’Konek, who juggled my calendar, and kept the office running smoothly while I recovered.

To all of you for the cards, notes, calls and prayers for my speedy recovery. Your concern, prayers, and encouragement mean more than I can possibly express. I also received an enormous spathiphyllum--better known as a Peace Lily. It is beautiful, with green lustrous leaves and white blooms. I will so enjoy caring for it. It will remind me that at heart, of course, we truly care for one another.

I also want to thank my husband, Darrel Bishop. Without Darrel’s help I would not be here today. Darrel has had to re-arrange his life in order to help me continue to serve the people who elected me to be here and represent them. His loving support has been the main element that has allowed me to recover as smoothly as I have.

Thank you for allowing me this time, Mr. Speaker.

CONSENT CALENDAR

No objection was made to **HB 2246** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2215**, **HB 2365** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2201** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2201, AN ACT concerning the department of health and environment; relating to powers, duties and functions; tuberculosis program; updating statutory references necessitated by 2012 executive reorganization order no. 41; amending K.S.A. 65-116i, 65-116k, 65-116l and 65-116m and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 0; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Clayton, Henderson, Hodge, Huebert, Karleskint, Whipple.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2279** be amended on page 2, in line 33, by striking all before the comma and inserting "for a domestic violence offense as defined in K.S.A. 2018 Supp. 21-5111, and amendments thereto"; in line 37, by striking all after "The"; by striking all in lines 38 and 39; in line 40, by striking all before the semicolon and inserting "fact that in some cases the person arrested can be released from custody in a short amount of time"; On page 2, in line 41, by striking all after "the"; by striking all in lines 42 and 43;

On page 3, by striking all in lines 1 and 2; in line 3, by striking all before the semicolon and inserting "fact that in some cases a bond condition may be imposed on the person arrested that prohibits contact with the victim for 72 hours, and that if the person arrested contacts the victim during that time, the victim should notify law enforcement immediately"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2171**, **HB 2172**, **HB 2176** be passed.

Committee on **Elections** recommends **HB 2170** be amended on page 1, in line 8, by striking all after the period; by striking all in line 9; in line 10, by striking all before

"Reports"; in line 11, by striking "and only"; in line 12, after the period by inserting "Any candidate for state office may request an exemption from the electronic filing requirement, and the governmental ethics commission executive director may grant an exemption for cause."; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2133** be amended on page 1, in line 5, by striking "railroad company,"; in line 8, by striking "containing" and inserting "of known alcoholic liquors shipped by such carrier. The report shall contain"; also in line 8, by striking all after "(1)"; in line 9, by striking all before the second "the"; also in line 9, by striking all after the third "the"; in line 11, by striking "(3)" and inserting "(2)"; also in line 11, by striking "(4)" and inserting "(3)"; in line 12, by striking "(5)" and inserting "(4)"; in line 13, by striking "(6)" and inserting "(5)"; in line 14, by striking "(7)" and inserting "(6)"; in line 18, by striking all after "any"; in line 23, by striking "railroad company,"; in line 24, after "that" by inserting "willfully"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2203** be amended on page 7, in line 28, after "(8)" by inserting "(a) Except as provided in subsection (8)(b),";

On page 8, following line 1, by inserting:

"(b) For members who retired on and after July 1, 2016, and on or before July 1, 2019, if determined by the retirement system that a retirant entered into a prearranged agreement for employment with a participating employer prior to such retirant's retirement date and the subsequent 60-day waiting period, or the 180-day waiting period under subsection (10), and upon being notified of the violation, the retirant terminated such employment, the provisions of subsection (a) shall not apply. If any retirant had benefits suspended prior to July 1, 2019, such benefits shall be reimbursed by the retirement system, if the retirant terminated such prearranged employment in accordance with the provisions of this act.";

On page 1, in the title, in line 4, after the semicolon by inserting "certain retirants from penalties; authorizing reimbursement of certain suspended retirement benefits,"; and the bill be passed as amended.

Committee on **Rural Revitalization** recommends **HB 2112** be passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2387, AN ACT concerning insurance; relating to health insurance; requiring the state healthcare benefits program to accept participation as a provider by any willing pharmacist, by Committee on Appropriations.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Rahjes to replace Rep. Heubert on Committee on Education on February 25, 2019.

Also, Rep. Dietrich will serve as the chair of Committee on Education on February 25, 2019.

On motion of Rep. Hawkins, the House recessed until 3:00 p.m.

AFTERNOON SESSION

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

REPORTS OF STANDING COMMITTEES

Committee on **Children and Seniors** recommends **HB 2346** be amended on page 2, in line 5, after "student" by inserting "enrolled"; in line 7, by striking "resides and"; in line 8, after "student" by inserting "enrolled"; and the bill be passed as amended.

Committee on **Children and Seniors** recommends **HB 2360** be amended on page 1, in line 12, after "have" by inserting "supervised or"; in line 15, after "have" by inserting "supervised or"; in line 20, after "except" by inserting "such businesses or"; also in line 20, by striking all after "organizations"; in line 21, by striking all before "65-516" and inserting "that are subject to the provisions of K.S.A. 39-970,"; also in line 21, after "65-516" by inserting "or 65-5117"; also in line 21, after "thereto" by inserting ", or K.S.A. 2018 Supp. 39-2009 or 75-53,105, and amendments thereto";

On page 2, in line 6, after "authorized" by inserting "to"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2314** be passed.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2223** be amended on page 1, in line 14, after "and" by inserting "the manufacture for or sale of wine to"; also in line 14, by striking "permits" and inserting "licenses";

On page 3, in line 40, by striking "permits" and inserting "licenses"; in line 41, by striking "permit" and inserting "license"; in line 42, by striking "permit" and inserting "license"; in line 43, by striking "permit" and inserting "license";

On page 4, in line 2, by striking the first "permit" and inserting "license"; also in line 2, by striking the second "permit" and inserting "license"; in line 3, by striking "permit" and inserting "license"; in line 5, by striking the first "permit" and inserting "license"; also in line 5, by striking the second "permit" and inserting "license"; in line 7, by striking "permit" and inserting "license"; in line 8, by striking "permit" and inserting "license"; in line 11, by striking "permit" and inserting "license"; in line 15, by striking "Permits" and inserting "Licenses"; also in line 15, by striking "one year" and inserting "two years"; following line 16, by inserting:

"(f) If the producer licensee is also licensed as a club or drinking establishment, the producer's license shall allow the sale of domestic wine, domestic fortified wine and other alcoholic liquor for consumption on the licensed premises as authorized by the club and drinking establishment act. If the producer licensee is also licensed as a cereal malt beverage licensee, the producer's license shall allow the sale of cereal malt beverage and beer not exceeding 6% alcohol by volume for consumption on the licensed premises as authorized by the Kansas cereal malt beverage act.";

Also on page 4, in line 17, by striking "annual"; also in line 17, by striking "permit" and inserting "license"; also in line 17, by striking "\$100" and inserting "\$200"; following line 17, by inserting:

"(h) The officers, directors, shareholders or managers of a producer licensee shall

meet the qualifications of K.S.A. 41-311(a), and amendments thereto.

(i) The producer licensee shall secure a license bond under the liquor control act in an amount of \$500, conditioned on the faithful compliance of all of the provisions of the law, rules and regulations relating to the payment of the liquor drink tax due under Kansas law, and with all of the provisions of the law, rules and regulations relating to the payment of the Kansas liquor enforcement tax due under Kansas law.";

Also on page 4, in line 18, by striking "(g)" and inserting "(j)"; also in line 18, by striking "permit" and inserting "license"; in line 19, by striking "permit" and inserting "license"; in line 27, by striking "permit" and inserting "license"; in line 31, by striking "permit" and inserting "license"; following line 33, by inserting:

"(l) Wine produced by the farm winery for the producer licensee shall be counted toward the minimum Kansas content requirement. The label for such wine as filed with the trade and tax bureau, United States department of the treasury, may be owned either by the producer or the farm winery.

(m) (1) Nothing in this section shall be construed to prohibit a person from possessing alcoholic liquor or cereal malt beverage not purchased from the licensee on the premises licensed pursuant to this section.

(2) Nothing in this section shall prevent a licensee from adopting a policy prohibiting the possession of alcoholic liquor or cereal malt beverage not purchased from the licensee on the licensee's premises licensed pursuant to this section.";

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

On page 1, in the title, in line 1, after "producer" by striking "permits" and inserting "licenses"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2354** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2354," as follows:

"Substitute for HOUSE BILL NO. 2354

By Committee on Commerce, Labor and Economic Development

"AN ACT concerning labor and employment; relating to high school work-based learning programs; liability for students and employers; amending K.S.A. 72-18,101 and 72-18,102 and repealing the existing sections.";

And the substitute bill be passed.

(**Sub HB 2354** was thereupon introduced and read by title.)

Committee on **Corrections and Juvenile Justice** recommends **HB 2336** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2018** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2018," as follows:

"Substitute for HOUSE BILL NO. 2018

By Committee on Corrections and Juvenile Justice

"AN ACT creating the Kansas criminal justice reform commission; relating to duties and membership; report to legislature.";

And the substitute bill be passed.

(**Sub HB 2018** was thereupon introduced and read by title.)

Committee on **Corrections and Juvenile Justice** recommends **HB 2048** be amended on page 3, in line 19, after the period by inserting:

"(A)";

Also on page 3, also in line 19, by striking "crime" and inserting "misdemeanor"; in line 22, after "comparable" by inserting "person"; following line 24, by inserting:

"(B) (i) In designating a felony crime as person or nonperson, an out-of-state conviction or adjudication for the commission of a felony offense, or an attempt, conspiracy or criminal solicitation to commit a felony offense, shall be classified as a person felony if one or more of the following circumstances is present as defined by the convicting jurisdiction in the elements of the out-of-state offense:

- (a) Death or killing of any human being;
- (b) threatening or causing fear of bodily or physical harm or violence, causing terror, physically intimidating or harassing any person;
- (c) bodily harm or injury, physical neglect or abuse, restraint, confinement or touching of any person, without regard to degree;
- (d) the presence of a person, other than the defendant, a charged accomplice or another person with whom the defendant is engaged in the sale, distribution or transfer of a controlled substance or non-controlled substance;
- (e) possessing, viewing, depicting, distributing, recording or transmitting an image of any person;
- (f) lewd fondling or touching, sexual intercourse or sodomy with or by any person or an unlawful sexual act involving a child under the age of consent;
- (g) being armed with, using, displaying or brandishing a firearm or other weapon, excluding crimes of mere unlawful possession; or
- (h) entering or remaining within any residence, dwelling or habitation.

(ii) An out-of-state conviction or adjudication for the commission of a felony offense, or an attempt, conspiracy or criminal solicitation to commit a felony offense, shall be classified as a person felony if the elements of the out-of-state felony conviction or adjudication necessarily prove that a person was present during the commission of the offense that resulted in the out-of-state conviction. For purposes of this clause, the person present must be someone other than the defendant, a charged accomplice or another person with whom the defendant is engaged in the sale, distribution or transfer of a controlled substance or non-controlled substance. The presence of a person includes physical presence and presence by electronic or telephonic communication.

(iii) An out-of-state conviction or adjudication for the commission of a felony offense, or an attempt, conspiracy or criminal solicitation to commit a felony offense, shall be classified as nonperson if the elements of the offense that resulted in the out-of-state conviction or adjudication do not require proof of any of the circumstances in subparagraph (B)(i) or (ii).";

On page 4, in line 10, by striking all after "(j)"; by striking all in lines 11 through 20; in line 21, by striking "(k)"; following line 23, by inserting:

"(k) The amendments made to this section by this act are procedural in nature and shall be construed and applied retroactively."; and the bill be passed as amended.

Committee on **Education** recommends **HB 2144** be amended on page 1, in line 21, by striking "through 3" and inserting "and 2"; in line 22, by striking "71-204,"; also in line 22, by striking ", 71-406, 71-407 and 71-612"; by striking all in lines 26 through 36;

On page 2, by striking all in lines 1 through 16; in line 17, by striking "Sec. 2" and inserting "Section 1"; in line 18, by striking "are fully"; in line 19, by striking all before

"state" and inserting "transfer to all"; also in line 19, by striking "institution" and inserting "institutions"; in line 21, by striking all after "website"; by striking all in line 22; in line 23, by striking all before the period and inserting "and shall be accessible through a link on the state board of regent's website"; in line 24, by striking "3" and inserting "2"; in line 25, by striking all after "information"; by striking all in line 26; in line 27, by striking all before "on";

On page 3, in line 10, by striking all after "(g)"; by striking all in lines 11 through 13; in line 14, by striking "(h)"; in line 23, after "for" where it appears for the first time, by inserting "all institutional"; by striking all in lines 33 through 43;

And by redesignating subsections accordingly;

On page 4, by striking all in lines 1 through 19; in line 20, by striking "5" and inserting "3"; in line 25, by striking "which shall be" and inserting "and for purposes"; by striking all in lines 31 through 43;

By striking all on pages 5 and 6;

On page 7, by striking all in lines 1 through 36; in line 37, by striking "9" and inserting "4"; also in line 37, by striking "71-204,"; also in line 37, by striking ", 71-406, 71-407 and 71-612 are" and inserting "is"; in line 39, by striking "10" and inserting "5";

On page 1, in the title, in line 1, by striking all after "to"; in line 2, by striking all before the second semicolon and inserting "publication of financial information"; in line 3, by striking all before "amending"; also in line 3, by striking "71-204,"; also in line 3, by striking all after "71-301"; in line 4, by striking all before the second "and"; also in line 4, by striking "sections" and inserting "section"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2238** be amended on page 1, in line 5, by striking "3" and inserting "5"; in line 17, by striking the colon; by striking all in line 18; in line 19, by striking "(2)";

On page 2, in line 21, by striking ", drain any pond or ponds of water,"; following line 34, by inserting:

"(f) In assessing the cost of removal and abatement of a nuisance, the county shall subtract from the total cost of the abatement or removal incurred by the county the value of the property removed or abated. If the value of the property removed or abated is greater than the cost of the abatement or removal incurred by the county, the county shall pay the owner the difference. If the value of the property is contested, the property owner may request a hearing before the governing body or its designated representative prior to the 30 days following receipt of notice of costs due and payable under subsection (d).";

On page 3, following line 10, by inserting:

"Sec. 5. Nothing in the Sedgwick county urban area nuisance act shall apply to land, structures, machinery and equipment, or motor vehicles used for agricultural purposes.";

Also on page 3, in line 11, by striking "5" and inserting "6"; and the bill be passed as amended.

REPORT ON ENGROSSED BILLS

HB 2007, HB 2085, HB 2101, HB 2119 reported correctly engrossed February 21, 2019.

On motion of Rep. Hawkins, the House adjourned until 9:00 a.m., Tuesday, February 26, 2019.

Journal of the House

THIRTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 26, 2019, 9:00 a.m.

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

The roll was called with 123 members present.

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

Prayer by Chaplain Brubaker:

Lord God,
For the many blessings You give to us today,
we say thank you.
In this complicated and complex world,
it is comforting to know we can look to You for answers.
Please shed your light of wisdom and discernment
upon our leaders today.
Their task is in no way easy or simple,
but you have gifted them for this moment.
Please continue to guide and direct them.
Help them to be encouraging, useful, productive
and gracious in all their activities.
And, thank You for reminding us last night
that You apparently want us to share with one another
in our wins and losses.
In Christ Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Hoheisel.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Appropriations: **HB 2387**.

CONSENT CALENDAR

No objection was made to **HB 2246** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2215**, **HB 2365** appearing on the Consent Calendar for the third day. The bills were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2215, AN ACT concerning the Kansas state fair board; authorizing the board to establish a nonprofit corporation for the benefit of the state fair; amending K.S.A. 74-520a and repealing the existing section, was considered on final action.

Call of the House was demanded.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Houser, Huebert.

The bill passed.

HB 2365, AN ACT concerning civil procedure and civil actions; relating to rules of evidence; peer support counseling session communication privilege; Kansas national guard members; amending K.S.A. 2018 Supp. 60-473 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.
 Absent or not voting: Houser, Huebert.
 The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2103**, **HB 2140**, **HB 2174**, **HB 2177**, **HB 2191**, **HB 2209**, **HB 2211**, **HB 2281** be passed.

Committee report to **HB 2006** be adopted.

Also, on motion of Rep. Ralph, **HB 2006** be amended on page 1, in line 23, by striking "two" and inserting "three"; in line 25, by striking "two" and inserting "three"; and the bill be passed as amended.

Committee report to **HB 2290** be adopted; and the bill be passed as amended.

Committee report to **HB 2031** be adopted; and the bill be passed as amended.

On motion of Rep. Probst, **HB 2147** be amended on page 1, following line 5, by inserting:

"Section 1. K.S.A. 12-5245 is hereby amended to read as follows: 12-5245. (a) Upon receipt of the approval of the secretary as provided in ~~subsection (c)~~ of K.S.A. 12-5244(c), and amendments thereto, the governing body may proceed with the establishment of the district. Before doing so, the governing body shall adopt a plan for the development or redevelopment of housing and public facilities in the proposed district. Such plan may include plans for one or more projects, and the length of any individual project shall not exceed ~~15~~ 25 years. The plan shall include, but not be limited to, the following:

(1) The legal description and map required by ~~subsection (a)~~ of K.S.A. 12-5244(a), and amendments thereto.

(2) The existing assessed valuation of the real estate in the proposed district, listing the land and improvement values separately;

(3) A list of the names and addresses of the owners of record of all real estate parcels within the proposed district;

(4) A description of the housing and public facilities project or projects that are proposed to be constructed or improved in the proposed district, and the location thereof;

(5) A listing of the names, addresses and specific interests in real estate in the proposed district of the developers responsible for development of the housing and public facilities in the proposed district;

(6) The contractual assurances, if any, the governing body has received from such developer or developers, guaranteeing the financial feasibility of specific housing tax incentive projects in the proposed district;

(7) A comprehensive analysis of the feasibility of providing housing tax incentives in the district as provided in this act, which shows the public benefits derived from such district will exceed the costs and that the income therefrom, together with other sources of funding, will be sufficient to pay for the public improvements that may be undertaken in such district. If other sources of public or private funds are to be used to finance the improvements, they shall be identified in the analysis.

(b) Prior to the adoption of the plan and designation of the district, the governing body shall adopt a resolution stating that the governing body is considering such action. The resolution shall provide notice that a public hearing will be held to consider the adoption of the plan and the designation of the district and contain the following elements:

- (1) The date, hour and place of the public hearing;
 - (2) The contents of ~~paragraphs (1) through (4) in subsection (a) of this section~~ (1) through (4);
 - (3) A summary of the contractual assurances by the developer and comprehensive feasibility analysis; and
 - (4) A statement that the plan is available for inspection at the office of the clerk of the city or county at normal business hours;
 - (5) A statement inviting members of the public to review the plan and attend the public hearing on the date announced in the resolution;
- (c) The date fixed for the public hearing shall be not less than 30 nor more than 70 days following the date of the adoption of the resolution. The resolution shall be published at least once in the official newspaper of the city or county, with the final publication being not less than one week or more than two weeks preceding the date fixed for the public hearing.
- (d) A certified copy of the resolution shall be delivered to the planning commission of the city or county and the board of education of any school district levying taxes on property within the proposed district. If the resolution is adopted by a city governing body, a certified copy also shall be delivered to the board of county commissioners of the county. If the resolution is adopted by a county governing body, it also shall be delivered to the governing body of any city located within three miles of such proposed district.";

On page 2, following line 30, by inserting:

"Sec. 3. K.S.A. 12-5250 is hereby amended to read as follows: 12-5250. (a) All taxable tangible property located within a district established in accordance with this act shall be assessed and taxed for ad valorem tax purposes pursuant to law in the same manner that such property would be assessed and taxed if located outside such district, and all ad valorem taxes levied on such property shall be paid to and collected by the county treasurer in the same manner as other taxes are paid and collected. Except as otherwise provided in this section, the county treasurer shall distribute such taxes as may be collected in the same manner as if such property were located outside the district. Each district established under the provisions of this act shall constitute a separate taxing unit for the purpose of the computation and levy of taxes.

(b) Beginning with the first payment of taxes which are levied following the date of the approval of any district in accordance with this act, and amendments thereto, real property taxes received by the county treasurer resulting from taxes which are levied subject to the provisions of this act by and for the benefit of a taxing subdivision on

property located within such district constituting a separate taxing unit under the provisions of this section, shall be divided as follows:

(1) From the taxes levied each year subject to the provisions of this act by or for each taxing subdivisions upon property located within a district constituting a separate taxing unit under the provisions of this act, the county treasurer first shall allocate and pay to each such taxing subdivision all of the real property taxes collected which are produced from that portion of the current assessed valuation of such real property located within such separate taxing unit which is equal to the total assessed value of such real property on the date of the establishment of the district.

(2) Any real property taxes produced from that portion of the current assessed valuation of real property within a district and constituting a separate taxing unit under the provisions of this section in excess of an amount equal to the total assessed value of such real property on the effective date of the establishment of the district shall be allocated and paid by the county treasurer to the treasurer as follows:

(A) In districts established by a city, the amount shall be paid to the treasurer of the city and deposited in a special fund of the city to pay the cost of housing projects in the district including the payment of principal of and interest on any special obligation bonds issued by such city to finance, in whole or in part, such housing project.

(B) In districts established by a county, the amount shall be deposited by the county treasurer in a special fund of the county to pay the cost of housing projects in the district including the payment of principal of and interest on any special obligation bonds issued by such county to finance, in whole or in part, such housing project. If such special obligation bonds and interest thereon have been paid before the completion of a project, the city or county may continue to use such moneys for any purpose authorized by this act until such time as the project is completed, but for not to exceed ~~15~~ 25 years from the date of the establishment of the district. When such special obligation bonds and interest thereon have been paid and the project is completed, all moneys thereafter received from real property taxes within such district shall be allocated and paid to the respective taxing subdivisions in the same manner as are other ad valorem taxes.

(c) Notwithstanding any other provision of law, it is hereby stated that is an object of all ad valorem taxes levied by or for the benefit of any taxing subdivision on taxable tangible real property located within any district created pursuant to this act, that such taxes may be applied and allocated to and when collected paid into a special fund of a city or county pursuant to the procedures and limitations of this act to pay the cost of a project including principal of and interest on special obligation bonds issued by such city or county to finance, in whole or in part, such project.";

Also on page 2, in line 31, before "K.S.A" by inserting "K.S.A. 12-5245 and 12-5250 and"; also in line 31, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "amending" by inserting "K.S.A. 12-5245 and 12-5250 and"; in line 3, by striking "section" and inserting "sections" and the bill be passed as amended.

Committee report to **HB 2239** be adopted; and the bill be passed as amended.

Committee report to **HB 2084** be adopted.

Also, on motion of Rep. Delperdang, **HB 2084** be amended on page 10, following line 38, by inserting:

"(3) If the balance in the 911 state grant fund is less than \$2,000,000, prior to the distribution to the PSAPs pursuant to K.S.A. 2018 Supp. 12-5374, and amendments thereto, the LCPA shall withhold \$.01 from every 911 fee remitted pursuant to K.S.A. 2018 Supp. 12-5369, and amendments thereto, and shall deposit such amount in the 911 state grant fund. If the balance in the 911 state grant fund exceeds \$2,000,000, the LCPA shall not withhold such amount."

Also, on motion of Rep. Carmichael to amend **HB 2084**, on page 11, in line 22, by striking "\$1.03" and inserting "\$.82"; and the bill be passed as amended.

Committee report to **HB 2126** be adopted; and the bill be passed as amended.

Committee report to **HB 2167** be adopted.

Also, on motion of Rep. Frownfelter to amend **HB 2167**, the motion did not prevail. and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Children and Seniors** recommends **HB 2228** be amended on page 1, in line 13, by striking "Each" and inserting "A"; in line 14, by striking the period and inserting ", except that"; in line 15, after the second "violation" by inserting "that shall be subject to a civil fine in an amount not to exceed \$100"; in line 25, by striking "\$1,000" and inserting "\$500"; also in line 25, by striking "each" and inserting "a"; also in line 25, by striking "and"; also in line 25, after the first comma by inserting "except that"; in line 27, after "violation" by inserting "that shall be subject to a civil fine in an amount not to exceed \$100"; in line 28, after "(d)" by inserting "The provisions of subsections (b) and (c) shall not apply to a person providing child care for:

- (1) Children who are provided child care in the home in which such children reside;
- (2) children who are all relatives of the person; or
- (3) up to two children unrelated to the person for not more than 20 hours a week. Such 20 hours shall be calculated by combining the hours each child is provided care during the week by such person.

(e) ";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2066** be amended on page 1, in line 14, after "practice" by inserting ", for licensed practical nurses and registered nurses,"; in line 16, by striking "implementation" and inserting "execution"; by striking all in line 18; in line 19, by striking "education" and inserting "nursing regimen. Advanced practice registered nurses are educated and trained in using diagnoses and may develop primary and differential diagnoses within the advanced practice registered nurse scope of practice";

On page 4, in line 33, after the period by inserting "An advanced practice registered nurse shall not prescribe any drug that is intended to cause an abortion.";

On page 5, following line 43, by inserting:

"(h) (1) The board shall adopt rules and regulations establishing a program of transition to full practice as an advance practice registered nurse. Any advanced practice registered nurse who has less than 4,000 hours of licensed active practice as an advanced practice registered nurse under a collaborative relationship with a physician in accordance with this subsection shall be required to undergo such transition program.

Any hours completed under a written protocol with a responsible physician prior to the amendments made to this section by this act shall not count towards the 4,000-hour requirement.

(2) A transition period advanced practice registered nurse shall not prescribe, procure or administer prescription drugs, except as provided in this paragraph. As part of the transition to full practice as an advanced practice registered nurse, an advanced practice registered nurse shall complete 4,000 hours in accordance with paragraph (1) within a period of three years while maintaining a collaborative relationship with a physician or a full practice advanced practice registered nurse for the prescription, procurement and administration of prescription drugs by the transition period advanced practice registered nurse.

(3) A transition period advanced practice registered nurse may engage in the practice of nursing as an advanced practice registered nurse and may prescribe, procure and administer prescription drugs as part of the collaborative relationship described in paragraph (2).

(4) The board shall specify the manner and form in which a transition period advanced practice registered nurse may identify and represent such credentials, professionally and to the public.

(5) A transition period advanced practice registered nurse shall complete any documentation required by the board to demonstrate completion of the transition program prior to becoming a full practice advanced practice registered nurse. Upon successful completion of the transition program, the board shall authorize the advanced practice registered nurse to engage in the practice of advanced practice registered nursing without the limitations imposed by this subsection and as otherwise authorized by law.

(6) The board shall adopt rules and regulations as necessary to implement and administer this subsection.

(7) As used in this subsection:

(A) "Full practice" means the full extent of practice authorized under the Kansas nurse practice act, and rules and regulations adopted thereunder, without a written protocol with a responsible physician or a collaborative relationship with a physician.

(B) "Physician" means a person licensed by the state board of healing arts to practice medicine and surgery.";

On page 11, following line 4, by inserting:

"Sec. 4. K.S.A. 2018 Supp. 40-3401 is hereby amended to read as follows: 40-3401. As used in this act:

(a) "Applicant" means any healthcare provider.

(b) "Basic coverage" means a policy of professional liability insurance required to be maintained by each healthcare provider pursuant to the provisions of K.S.A. 40-3402(a) or (b), and amendments thereto.

(c) "Commissioner" means the commissioner of insurance.

(d) "Fiscal year" means the year commencing on the effective date of this act and each year, commencing on the first day of July thereafter.

(e) "Fund" means the healthcare stabilization fund established pursuant to K.S.A. 40-3403(a), and amendments thereto.

(f) (1) "Healthcare provider" means a person licensed to practice any branch of the healing arts by the state board of healing arts, a person who holds a temporary permit to

practice any branch of the healing arts issued by the state board of healing arts, a person engaged in a postgraduate training program approved by the state board of healing arts, a medical care facility licensed by the state of Kansas, a podiatrist licensed by the state board of healing arts, a health maintenance organization issued a certificate of authority by the commissioner, an optometrist licensed by the board of examiners in optometry, a pharmacist licensed by the state board of pharmacy, a licensed professional nurse who is authorized to practice as a registered nurse anesthetist, a licensed professional nurse who has been granted a temporary authorization to practice nurse anesthesia under K.S.A. 65-1153, and amendments thereto, a professional corporation organized pursuant to the professional corporation law of Kansas by persons who are authorized by such law to form such a corporation and who are healthcare providers as defined by this subsection, a Kansas limited liability company organized for the purpose of rendering professional services by its members who are healthcare providers as defined by this subsection and who are legally authorized to render the professional services for which the limited liability company is organized, a partnership of persons who are healthcare providers under this subsection, a Kansas not-for-profit corporation organized for the purpose of rendering professional services by persons who are healthcare providers as defined by this subsection, a nonprofit corporation organized to administer the graduate medical education programs of community hospitals or medical care facilities affiliated with the university of Kansas school of medicine, a dentist certified by the state board of healing arts to administer anesthetics under K.S.A. 65-2899, and amendments thereto, a psychiatric hospital licensed prior to January 1, 1988, and continuously thereafter under K.S.A. 2015 Supp. 75-3307b, prior to its repeal, and K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, ~~or a mental health center or mental health clinic licensed by the state of Kansas.~~ On and after January 1, 2015, "healthcare provider" also means, a physician assistant licensed by the state board of healing arts, a licensed advanced practice registered nurse who is authorized by the board of nursing to practice as an advanced practice registered nurse in the classification of a nurse-midwife, a licensed advanced practice registered nurse who has been granted a temporary authorization by the board of nursing to practice as an advanced practice registered nurse in the classification of a nurse-midwife, a nursing facility licensed by the state of Kansas, an assisted living facility licensed by the state of Kansas ~~or~~ a residential healthcare facility licensed by the state of Kansas or an advanced practice registered nurse licensed by the board of nursing.

(2) "Healthcare provider" does not include: ~~(1)(A)~~ Any state institution for people with intellectual disability; ~~(2)(B)~~ any state psychiatric hospital; ~~(3)(C)~~ any person holding an exempt license issued by the state board of healing arts or the board of nursing; ~~(4)(D)~~ any person holding a visiting clinical professor license from the state board of healing arts; ~~(5)(E)~~ any person holding an inactive license issued by the state board of healing arts; ~~(6)(F)~~ any person holding a federally active license issued by the state board of healing arts; ~~(7)(G)~~ an advanced practice registered nurse who is authorized by the board of nursing to practice as an advanced practice registered nurse in the classification of nurse-midwife or nurse anesthetist and who practices solely in the course of employment or active duty in the United States government or any of its departments, bureaus or agencies or who provides professional services as a charitable healthcare provider as defined under K.S.A. 75-6102, and amendments thereto; ~~or (8)(H)~~ (H) a physician assistant licensed by the state board of healing arts who practices solely

in the course of employment or active duty in the United States government or any of its departments, bureaus or agencies or who provides professional services as a charitable healthcare provider as defined under K.S.A. 75-6102, and amendments thereto; or (I) an advanced practice registered nurse: (i) Holding an inactive license issued by the board of nursing; (ii) practicing solely in employment for which the advanced practice registered nurse is covered under the federal tort claims act or the Kansas tort claims act; (iii) practicing solely as a charitable healthcare provider in accordance with K.S.A. 75-6102, and amendments thereto; or (iv) practicing solely while serving on active duty in the military service of the United States.

(g) "Inactive healthcare provider" means a person or other entity who purchased basic coverage or qualified as a self-insurer on or subsequent to the effective date of this act but who, at the time a claim is made for personal injury or death arising out of the rendering of or the failure to render professional services by such healthcare provider, does not have basic coverage or self-insurance in effect solely because such person is no longer engaged in rendering professional service as a healthcare provider.

(h) "Insurer" means any corporation, association, reciprocal exchange, inter-insurer and any other legal entity authorized to write bodily injury or property damage liability insurance in this state, including workers compensation and automobile liability insurance, pursuant to the provisions of the acts contained in article 9, 11, 12 or 16 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto.

(i) "Plan" means the operating and administrative rules and procedures developed by insurers and rating organizations or the commissioner to make professional liability insurance available to healthcare providers.

(j) "Professional liability insurance" means insurance providing coverage for legal liability arising out of the performance of professional services rendered or that should have been rendered by a healthcare provider.

(k) "Rating organization" means a corporation, an unincorporated association, a partnership or an individual licensed pursuant to K.S.A. 40-956, and amendments thereto, to make rates for professional liability insurance.

(l) "Self-insurer" means a healthcare provider who qualifies as a self-insurer pursuant to K.S.A. 40-3414, and amendments thereto.

(m) "Medical care facility" means the same when used in the healthcare provider insurance availability act as defined in K.S.A. 65-425, and amendments thereto, except that as used in the healthcare provider insurance availability act such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a medical care facility.

(n) "Mental health center" means a mental health center licensed by the state of Kansas under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, except that as used in the healthcare provider insurance availability act such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a mental health center.

(o) "Mental health clinic" means a mental health clinic licensed by the state of Kansas under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, except that as used in the healthcare provider insurance availability act such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a mental health clinic.

(p) "State institution for people with intellectual disability" means Winfield state

hospital and training center, Parsons state hospital and training center and the Kansas neurological institute.

(q) "State psychiatric hospital" means Larned state hospital, Osawatomie state hospital and Rainbow mental health facility.

(r) "Person engaged in residency training" means:

(1) A person engaged in a postgraduate training program approved by the state board of healing arts who is employed by and is studying at the university of Kansas medical center only when such person is engaged in medical activities that do not include extracurricular, extra-institutional medical service for which such person receives extra compensation and that have not been approved by the dean of the school of medicine and the executive vice-chancellor of the university of Kansas medical center. Persons engaged in residency training shall be considered resident healthcare providers for purposes of K.S.A. 40-3401 et seq., and amendments thereto; and

(2) a person engaged in a postgraduate training program approved by the state board of healing arts who is employed by a nonprofit corporation organized to administer the graduate medical education programs of community hospitals or medical care facilities affiliated with the university of Kansas school of medicine or who is employed by an affiliate of the university of Kansas school of medicine as defined in K.S.A. 76-367, and amendments thereto, only when such person is engaged in medical activities that do not include extracurricular, extra-institutional medical service for which such person receives extra compensation and that have not been approved by the chief operating officer of the nonprofit corporation or the chief operating officer of the affiliate and the executive vice-chancellor of the university of Kansas medical center.

(s) "Full-time physician faculty employed by the university of Kansas medical center" means a person licensed to practice medicine and surgery who holds a full-time appointment at the university of Kansas medical center when such person is providing healthcare. A person licensed to practice medicine and surgery who holds a full-time appointment at the university of Kansas medical center may also be employed part-time by the United States department of veterans affairs if such employment is approved by the executive vice-chancellor of the university of Kansas medical center.

(t) "Sexual act" or "sexual activity" means that sexual conduct that constitutes a criminal or tortious act under the laws of the state of Kansas.

(u) "Board" means the board of governors created by K.S.A. 40-3403, and amendments thereto.

(v) "Board of directors" means the governing board created by K.S.A. 40-3413, and amendments thereto.

(w) "Locum tenens contract" means a temporary agreement not exceeding 182 days per calendar year that employs a healthcare provider to actively render professional services in this state.

(x) "Professional services" means patient care or other services authorized under the act governing licensure of a healthcare provider.

(y) "Healthcare facility" means a nursing facility, an assisted living facility or a residential healthcare facility as all such terms are defined in K.S.A. 39-923, and amendments thereto.

(z) "Charitable healthcare provider" means the same as defined in K.S.A. 75-6102, and amendments thereto.;

Also on page 11, in line 5, by striking the second "and" and inserting a comma; in

line 6, after "Kansas" by inserting ", and K.S.A. 2018 Supp. 40-3401";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, by striking the second "and" and inserting a comma; in line 5, by striking the first "of"; also in line 5, after "Kansas" by inserting ", and K.S.A. 2018 Supp. 40-3401"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2082** be amended on page 1, in line 6, after the first "(a)" by inserting "(1)"; also in line 6, after "drug" by inserting "by injection that, in the judgment of the prescriber, may be safely self-administered by a patient,"; following line 9, by inserting:

"(2) Nothing in this section shall replace, repeal or supersede the requirements prescribed in K.S.A. 65-4a10, and amendments thereto."; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2307** be amended on page 1, by striking all in lines 7 through 18; in line 24, before "or" by inserting ", annual"; in line 27, by striking all after "rate"; in line 28, by striking all before the period;

On page 2, in line 23, by striking "40-2,185 and"; also in line 23, by striking "are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking "40-2,185 and"; in line 4, by striking "sections" and inserting "section"; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2054** be amended on page 15, following line 20, by inserting:

"Sec. 2. On and after April 1, 2019, K.S.A. 40-2209b is hereby amended to read as follows: 40-2209b. (a) The provisions of K.S.A. 40-2209b through 40-2209j and 40-2209m through 40-2209o, and amendments thereto, shall be known and may be cited as the small employer health insurance availability act.

(b) The purpose and intent of this the small employer health insurance availability act are to promote the availability of health insurance coverage to small employers regardless of their health status or claims experience, to prevent abusive rating practices, to require disclosure of rating practices to purchasers, to establish rules regarding renewability of coverage, to establish limitations on the use of pre-existing condition exclusions, to provide for development of "basic" and "standard" health benefit plans to be offered to all small employers, to provide for establishment of a reinsurance program, and to improve the overall fairness and efficiency of the small group health insurance market.

Sec. 3. On and after April 1, 2019, K.S.A. 2018 Supp. 40-2209d is hereby amended to read as follows: 40-2209d. As used in ~~this~~ the small employer health insurance availability act:

(a) "Actuarial certification" means a written statement by a member of the American academy of actuaries or other individual acceptable to the commissioner that a small employer carrier is in compliance with the provisions of K.S.A. 40-2209h, and amendments thereto, based upon the person's examination, including a review of the appropriate records and of the actuarial assumptions and methods used by the small employer carrier in establishing premium rates for applicable health benefit plans.

(b) "Approved service area" means a geographical area, as approved by the commissioner to transact insurance in this state, within which the carrier is authorized

to provide coverage.

(c) "Base premium rate" means, for each class of business as to a rating period, the lowest premium rate charged or that could have been charged under the rating system for that class of business, by the small employer carrier to small employers with similar case characteristics for health benefit plans with the same or similar coverage.

(d) "Carrier" or "small employer carrier" means any insurance company, nonprofit medical and hospital service corporation, nonprofit optometric, dental, and pharmacy service corporations, municipal group-funded pool, fraternal benefit society or health maintenance organization, as these terms are defined by in chapter 40 of the Kansas Statutes Annotated, and amendments thereto, that offers health benefit plans covering eligible employees of one or more small employers in this state.

(e) "Case characteristics" means, with respect to a small employer, the geographic area in which the employees reside; the age and sex of the individual employees and their dependents; the appropriate industry classification as determined by the carrier, and the number of employees and dependents and such other objective criteria as may be approved family composition by the commissioner. "Case characteristics" shall not include claim experience, health status and duration of coverage since issue.

(f) "Class of business" means all or a separate grouping of small employers established pursuant to K.S.A. 40-2209g, and amendments thereto.

(g) "Commissioner" means the commissioner of insurance.

(h) "Department" means the insurance department.

(i) "Dependent" means the spouse or child of an eligible employee, subject to applicable terms of the health benefits plan covering such employee and the dependent eligibility standards established by the board.

(j) "Eligible employee" means an employee who works on a full-time basis, with a normal work week of 30 or more hours, and includes a sole proprietor, a partner of a partnership or an independent contractor, provided such sole proprietor, partner or independent contractor is included as an employee under a health benefit plan of a small employer but does not include an employee who works on a part-time, temporary or substitute basis.

(k) "Financially impaired" means a member which, after the effective date of this act, is not insolvent but is:

(1) Deemed by the commissioner to be in a hazardous financial condition pursuant to K.S.A. 40-222d, and amendments thereto; or

(2) placed under an order of rehabilitation or conservation by a court of competent jurisdiction.

(l) "Health benefit plan" means any hospital or medical expense policy, health, hospital or medical service corporation contract, ~~and~~ a plan provided by a municipal group-funded pool, or ~~a~~ health maintenance organization contract offered by an employer or any certificate issued under any such policies, contracts or plans. "Health benefit plan" also includes a cafeteria plan authorized by 26 U.S.C. ~~section § 125~~ which that offers the option of receiving health insurance coverage through a high deductible health plan and the establishment of a health savings account. In order for an eligible individual to obtain a high deductible health plan through the cafeteria plan, such individual shall present evidence to the employer that such individual has established a health savings account in compliance with 26 U.S.C. ~~section § 223~~, and any ~~amendments and~~ regulations promulgated thereunder. "Health benefit plan" does not

include policies or certificates covering only accident, credit, dental, disability income, long-term care, hospital indemnity, medicare supplement, specified disease, vision care, coverage issued as a supplement to liability insurance, insurance arising out of a workers compensation or similar law, automobile medical-payment insurance, or insurance under which benefits are payable with or without regard to fault and which is statutorily required to be contained in any liability insurance policy or equivalent self-insurance.

(m) "Health savings account" ~~shall have the same meaning ascribed to it~~ means the same as in subsection (d) of 26 U.S.C. section § 223(d).

(n) "High deductible health plan" ~~shall mean~~ means a policy or contract of health insurance or health care plan that meets the criteria established in ~~subsection (c)~~ of 26 U.S.C. ~~section § 223(c)~~ and any regulations promulgated thereunder.

(o) "Index rate" means, for each class of business as to a rating period for small employers with similar case characteristics, the arithmetic average of the applicable base premium rate and the corresponding highest premium rate.

(p) "Initial enrollment period" means the period of time specified in the health benefit plan during which an individual is first eligible to enroll in a small employer health benefit plan. Such period shall be no less favorable than a period beginning on the employee's or member's date of initial eligibility and ending 31 days thereafter.

(q) "Late enrollee" means an eligible employee or dependent who requests enrollment in a small employer's health benefit plan following the initial enrollment period provided under the terms of the first plan for which such employee or dependent was eligible through such small employer, however an eligible employee or dependent shall not be considered a late enrollee if:

(1) The individual:

(A) Was covered under another employer-provided health benefit plan or was covered under section 607(1) of the employee retirement income security act of 1974 (ERISA) at the time the individual was eligible to enroll;

(B) states in writing, at the time of the initial eligibility, that coverage under another employer health benefit plan was the reason for declining enrollment but only if the group policyholder or the accident and sickness issuer required such a written statement and provided the individual with notice of the requirement for a written statement and the consequences of such written statement;

(C) has lost coverage under another employer health benefit plan or under section 607(1) of the employee retirement income security act of 1974 (ERISA) as a result of the termination of employment, reduction in the number of hours of employment, termination of employer contributions toward such coverage, the termination of the other plan's coverage, death of a spouse, or divorce or legal separation; and

(D) requests enrollment within 63 days after the termination of coverage under another employer health benefit plan; or

(2) the individual is employed by an employer who offers multiple health benefit plans and the individual elects a different health benefit plan during an open enrollment period; or

(3) a court has ordered coverage to be provided for a spouse or minor child under a covered employee's plan.

(r) "New business premium rate" means, for each class of business as to a rating period, the lowest premium rate charged or offered, or which could have been charged

or offered, by the small employer carrier to small employers with similar case characteristics for newly issued health benefit plans with the same or similar coverage.

(s) "Preexisting conditions exclusion" means a policy provision which excludes or limits coverage for charges or expenses incurred during a specified period not to exceed 90 days following the insured's effective date of enrollment as to a condition, whether physical or mental, regardless of the cause of the condition for which medical advice, diagnosis, care or treatment was recommended or received in the six months immediately preceding the effective date of enrollment.

(t) "Premium" means moneys paid by a small employer or eligible employees or both as a condition of receiving coverage from a small employer carrier, including any fees or other contributions associated with the health benefit plan.

(u) "Rating period" means the calendar period for which premium rates established by a small employer carrier are assumed to be in effect but any period of less than one year shall be considered as a full year.

(v) "Waiting period" means a period of time after full-time employment begins before an employee is first eligible to enroll in any applicable health benefit plan offered by the small employer.

(w) "Small employer" means any person, firm, corporation, ~~or partnership or association~~ eligible for group sickness and accident insurance pursuant to ~~subsection (a)~~ of K.S.A. 40-2209, and amendments thereto, actively engaged in business whose total employed work force consisted of, on at least 50% of its working days during the preceding year, of at least two and no more than 50 eligible employees, the majority of whom were employed within the state. In determining the number of eligible employees, employees participating in an association health plan shall be counted in the aggregate at the association level. Also in determining the number of eligible employees companies ~~which that~~ are affiliated companies or ~~which that~~ are eligible to file a combined tax return for purposes of state taxation, shall be considered one employer. Except as otherwise specifically provided, the provisions of this act which the small employer health insurance availability act apply to a small employer which that has a health benefit plan shall continue to apply until the plan anniversary following the date the employer no longer meets the requirements of this definition.

(x) "Affiliate" or "affiliated" means an entity or person who directly or indirectly through one or more intermediaries, controls or is controlled by, or is under common control with, a specified entity or person.

(y) "Association health plan" or "AHP" means a coverage for the payment of expenses described in K.S.A. 40-2222, and amendments thereto, offered by a qualified trade, merchant, retail or professional association or business league that complies with the provisions of K.S.A. 40-2222a and 40-2222b, and amendments thereto.

(z) "Qualified trade, merchant, retail or professional association or business league" means any bona fide trade merchant, retail or professional association or business league that: (1) Has been in existence for at least five calendar years; (2) is comprised of five or more employers; and (3) is incorporated in this state, has a principal office located in this state, or has a principal office within a metropolitan area that has boundaries within this state.

Sec. 4. On and after April 1, 2019, K.S.A. 40-2209e is hereby amended to read as follows: 40-2209e. (a) Any individual or group health benefit plan issued to a group authorized by ~~subsection (a)~~ of K.S.A. 40-2209(a), and amendments thereto, shall be

subject to the provisions of this act if it provides health care benefits covering employees of a small employer and if it meets any one of the following conditions:

(1) Any portion of the premium is paid by a small employer, or any covered individual, whether through wage adjustments, reimbursement, withholding or otherwise;

(2) the health benefit plan is treated by the employer or any of the covered individuals as part of a plan or program for the purposes of section 106 or section 162 of the United States internal revenue code; or

(3) with the permission of the board, the carrier elects to renew or continue a health benefit plan covering employees of an employer who no longer meets the definition of a "small employer."

~~(b) For purposes of this act an aggregation of two or more small employers covered under a trust arrangement or a policy issued to an association of small employers pursuant to K.S.A. 40-2209, and amendments thereto, shall permit employee or member units of more than two but less than 51 employees or members and their dependents to participate in any health benefit plan to which this act applies. Any group which includes employee or member units of 50 or fewer employees shall be subject to the provisions of this act notwithstanding its inclusion of employee or member units with more than 50 employees or members.~~

~~(e)~~—Except as expressly provided in this act, no health benefit plan offered to a small employer shall be subject to:

(1) Any law that would inhibit any carrier from contracting with providers or groups of providers with respect to health care services or benefits;

(2) any law that would impose any restriction on the ability to negotiate with providers regarding the level or method of reimbursing care or services provided under the health benefit plan.

~~(d)~~(c) Individual policies of ~~(d)~~accident and sickness insurance issued to individuals and their dependents totally independent of any group, association or trust arrangement permitted under K.S.A. 40-2209, and amendments thereto, shall not be subject to the provisions of this act.

Sec. 5. On and after April 1, 2019, K.S.A. 2018 Supp. 40-2222 is hereby amended to read as follows: 40-2222. (a) Any person or other entity ~~which that~~ provides coverage in this state for medical, surgical, chiropractic, physical therapy, speech pathology, audiology, professional mental health, dental, hospital, or optometric expenses, whether such coverage is by direct payment, reimbursement, or otherwise, shall be presumed to be subject to the jurisdiction of the commissioner of insurance unless the person or other entity:

(1) Is a professional association of architects incorporated in Kansas on October 4, 1954, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established November 1, 1986, and complies with K.S.A. 40-2222a, and amendments thereto;

(2) is a professional association of dentists incorporated in Kansas on July 3, 1972, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a an established trust ~~established~~ November 1, 1985, and complies with K.S.A. 40-2222a, and amendments thereto;

(3) (A) is a trade association of banks incorporated in Kansas on August 9, 1978, ~~which that~~ provides coverage for the payment of expenses described herein to or for the

members of the association or dependents through a trust established July 1, 1989, and complies with K.S.A. 40-2222a, and amendments thereto; or

(B) is a trade organization of banks incorporated in Kansas on June 1, 1982, ~~which that~~ provides coverage for expenses described herein to or for members of the association or dependents, and complies with K.S.A. 40-2222a, and amendments thereto;

(4) is a trade association of truckers incorporated in Kansas on July 1, 1985, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established January 1, 1990, and complies with K.S.A. 40-2222a, and amendments thereto;

(5) is an association of physicians practicing in the Kansas City metropolitan area, incorporated in Missouri on March 5, 1891, and qualified as a foreign corporation in Kansas on May 19, 1987, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association, their employees and dependents through a trust established November 1, 1984, and complies with K.S.A. 40-2222a, and amendments thereto;

(6) is organized as a farmers' cooperative under the Kansas cooperative marketing act, K.S.A. 17-1601 et seq., and amendments thereto, on January 13, 1983, and is an association of farmers' cooperatives and other like associations operated on a cooperative basis and their affiliated companies, ~~which that~~ provides benefits for employees, and family members of such employees, of such associations, and complies with K.S.A. 40-2222a, and amendments thereto;

(7) is any other qualified trade, merchant, retail, or professional association or business league ~~incorporated in Kansas which that provides coverage for the payment of expenses described herein to or for the members of the association, their employees and dependents and that~~ complies with K.S.A. 40-2222a, and amendments thereto;

(8) conclusively shows by submission of an appropriate certificate, license, letter or other document issued by the United States department of labor that such person or entity is not subject to Kansas law; or

(9) conclusively shows that it is subject to the jurisdiction of an agency of this state or the federal government. For purposes of this act, tax exempt status under section 501(c) of the federal internal revenue code of 1986 shall not be deemed to be jurisdiction of the federal government.

(b) For the purposes of this section, a qualified trade, merchant, retail or professional association or business league ~~shall mean any bona fide trade, merchant, retail or professional association or business league that:~~

(1) ~~Has been in existence for at least five calendar years; and~~

(2) ~~is comprised of five or more employers~~ means the same as in K.S.A. 40-2209d, and amendments thereto.

Sec. 6. On and after April 1, 2019, K.S.A. 2018 Supp. 40-2222a is hereby amended to read as follows: 40-2222a. At the time the initial application for coverage is taken with respect to new applicants and upon the first renewal, reinstatement or extension of coverage following the effective date of this act with respect to persons previously covered, each association described in ~~subsection (a) of~~ K.S.A. 40-2222, and amendments thereto, shall provide a written notice stating that:

(a) The coverage is not provided by an insurance company;

(b) the plan is not subject to the laws and regulations relating to insurance

companies;

(c) the plan is not under the jurisdiction of the commissioner of insurance; and

(d) if the plan does not pay medical expenses that are eligible for payment under the plan for any reason, the individuals covered by the plan may be liable for such expenses.

Sec. 7. On and after April 1, 2019, K.S.A. 2018 Supp. 40-2222b is hereby amended to read as follows: 40-2222b. (a) As a condition precedent to continuation of the exemption provided by K.S.A. 40-2222, and amendments thereto, each association described in ~~subsection (a) of~~ K.S.A. 40-2222, and amendments thereto, shall, no later than May 1 of each year, pay a tax at the rate of 1% per annum upon the annual Kansas gross premium collected during the preceding calendar year. For associations that have a principal office within a metropolitan area that has boundaries in Kansas and associations that have their principal office located within the borders of this state and offer policies to non-residents of Kansas, the tax owed under this section shall be based upon the gross premium collected during the preceding year relating to health benefit plans issued to members that have a principal place of business in Kansas. In the computation of the tax, such associations shall be entitled to deduct any annual Kansas gross premiums returned on account of cancellation or dividends returned to members or expenditures used for the purchase of reinsurance or stop-loss coverage.

(b) Every association subject to taxation under the provisions of this section shall pay the tax imposed and make a return under oath to the commissioner of insurance under such rules and regulations and in such form and manner as the commissioner may prescribe.";

Also on page 15, following line 21, by inserting:

"Sec. 9. On and after April 1, 2019, K.S.A. 40-2209b and 40-2209e and K.S.A. 2018 Supp. 40-2209d, 40-2222, 40-2222a and 40-2222b are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "amending"; in line 2, by striking all before the semicolon and inserting "pertaining to association health plans; jurisdiction of the commissioner; exemption from regulation as small employer health plans; updating requirements, terminology and references related thereto"; in line 3, after "amending" by inserting "K.S.A. 40-2209b and 40-2209e and"; also in line 3, after "40-2209" by inserting ", 40-2209d, 40-2222, 40-2222a and 40-2222b"; in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2213** be amended on page 2, in line 38, after "policy" by inserting "exceeded the allowed value. The aggregate dollar amount of the fraudulent claims submitted to the insurance company"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2160** be amended on page 7, in line 17, by striking all after the period; by striking all in lines 18 through 21 and inserting "On and after July 1, 2019, the countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for one additional period not to exceed 15 years upon the board of county commissioners of Wabaunsee county submitting such question to the electors at an election called and held thereon as provided by law. For any countywide retailers' sales tax that is extended or reenacted pursuant to this paragraph, such tax shall expire not later than 15 years from the date such tax is first collected."; and the bill be passed as amended.

On motion of Rep. Hawkins, the House recessed until 1:30 p.m.

AFTERNOON SESSION

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

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2198, HB 2225, HB 2248, HB 2206** be passed.

HB 2173 be passed over and retain a place on the calendar.

Committee report to **HB 2168** be adopted; and the bill be passed as amended.

Committee report to **HB 2178** be adopted; and the bill be passed as amended.

Committee report to **HB 2185** be adopted; and the bill be passed as amended.

Committee report to **HB 2214** be adopted; and the bill be passed as amended.

Committee report to **HB 2243** be adopted; and the bill be passed as amended.

REPORT ON ENGROSSED BILLS

HB 2006, HB 2031, HB 2084, HB 2126, HB 2147, HB 2167, HB 2239, HB 2290 reported correctly engrossed February 26, 2019.

On motion of Rep. Hawkins, the House adjourned until 9:00 a.m., Wednesday, February 27, 2019.

Journal of the House

THIRTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 27, 2019, 9:00 a.m.

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

The roll was called with 123 members present.

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

Present later: Rep. Winn.

Prayer by Chaplain Brubaker:

Creator God in heaven,
thank You for your faithfulness and Your mercies
that are new each and every new day.
I ask that You bless the session today
with Your divine intelligence, wisdom,
guidance, direction, strength and courage.
We recognize the diversity of opinions and philosophies,
but ask that you mend our differences
and provide agreements satisfactory to those
who have placed their trust and confidence in these leaders.
Please give each individual the insight
to lead with integrity;
avoid short-sightedness and pettiness;
be guarded against blind self-interest;
and humility to recognize their need for Your help.
In Your Son's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Whipple.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Blex are spread upon the Journal:

Chris Johnston, agriculture teacher at Elk Valley USD 283 in Longton, Kansas, was named the Kansas Association of Agricultural Educators Agriscience Teacher of the Year award winner at the 2019 Kansas Association of Agricultural Educators Ag Ed Symposium in Dodge City, Kansas on January 26.

Mr. Johnston utilizes the school farm and greenhouse in the seven classes that he teaches. This helps him to provide hands on practical knowledge for the students. “The school farm is such a vital part of the program. We house SAE project animals along with chapter owned animals that are used to teach about production agriculture. The students have the opportunity to be up close and personal with livestock and learn about the livestock industry with the emphasis on livestock production through hands on labs and research projects that we conduct on the farm,” said Johnston.

Jason Crawford, Superintendent of Schools at USD 283 Elk Valley, commented “Mr. Johnston embraces all the aspects of what a well-rounded agriculture instructor can bring to a program. We are excited about his investment and everything he has contributed to our program and school farm. Students leave our program prepared and equipped to tackle the unique challenges in the evolving marketplace. Under his supervision and leadership, students have the skills and opportunities to be successful.”

Agriculture programs prepare students for high-demand careers in cutting edge industries like biotechnology, renewable energies, engineering, food production, and more. They also teach students how to be leaders and prepare them to take on the challenges of the next generation.

The Kansas Association of Agricultural Educators is an organization of teachers of agriculture at the high school, post-secondary, and adult levels who seek to advance agricultural education in Kansas. The KAAE strives to provide leadership opportunities, service, and advocacy for its members.

The KAAE is affiliated with the National Association of Agricultural Educators (NAAE) and the Association for Career and Technical Education (ACTE).

Rep. Blex presented Chris Johnston with a framed House certificate in honor of his great achievement.

CONSENT CALENDAR

No objection was made to **HB 2246** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2246, AN ACT concerning motor vehicles; relating to distinctive license plates; changing the requirements for distinctive and educational institution license plate production; amending K.S.A. 2018 Supp. 8-1,141 and 8-1,142 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz,

S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Arnberger.

Present but not voting: None.

Absent or not voting: Weigel, Winn.

The bill passed.

HB 2006, AN ACT concerning the department of commerce; relating to economic development incentive program evaluations by legislative post audit; the disclosure of economic development incentive program data, tax credit programs and certain property tax exemptions; required database; amending K.S.A. 2018 Supp. 75-5133 and 79-3234 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Weigel, Winn.

The bill passed, as amended.

HB 2031, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; definition of service-connected; amending K.S.A. 74-4952 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens,

Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed, as amended.

HB 2084, AN ACT concerning the Kansas 911 act; relating to emergency services; 911 fees, collection and distribution; amending K.S.A. 2018 Supp. 12-5363, 12-5364, 12-5365, 12-5366, 12-5367, 12-5368, 12-5369, 12-5370, 12-5371, 12-5372, 12-5373, 12-5374, 12-5375, 12-5376, 12-5377, 12-5378, 12-5380 and 19-101a and repealing the existing sections; also repealing K.S.A. 2018 Supp. 12-5327, 12-5338 and 12-5361, was considered on final action.

On roll call, the vote was: Yeas 94; Nays 29; Present but not voting: 0; Absent or not voting: 1.

Yeas: Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Bergquist, Bishop, Blex, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Gartner, Hawkins, Helmer, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Waggoner, Warfield, Warren, Wasinger, Waymaster, Wheeler, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Benson, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, Dove, Finney, Frownfelter, Garber, Helgerson, Henderson, Hodge, Jacobs, Kuether, Landwehr, Mason, Ohaebosim, Ruiz, L., Thomas, Toplikar, Vickrey, Victors, Ward, Weigel, Whipple.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: Today I am voting no on **HB 2084**. While I am an adamant supporter of our public safety and 911 systems, I cannot support what is essentially a tax increase on the citizens of Kansas through a fee increase on subscriber lines. Without a detailed budget, project plan and most critically, a sunset provision on this fee increase, I cannot support imposing this fee on the citizens of Kansas. – MICHAEL CAPPS

HB 2103, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; placement of a child in a qualified residential treatment program; amending K.S.A. 2018 Supp. 23-2210, 38-2202, 38-2234 and 38-2264 and

repealing the existing sections; also repealing K.S.A. 2017 Supp. 38-2202, as amended by section 9 of chapter 107 of the 2018 Session Laws of Kansas, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed.

HB 2126, AN ACT concerning motor vehicles; relating to electric-assisted scooters; definitions; requirements; penalty; amending K.S.A. 2018 Supp. 8-126, 8-128, 8-1486 and 8-2118 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 113; Nays 10; Present but not voting: 0; Absent or not voting: 1.

Yeas: Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlson, B. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Carlin, Carmichael, W. Carpenter, Dove, Hodge, Hoffman, Mason, Owens, Warfield.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed, as amended.

HB 2140, AN ACT concerning retirement and pensions; relating to the Kansas deferred retirement option program act; including agents of the Kansas bureau of investigation as members; extending sunset date; amending K.S.A. 74-4986l, 74-4986p and 74-4986r and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeyes, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed.

HB 2147, AN ACT concerning the Kansas rural housing incentive district act; relating to increasing bond maturity limits; amending K.S.A. 12-5245 and 12-5250 and K.S.A. 2018 Supp. 12-5248 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeyes, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed, as amended.

HB 2167, AN ACT concerning wildlife; relating to the transferability of deer permits, was considered on final action.

On roll call, the vote was: Yeas 63; Nays 60; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Barker, Bergquist, Burris, Carlson, B. Carpenter, Claeys, Concannon, Corbet, Cox, Croft, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jennings, Johnson, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Moore, Orr, Owens, Pannbacker, F. Patton, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Warren, Wasinger, Waymaster, K. Williams.

Nays: Alcala, Amyx, Baker, Ballard, Benson, Bishop, Blex, Burroughs, Capps, Carlin, Carmichael, W. Carpenter, Clark, Clayton, Collins, Curtis, Delperdang, Finney, French, Frownfelter, Gartner, Helgerson, Helmer, Henderson, Highberger, Hodge, Hoheisel, Holscher, Horn, Howard, Jacobs, Karleskint, Kuether, Lusk, Mastroni, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Smith, E., Stogsdill, Sutton, Thompson, Victors, Waggoner, Ward, Warfield, Weigel, Wheeler, Whipple, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I VOTE NO ON **HB 2167**. I thought about this vote all night, and with a heavy heart I will be voting NO. We have forgot one thing...what about Bambi! Do you really want to go home and tell your kids and grandkids that you put a target on Bambi's back, or are we going to make Bambi an orphan and put him in the deer foster care system. I would ask the body to think about that for a moment. Thank you. – STAN FROWNVELTER

MR. SPEAKER: Today I am voting yes on **HB 2167**. The Kansas Department of Transportation said there were 10,150 deer-involved car crashes in 2016. Seven people died in those crashes. Kansas Highway Patrol Technical Trooper Stephen LaRow said, the state recorded 10,242 car versus deer crashes in 2017, resulting in eight people being killed and 597 being injured. It's not about making Kansas the number one state for Whitetail big bucks or deer hunting, it's not about the declining quail populations, or letting the wildlife and parks manage deer populations...it's about safety on our highways for our families and out constituents. – JOE SEIWERT

MR. SPEAKER: Today I vote yes on **HB 2167** because this will allow farmers and ranchers to help with crop deprivation, but more importantly, it will promote rural revitalization in all 105 counties. Also, it will open up thousands of private acres for Kansas hunters and their kids to enjoy. This will benefit local restaurants, motels, and convenience stores. And make Kansas the most outdoor-friendly state in the country. – KEN CORBET

MR. SPEAKER: If I own 7000 acres and I have a wife and seven children who each have seven children, I can only transfer one deer tag under this bill. That is how much we vetted this bill. We beat it into oblivion in committee and finally limited it to only one deer tag to make everyone comfortable. Then we sunset the bill. Mr. Speaker, I vote yes on **HB 2167** because it does not increase the number of deer tags and I want to give this idea, and the farmers a fighting chance. — SEAN TARWATER

HB 2168, AN ACT concerning state property; relating to Kansas state university and the university of Kansas; authorizing the state board of regents to sell and convey certain real property in Cherokee, Riley, Douglas and Saline counties, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Helgerson.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed, as amended.

HB 2174, AN ACT concerning the state use law; relating to extension of the sunset date for five years; amending K.S.A. 2018 Supp. 75-3322c and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A.,

Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Winn.

The bill passed.

HB 2177, AN ACT concerning life insurance; relating to fixed index annuity contracts; pertaining to the accounting treatment of certain derivative instruments; indexed product reserves, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael, Hodge.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2178, AN ACT concerning utilities; relating to the Kansas underground utility damage prevention act; definitions; location of facilities and duty to mark, exceptions; amending K.S.A. 66-1802 and 66-1806 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill,

Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Hodge, Ousley.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

HB 2185, AN ACT concerning naturopathic doctors; relating to scope of practice; adding diagnostic imaging; amending K.S.A. 65-7202 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

HB 2191, AN ACT concerning crimes, punishment and criminal procedure; relating to execution of search warrants; electronically stored information; amending K.S.A. 2018 Supp. 22-2503 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar,

Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2198, AN ACT concerning health and healthcare; relating to the treatment of sexually transmitted diseases; allowing for the use of expedited partner therapy, was considered on final action.

On roll call, the vote was: Yeas 89; Nays 35; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burroughs, Carlin, Carlson, Claeys, Clark, Clayton, Collins, Concannon, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Eplee, Finch, Finney, Francis, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Hineman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, E., Stogsdill, Tarwater, Thompson, Thompson, Vickrey, Victors, Waggoner, Ward, Warfield, Waymaster, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bergquist, Blex, Burris, Capps, Carmichael, B. Carpenter, W. Carpenter, Corbet, Delperdang, Dove, Ellis, Erickson, Esau, French, Garber, Highland, Hodge, Hoffman, Humphries, Jacobs, Mason, Orr, Rahjes, Rhiley, Seiwert, Smith, A., Sutton, Thimesch, Thomas, Toplikar, Warren, Wasinger, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: We vote no on **HB 2198**. We support efforts to treat STI's. However, the bill in its current form is troubling. There is no doctor-patient relationship for partners receiving prescriptions, and therefore a partner may have other relevant medical history that will be unknown to the prescriber, or not even be infected. The number of prescriptions one patient may distribute to partners is not limited. The bill opens the possibility of victims of sexual abuse or sexual trafficking continuing to be hidden by their abuser. For these reasons, we cannot support **HB 2198**. – CHARLOTTE ESAU, BLAKE CARPENTER, RON HIGHLAND, KYLE HOFFMAN, SUSAN HUMPHRIES, TREVOR JACOBS, BILL RHILEY, ADAM THOMAS, JOHN TOPLIKAR, BARBARA WASINGER, JOHN CARMICHAEL, KELLIE WARREN

MR. SPEAKER: Colleagues I vote for **HB 2198** - Expedited partner therapy. It is based on sound science and "Standard of Care" in 43 other states. Passing this bill will afford us an opportunity to decrease rates of STD/STI-Chlamydia infection in Kansas. It is a positive step for maternal Newborn health. This bill will decrease rates of ectopic pregnancy and sterility in women. And it will decrease the rate of chlamydia infection in Newborns causing blindness and potentially death. Again, this is sound science. Don't let the perfect be the enemy of the good. This is a very good bill. – JOHN EPLEE

HB 2206, AN ACT concerning crimes, punishment and criminal procedure; relating to cruelty to animals; amending K.S.A. 2018 Supp. 21-6412 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2209, AN ACT concerning the state board of regents; pertaining to cybersecurity insurance; authorizing the purchase thereof; amending K.S.A. 2018 Supp. 75-4101 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2211, AN ACT concerning motor vehicles; relating to the uniform act regulating traffic; driver's license reinstatement fee; waiver; amending K.S.A. 2018 Supp. 8-2110 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Hoffman, Landwehr.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2214, AN ACT concerning the motor-fuel tax law; relating to the definition of school bus; amending K.S.A. 2018 Supp. 79-3401 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

HB 2225, AN ACT regulating traffic; concerning railroad grade crossing signal obedience; requiring vehicle drivers to stop for on-track equipment at railroad grade crossings; amending K.S.A. 8-1551 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 3; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Barker, Tarwater, Waymaster.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2239, AN ACT concerning alcoholic liquor; relating to common consumption areas; amending K.S.A. 2018 Supp. 41-2659 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 3; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Ellis, Helgerson, Hodge.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

HB 2243, AN ACT concerning charitable organizations; relating to exemption from registration; animal shelters; amending K.S.A. 2018 Supp. 17-1762 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 6; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Collins, Hodge, Hoffman, Pannbacker, Smith, A., Thomas.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

HB 2248, AN ACT concerning motor vehicles; relating to all-terrain vehicles; allowing all-terrain vehicles to cross federal or state highway; amending K.S.A. 2018 Supp. 8-15,100 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Hodge, Ward.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2281, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; modification of sentence; amending K.S.A. 2018 Supp. 22-3716 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 102; Nays 22; Present but not voting: 0; Absent or not voting: 0.

Yeas: Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helgerson, Helmer, Hibbard, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Orr, Ousley, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Carlin, Carmichael, Curtis, Finney, Frownfelter, Gartner, Henderson, Highberger, Highland, Hodge, Kuether, Neighbor, Ohaebosim, Parker, Pittman, Probst, Ruiz, S., Victors, Warfield, Whipple, Winn.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2290, AN ACT concerning the attorney general; relating to the crime victims compensation board; creating the crime victims compensation division within the office of the attorney general; amending K.S.A. 74-7304, 74-7305, 74-7308 and 74-7317 and repealing the existing sections; also repealing K.S.A. 74-7306, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2336** be passed.

HB 2066 be passed over and retain a place on the calendar.

Committee report to **HB 2203** be adopted; and the bill be passed as amended.

Committee report to **HB 2048** be adopted; and the bill be passed as amended.

Committee report to **HB 2144** be adopted; and the bill be passed as amended.

Committee report to **HB 2223** be adopted; and the bill be passed as amended.

Committee report to **HB 2360** be adopted; and the bill be passed as amended.

Committee report to **HB 2346** be adopted.

Also, on motion of Rep. Rhiley to amend **HB 2346**, the motion did not prevail; and the bill be passed as amended.

Committee report to **HB 2279** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **SB 22**, as amended by Senate Committee, be amended on page 14, following line 23, by inserting:

"New Sec. 4. Sections 4 through 12, and amendments thereto, shall be known and may be cited as the Kansas main street parity act.

New Sec. 5. As used in the Kansas main street parity act:

(a) "Act" means the Kansas main street parity act.

(b) "Affiliated person" means a person that, with respect to another person: (1) Has an ownership interest of more than 5%, whether direct or indirect, in the other person; or (2) is related to the other person because a third person, or group of third persons who are affiliated persons with respect to each other, holds an ownership interest of more than 5%, whether direct or indirect, in the related persons.

(c) "Cumulative gross receipts" means gross receipts as defined in K.S.A. 79-3602, and amendments thereto, and includes the gross receipts received by the marketplace facilitator from its own direct sales combined with the gross receipts received from sales it facilitates for sellers or marketplace sellers.

(d) "Department" means the Kansas department of revenue.

(e) "Marketplace facilitator" means a person that, pursuant to an agreement with a marketplace seller, facilitates sales by such marketplace seller through a physical or electronic marketplace operated by the person, and engages:

(1) Directly or indirectly, through one or more affiliated persons in any of the following:

(A) Transmitting or otherwise communicating the offer or acceptance between a buyer and marketplace seller;

(B) owning or operating the infrastructure, electronic or physical, or technology that brings buyers and marketplace sellers together;

(C) providing a virtual currency that buyers are allowed or required to use to purchase products from the marketplace seller; or

(D) software development or research and development activities related to any of

the activities described in this subsection, if such activities are directly related to a physical or electronic marketplace operated by the person or an affiliated person; and

(2) engages in any of the following activities with respect to the marketplace seller's products:

- (A) Payment processing services;
- (B) fulfillment, delivery or storage services;
- (C) listing products for sale;
- (D) setting prices;
- (E) branding sales as those of the marketplace facilitator;
- (F) order taking;
- (G) advertising or promotion; or
- (H) providing customer service or accepting or assisting with returns or exchanges.

A "marketplace facilitator" does not include a platform or forum that exclusively provides internet advertising services, including listing products for sale, so long as the internet advertising service platform or forum does not also engage directly or indirectly through one or more affiliated persons in the activities described in subsection (e).

A person is not a "marketplace facilitator" with respect to the sale or charges for rooms, lodgings or accommodations provided by a hotel, motel, inn or other place that provides the rooms, lodgings or accommodations for occupancy.

(f) "Marketplace seller" means a seller that makes retail sales through any physical or electronic marketplaces operated by a marketplace facilitator regardless of whether the seller is required to be registered with the department.

(g) "Platform" means an electronic or physical medium, including a website or catalog, operated by a referrer.

(h) "Referral" means the transfer by a referrer of a potential customer to a seller or marketplace seller that advertises or lists products for sale on the referrer's platform.

(i) "Referrer" means a person, other than a person engaging in the business of printing a newspaper or publishing a newspaper, who contracts or otherwise agrees with a seller or marketplace seller to list or advertise for sale one or more items in any medium, including a website or catalog; receives a commission, fee or other consideration from the seller for the listing or advertisement; transfers, via telephone, internet link, or other means, a purchaser to a seller, marketplace seller or an affiliated person to complete the sale; and does not collect receipts from the purchasers for the transaction.

"Referrer" does not include a person that:

(1) Provides internet advertising services; and

(2) does not ever provide either the seller's or marketplace seller's shipping terms or advertise whether the seller or marketplace seller charges sales tax.

(j) "Sale" or "sales" shall have the same meaning as defined in K.S.A. 79-3602(kk), and amendments thereto, whether or not such sales qualify for a sales tax exemption.

(k) "Seller" shall have the same meaning as defined in K.S.A. 79-3602(mm), and amendments thereto, and includes marketplace facilitators, whether making sales in the seller's own right or on behalf of marketplace sellers.

(l) "Tax" means the sales tax imposed under K.S.A. 79-3603, and amendments thereto, or the use tax imposed under K.S.A. 79-3703, and amendments thereto.

(m) "Transaction" means a sale of tangible personal property or a service by a marketplace seller including, but not limited to, all such marketplace seller's

transactions for tangible personal property or a service, however consummated, including transactions completed on a website operated by:

- (1) The marketplace seller;
- (2) an affiliated person; or
- (3) a contract party, including a marketplace facilitator.

(n) The meaning ascribed to words and phrases in K.S.A. 79-3602, and amendments thereto, insofar as practicable, shall be applicable herein unless otherwise provided.

New Sec. 6. (a) On and after October 1, 2019, any marketplace facilitator that meets the criteria in subsection (b) or that has a physical presence in this state, must collect and remit retail sales or use tax on all taxable retail sales made or facilitated by the marketplace facilitator into this state pursuant to this act. Marketplace facilitators must begin collecting state and local retail sales or use taxes on taxable retail sales made or facilitated by the marketplace facilitator sourced to this state beginning on the first day of the next calendar month that is at least 30 days from the date that the marketplace facilitator met the threshold described in subsection (b).

(b) A marketplace facilitator is subject to subsection (a) if:

(1) (A) For calendar year 2018, the marketplace facilitator had in excess of \$100,000 of cumulative gross receipts from retail sales sourced to this state;

(B) for the period beginning on January 1, 2019, through September 30, 2019, the marketplace facilitator had in excess of \$100,000 of cumulative gross receipts from retail sales sourced to this state; or

(C) during the current or immediately preceding calendar year, the marketplace facilitator had in excess of \$100,000 of cumulative gross receipts from retail sales sourced to this state.

(2) (A) For any marketplace facilitator who satisfies the provisions of subsection (b)(1), such retailer shall not be required to collect and remit any taxes from sales occurring prior to October 1, 2019.

(B) For any marketplace facilitator who satisfies the provisions of subsection (b)(1) (C) for sales in the current calendar year for the first time, such marketplace facilitator shall be required to collect and remit the tax on any sales in excess of the \$100,000 of cumulative gross receipts from sales in the current calendar year by the marketplace facilitator to customers in this state.

New Sec. 7. (a) In addition to other applicable recordkeeping requirements, the department may require a marketplace facilitator or referrer to provide or make available to the department any information the department determines is reasonably necessary to enforce the provisions of this act, the Kansas retailers' sales tax act and the Kansas compensating tax act. Such information may include documentation of sales made by marketplace sellers through the marketplace facilitator's physical or electronic marketplace. The department may prescribe by rules and regulations the form and manner for providing this information.

(b) A marketplace facilitator is relieved of liability under this act for failure to collect the correct amount of tax to the extent that the marketplace facilitator can show to the department's satisfaction that the error was due to incorrect information given to the marketplace facilitator by the marketplace seller, unless the marketplace facilitator and marketplace seller are affiliated persons. When the marketplace facilitator is relieved of liability under this subsection, the marketplace seller is solely liable for the

amount of uncollected tax due.

(c) Except as otherwise provided in this section, a marketplace seller obligated to collect the taxes imposed under this act is not required to collect such taxes on all taxable retail sales through a marketplace operated by a marketplace facilitator if the marketplace seller entered into an agreement with the marketplace facilitator indicating that the marketplace facilitator is registered with the department and will collect all applicable taxes due under this act, the Kansas retailers' sales tax act or the Kansas compensating tax act on all taxable retail sales made on behalf of the marketplace seller through the marketplace operated by the marketplace facilitator. This subsection does not relieve a marketplace seller from liability for uncollected taxes due under this act, the Kansas retailers' sales tax act or the Kansas compensating tax act resulting from a marketplace facilitator's failure to collect the proper amount of tax due when the error was due to incorrect information given to the marketplace facilitator by the marketplace seller.

(d) No class action may be brought against a marketplace facilitator in any court of this state on behalf of purchasers arising from or in any way related to an overpayment of sales or use tax collected by the marketplace facilitator or referrer, regardless of whether that claim is characterized as a tax refund claim. Nothing in this subsection affects a purchaser's right to seek a refund from the department as provided by the Kansas retailers' sales tax act.

New Sec. 8. (a) Except as otherwise provided in this act, taxes imposed under the Kansas retailers' sales tax act or the Kansas compensating tax act and payable by a consumer directly to the department are due, on returns prescribed by the department, as prescribed by those acts.

(b) Nothing in this act affects the obligation of any purchaser from this state to remit retail sales or use tax as to any applicable taxable transaction in which the seller does not collect and remit retail sales or use tax.

New Sec. 9. (a) A marketplace facilitator that is subject to section 6, and amendments thereto, and is complying with the requirements of the Kansas retailers' sales tax act or the Kansas compensating tax act may only seek a recovery of retail sales and use taxes, penalties or interest from the department by following the recovery procedures established under the Kansas retailers' sales tax act. However, no claim may be granted on the basis that the taxpayer lacked a physical presence in this state and complied with the tax collection provisions of the Kansas retailers' sales tax act or the Kansas compensating tax act voluntarily.

(b) Neither the state nor any marketplace facilitator who collects and remits retail sales or use tax under section 6, and amendments thereto, is liable to a purchaser that claims that the retail sales or use tax has been over-collected because a provision of this act is later deemed unlawful.

New Sec. 10. Except as otherwise provided in this act, the provisions of K.S.A. 79-3601 through 79-3696, and amendments thereto, relating to enforcement, collection and administration, insofar as practicable, shall have full force and effect with respect to taxes imposed under the provisions of the Kansas main street parity act.

New Sec. 11. The secretary of revenue shall adopt such rules and regulations as deemed necessary for the administration of this act.

New Sec. 12. If any provision of the Kansas main street parity act or the application thereof to any person or circumstance is held invalid, the invalidity shall not

affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

New Sec. 13. (a) There is hereby levied and there shall be collected and paid a tax upon the gross receipts from the sale of food and food ingredients. Commencing on October 1, 2019, the rate of tax shall be 5.5%.

(b) The provisions of this section shall not apply to prepared food, unless sold without eating utensils provided by the seller and described below:

(1) Food sold by a seller whose proper primary NAICS classification is manufacturing in sector 311, except subsector 3118 (bakeries);

(2) (A) food sold in an unheated state by weight or volume as a single item; or

(B) only meat or seafood sold in an unheated state by weight or volume as a single item;

(3) bakery items, including bread, rolls, buns, biscuits, bagels, croissants, pastries, donuts, danish, cakes, tortes, pies, tarts, muffins, bars, cookies and tortillas;

(4) food sold that ordinarily requires additional cooking, as opposed to just reheating, by the consumer prior to consumption; or

(5) bottled water that is not otherwise sold as prepared food.

(c) The provisions of this section shall be a part of and supplemental to the Kansas retailers' sales tax act.

Sec. 14. K.S.A. 2018 Supp. 79-3602 is hereby amended to read as follows: 79-3602. Except as otherwise provided, as used in the Kansas retailers' sales tax act:

(a) "Agent" means a person appointed by a seller to represent the seller before the member states.

(b) "Agreement" means the multistate agreement entitled the streamlined sales and use tax agreement approved by the streamlined sales tax implementing states at Chicago, Illinois on November 12, 2002.

(c) "Alcoholic beverages" means beverages that are suitable for human consumption and contain 0.05% or more of alcohol by volume.

(d) "Certified automated system (CAS)" means software certified under the agreement to calculate the tax imposed by each jurisdiction on a transaction, determine the amount of tax to remit to the appropriate state and maintain a record of the transaction.

(e) "Certified service provider (CSP)" means an agent certified under the agreement to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(f) "Computer" means an electronic device that accepts information in digital or similar form and manipulates it for a result based on a sequence of instructions.

(g) "Computer software" means a set of coded instructions designed to cause a computer or automatic data processing equipment to perform a task.

(h) "Delivered electronically" means delivered to the purchaser by means other than tangible storage media.

(i) "Delivery charges" means charges by the seller of personal property or services for preparation and delivery to a location designated by the purchaser of personal property or services including, but not limited to, transportation, shipping, postage, handling, crating and packing. Delivery charges shall not include charges for delivery of direct mail if the charges are separately stated on an invoice or similar billing document given to the purchaser.

(j) "Direct mail" means printed material delivered or distributed by United States mail or other delivery services to a mass audience or to addressees on a mailing list provided by the purchaser or at the direction of the purchaser when the cost of the items are not billed directly to the recipients. Direct mail includes tangible personal property supplied directly or indirectly by the purchaser to the direct mail seller for inclusion in the package containing the printed material. Direct mail does not include multiple items of printed material delivered to a single address.

(k) "Director" means the state director of taxation.

(l) "Educational institution" means any nonprofit school, college and university that offers education at a level above the 12th grade, and conducts regular classes and courses of study required for accreditation by, or membership in, the higher learning commission, the state board of education, or that otherwise qualify as an "educational institution," as defined by K.S.A. 74-50,103, and amendments thereto. Such phrase shall include: (1) A group of educational institutions that operates exclusively for an educational purpose; (2) nonprofit endowment associations and foundations organized and operated exclusively to receive, hold, invest and administer moneys and property as a permanent fund for the support and sole benefit of an educational institution; (3) nonprofit trusts, foundations and other entities organized and operated principally to hold and own receipts from intercollegiate sporting events and to disburse such receipts, as well as grants and gifts, in the interest of collegiate and intercollegiate athletic programs for the support and sole benefit of an educational institution; and (4) nonprofit trusts, foundations and other entities organized and operated for the primary purpose of encouraging, fostering and conducting scholarly investigations and industrial and other types of research for the support and sole benefit of an educational institution.

(m) "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

(n) "Food and food ingredients" means substances, whether in liquid, concentrated, solid, frozen, dried or dehydrated form, that are sold for ingestion or chewing by humans and are consumed for their taste or nutritional value. "Food and food ingredients" does not include alcoholic beverages, candy, dietary supplements, food sold through vending machines, soft drinks or tobacco. "Food and food ingredients" does include bottled water.

(o) "Gross receipts" means the total selling price or the amount received as defined in this act, in money, credits, property or other consideration valued in money from sales at retail within this state; and embraced within the provisions of this act. The taxpayer, may take credit in the report of gross receipts for: (1) An amount equal to the selling price of property returned by the purchaser when the full sale price thereof, including the tax collected, is refunded in cash or by credit; and (2) an amount equal to the allowance given for the trade-in of property.

(p) "Ingredient or component part" means tangible personal property which is necessary or essential to, and which is actually used in and becomes an integral and material part of tangible personal property or services produced, manufactured or compounded for sale by the producer, manufacturer or compounder in its regular course of business. The following items of tangible personal property are hereby declared to be ingredients or component parts, but the listing of such property shall not be deemed to be exclusive nor shall such listing be construed to be a restriction upon, or an indication of, the type or types of property to be included within the definition of "ingredient or

component part" as herein set forth:

(1) Containers, labels and shipping cases used in the distribution of property produced, manufactured or compounded for sale which are not to be returned to the producer, manufacturer or compounder for reuse.

(2) Containers, labels, shipping cases, paper bags, drinking straws, paper plates, paper cups, twine and wrapping paper used in the distribution and sale of property taxable under the provisions of this act by wholesalers and retailers and which is not to be returned to such wholesaler or retailer for reuse.

(3) Seeds and seedlings for the production of plants and plant products produced for resale.

(4) Paper and ink used in the publication of newspapers.

(5) Fertilizer used in the production of plants and plant products produced for resale.

(6) Feed for animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber, fur, or the production of offspring for use for any such purpose or purposes.

(q) "Isolated or occasional sale" means the nonrecurring sale of tangible personal property, or services taxable hereunder by a person not engaged at the time of such sale in the business of selling such property or services. Any religious organization which makes a nonrecurring sale of tangible personal property acquired for the purpose of resale shall be deemed to be not engaged at the time of such sale in the business of selling such property. Such term shall include: (1) Any sale by a bank, savings and loan institution, credit union or any finance company licensed under the provisions of the Kansas uniform consumer credit code of tangible personal property which has been repossessed by any such entity; and (2) any sale of tangible personal property made by an auctioneer or agent on behalf of not more than two principals or households if such sale is nonrecurring and any such principal or household is not engaged at the time of such sale in the business of selling tangible personal property.

(r) "Lease or rental" means any transfer of possession or control of tangible personal property for a fixed or indeterminate term for consideration. A lease or rental may include future options to purchase or extend.

(1) Lease or rental does not include: (A) A transfer of possession or control of property under a security agreement or deferred payment plan that requires the transfer of title upon completion of the required payments;

(B) a transfer or possession or control of property under an agreement that requires the transfer of title upon completion of required payments and payment of an option price does not exceed the greater of \$100 or 1% of the total required payments; or

(C) providing tangible personal property along with an operator for a fixed or indeterminate period of time. A condition of this exclusion is that the operator is necessary for the equipment to perform as designed. For the purpose of this subsection, an operator must do more than maintain, inspect or set-up the tangible personal property.

(2) Lease or rental does include agreements covering motor vehicles and trailers where the amount of consideration may be increased or decreased by reference to the amount realized upon sale or disposition of the property as defined in 26 U.S.C. §

7701(h)(1).

(3) This definition shall be used for sales and use tax purposes regardless if a transaction is characterized as a lease or rental under generally accepted accounting principles, the internal revenue code, the uniform commercial code, K.S.A. 84-1-101 et seq., and amendments thereto, or other provisions of federal, state or local law.

(4) This definition will be applied only prospectively from the effective date of this act and will have no retroactive impact on existing leases or rentals.

(s) "Load and leave" means delivery to the purchaser by use of a tangible storage media where the tangible storage media is not physically transferred to the purchaser.

(t) "Member state" means a state that has entered in the agreement, pursuant to provisions of article VIII of the agreement.

(u) "Model 1 seller" means a seller that has selected a CSP as its agent to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(v) "Model 2 seller" means a seller that has selected a CAS to perform part of its sales and use tax functions, but retains responsibility for remitting the tax.

(w) "Model 3 seller" means a seller that has sales in at least five member states, has total annual sales revenue of at least \$500,000,000, has a proprietary system that calculates the amount of tax due each jurisdiction and has entered into a performance agreement with the member states that establishes a tax performance standard for the seller. As used in this subsection a seller includes an affiliated group of sellers using the same proprietary system.

(x) "Municipal corporation" means any city incorporated under the laws of Kansas.

(y) "Nonprofit blood bank" means any nonprofit place, organization, institution or establishment that is operated wholly or in part for the purpose of obtaining, storing, processing, preparing for transfusing, furnishing, donating or distributing human blood or parts or fractions of single blood units or products derived from single blood units, whether or not any remuneration is paid therefor, or whether such procedures are done for direct therapeutic use or for storage for future use of such products.

(z) "Persons" means any individual, firm, copartnership, joint adventure, association, corporation, estate or trust, receiver or trustee, or any group or combination acting as a unit, and the plural as well as the singular number; and shall specifically mean any city or other political subdivision of the state of Kansas engaging in a business or providing a service specifically taxable under the provisions of this act.

(aa) "Political subdivision" means any municipality, agency or subdivision of the state which is, or shall hereafter be, authorized to levy taxes upon tangible property within the state or which certifies a levy to a municipality, agency or subdivision of the state which is, or shall hereafter be, authorized to levy taxes upon tangible property within the state. Such term also shall include any public building commission, housing, airport, port, metropolitan transit or similar authority established pursuant to law and the horsethief reservoir benefit district established pursuant to K.S.A. 82a-2201, and amendments thereto.

(bb) "Prescription" means an order, formula or recipe issued in any form of oral, written, electronic or other means of transmission by a duly licensed practitioner authorized by the laws of this state.

(cc) "Prewritten computer software" means computer software, including prewritten upgrades, which is not designed and developed by the author or other creator

to the specifications of a specific purchaser. The combining of two or more prewritten computer software programs or prewritten portions thereof does not cause the combination to be other than prewritten computer software. Prewritten computer software includes software designed and developed by the author or other creator to the specifications of a specific purchaser when it is sold to a person other than the purchaser. Where a person modifies or enhances computer software of which the person is not the author or creator, the person shall be deemed to be the author or creator only of such person's modifications or enhancements. Prewritten computer software or a prewritten portion thereof that is modified or enhanced to any degree, where such modification or enhancement is designed and developed to the specifications of a specific purchaser, remains prewritten computer software, except that where there is a reasonable, separately stated charge or an invoice or other statement of the price given to the purchaser for such modification or enhancement, such modification or enhancement shall not constitute prewritten computer software.

(dd) "Property which is consumed" means tangible personal property which is essential or necessary to and which is used in the actual process of and consumed, depleted or dissipated within one year in: (1) The production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property; (2) the providing of services; (3) the irrigation of crops, for sale in the regular course of business; or (4) the storage or processing of grain by a public grain warehouse or other grain storage facility, and which is not reusable for such purpose. The following is a listing of tangible personal property, included by way of illustration but not of limitation, which qualifies as property which is consumed:

(A) Insecticides, herbicides, germicides, pesticides, fungicides, fumigants, antibiotics, biologicals, pharmaceuticals, vitamins and chemicals for use in commercial or agricultural production, processing or storage of fruit, vegetables, feeds, seeds, grains, animals or animal products whether fed, injected, applied, combined with or otherwise used;

(B) electricity, gas and water; and

(C) petroleum products, lubricants, chemicals, solvents, reagents and catalysts.

(ee) "Purchase price" applies to the measure subject to use tax and has the same meaning as sales price.

(ff) "Purchaser" means a person to whom a sale of personal property is made or to whom a service is furnished.

(gg) "Quasi-municipal corporation" means any county, township, school district, drainage district or any other governmental subdivision in the state of Kansas having authority to receive or hold moneys or funds.

(hh) "Registered under this agreement" means registration by a seller with the member states under the central registration system provided in article IV of the agreement.

(ii) "Retailer" means a seller regularly engaged in the business of selling, leasing or renting tangible personal property at retail or furnishing electrical energy, gas, water, services or entertainment, and selling only to the user or consumer and not for resale.

(jj) "Retail sale" or "sale at retail" means any sale, lease or rental for any purpose other than for resale, sublease or subrent.

(kk) "Sale" or "sales" means the exchange of tangible personal property, as well as the sale thereof for money, and every transaction, conditional or otherwise, for a

consideration, constituting a sale, including the sale or furnishing of electrical energy, gas, water, services or entertainment taxable under the terms of this act and including, except as provided in the following provision, the sale of the use of tangible personal property by way of a lease, license to use or the rental thereof regardless of the method by which the title, possession or right to use the tangible personal property is transferred. The term "sale" or "sales" shall not mean the sale of the use of any tangible personal property used as a dwelling by way of a lease or rental thereof for a term of more than 28 consecutive days.

(ll) (1) "Sales or selling price" applies to the measure subject to sales tax and means the total amount of consideration, including cash, credit, property and services, for which personal property or services are sold, leased or rented, valued in money, whether received in money or otherwise, without any deduction for the following:

(A) The seller's cost of the property sold;

(B) the cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller and any other expense of the seller;

(C) charges by the seller for any services necessary to complete the sale, other than delivery and installation charges;

(D) delivery charges; and

(E) installation charges.

(2) "Sales or selling price" includes consideration received by the seller from third parties if:

(A) The seller actually receives consideration from a party other than the purchaser and the consideration is directly related to a price reduction or discount on the sale;

(B) the seller has an obligation to pass the price reduction or discount through to the purchaser;

(C) the amount of the consideration attributable to the sale is fixed and determinable by the seller at the time of the sale of the item to the purchaser; and

(D) one of the following criteria is met:

(i) The purchaser presents a coupon, certificate or other documentation to the seller to claim a price reduction or discount where the coupon, certificate or documentation is authorized, distributed or granted by a third party with the understanding that the third party will reimburse any seller to whom the coupon, certificate or documentation is presented;

(ii) the purchaser identifies to the seller that the purchaser is a member of a group or organization entitled to a price reduction or discount. A preferred customer card that is available to any patron does not constitute membership in such a group; or

(iii) the price reduction or discount is identified as a third party price reduction or discount on the invoice received by the purchaser or on a coupon, certificate or other documentation presented by the purchaser.

(3) "Sales or selling price" shall not include:

(A) Discounts, including cash, term or coupons that are not reimbursed by a third party that are allowed by a seller and taken by a purchaser on a sale;

(B) interest, financing and carrying charges from credit extended on the sale of personal property or services, if the amount is separately stated on the invoice, bill of sale or similar document given to the purchaser;

(C) any taxes legally imposed directly on the consumer that are separately stated on

the invoice, bill of sale or similar document given to the purchaser;

(D) the amount equal to the allowance given for the trade-in of property, if separately stated on the invoice, billing or similar document given to the purchaser; and

(E) commencing on July 1, 2018, and ending on June 30, 2021, cash rebates granted by a manufacturer to a purchaser or lessee of a new motor vehicle if paid directly to the retailer as a result of the original sale.

(mm) "Seller" means a person making sales, leases or rentals of personal property or services.

(nn) "Service" means those services described in and taxed under the provisions of K.S.A. 79-3603, and amendments thereto.

(oo) "Sourcing rules" means the rules set forth in K.S.A. 2018 Supp. 79-3670 through 79-3673, K.S.A. 12-191 and 12-191a, and amendments thereto, which shall apply to identify and determine the state and local taxing jurisdiction sales or use taxes to pay, or collect and remit on a particular retail sale.

(pp) "Tangible personal property" means personal property that can be seen, weighed, measured, felt or touched, or that is in any other manner perceptible to the senses. Tangible personal property includes electricity, water, gas, steam and prewritten computer software.

(qq) "Taxpayer" means any person obligated to account to the director for taxes collected under the terms of this act.

(rr) "Tobacco" means cigarettes, cigars, chewing or pipe tobacco or any other item that contains tobacco.

(ss) "Entity-based exemption" means an exemption based on who purchases the product or who sells the product. An exemption that is available to all individuals shall not be considered an entity-based exemption.

(tt) "Over-the-counter drug" means a drug that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. The over-the-counter drug label includes: (1) A drug facts panel; or (2) a statement of the active ingredients with a list of those ingredients contained in the compound, substance or preparation. Over-the-counter drugs do not include grooming and hygiene products such as soaps, cleaning solutions, shampoo, toothpaste, antiperspirants and sun tan lotions and screens.

(uu) "Ancillary services" means services that are associated with or incidental to the provision of telecommunications services, including, but not limited to, detailed telecommunications billing, directory assistance, vertical service and voice mail services.

(vv) "Conference bridging service" means an ancillary service that links two or more participants of an audio or video conference call and may include the provision of a telephone number. Conference bridging service does not include the telecommunications services used to reach the conference bridge.

(ww) "Detailed telecommunications billing service" means an ancillary service of separately stating information pertaining to individual calls on a customer's billing statement.

(xx) "Directory assistance" means an ancillary service of providing telephone number information or address information, or both.

(yy) "Vertical service" means an ancillary service that is offered in connection with one or more telecommunications services, which offers advanced calling features that allow customers to identify callers and to manage multiple calls and call connections,

including conference bridging services.

(zz) "Voice mail service" means an ancillary service that enables the customer to store, send or receive recorded messages. Voice mail service does not include any vertical services that the customer may be required to have in order to utilize the voice mail service.

(aaa) "Telecommunications service" means the electronic transmission, conveyance or routing of voice, data, audio, video or any other information or signals to a point, or between or among points. The term telecommunications service includes such transmission, conveyance or routing in which computer processing applications are used to act on the form, code or protocol of the content for purposes of transmissions, conveyance or routing without regard to whether such service is referred to as voice over internet protocol services or is classified by the federal communications commission as enhanced or value added. Telecommunications service does not include:

(1) Data processing and information services that allow data to be generated, acquired, stored, processed or retrieved and delivered by an electronic transmission to a purchaser where such purchaser's primary purpose for the underlying transaction is the processed data or information;

(2) installation or maintenance of wiring or equipment on a customer's premises;

(3) tangible personal property;

(4) advertising, including, but not limited to, directory advertising;

(5) billing and collection services provided to third parties;

(6) internet access service;

(7) radio and television audio and video programming services, regardless of the medium, including the furnishing of transmission, conveyance and routing of such services by the programming service provider. Radio and television audio and video programming services shall include, but not be limited to, cable service as defined in 47 U.S.C. § 522(6) and audio and video programming services delivered by commercial mobile radio service providers, as defined in 47 C.F.R. § 20.3;

(8) ancillary services; or

(9) digital products delivered electronically, including, but not limited to, software, music, video, reading materials or ring tones.

(bbb) "800 service" means a telecommunications service that allows a caller to dial a toll-free number without incurring a charge for the call. The service is typically marketed under the name 800, 855, 866, 877 and 888 toll-free calling, and any subsequent numbers designated by the federal communications commission.

(ccc) "900 service" means an inbound toll telecommunications service purchased by a subscriber that allows the subscriber's customers to call in to the subscriber's prerecorded announcement or live service. 900 service does not include the charge for collection services provided by the seller of the telecommunications services to the subscriber, or service or product sold by the subscriber to the subscriber's customer. The service is typically marketed under the name 900 service, and any subsequent numbers designated by the federal communications commission.

(ddd) "Value-added non-voice data service" means a service that otherwise meets the definition of telecommunications services in which computer processing applications are used to act on the form, content, code or protocol of the information or data primarily for a purpose other than transmission, conveyance or routing.

(eee) "International" means a telecommunications service that originates or

terminates in the United States and terminates or originates outside the United States, respectively. United States includes the District of Columbia or a U.S. territory or possession.

(fff) "Interstate" means a telecommunications service that originates in one United States state, or a United States territory or possession, and terminates in a different United States state or a United States territory or possession.

(ggg) "Intrastate" means a telecommunications service that originates in one United States state or a United States territory or possession, and terminates in the same United States state or a United States territory or possession.

(hhh) "Bottled water" means water that is placed in a safety sealed container or package for human consumption. "Bottled water" is calorie free and does not contain sweeteners or other additives, except that it may contain:

- (1) Antimicrobial agents;
- (2) fluoride;
- (3) carbonation;
- (4) vitamins, minerals and electrolytes;
- (5) oxygen;
- (6) preservatives; or
- (7) only those flavors, extracts or essences derived from a spice or fruit.

"Bottled water" includes water that is delivered to the buyer in a reusable container that is not sold with the water.

(iii) "Candy" means a preparation of sugar, honey or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops or pieces. "Candy" shall not include any preparation containing flour and shall require no refrigeration.

(jjj) "Food sold through vending machines" means food dispensed from a machine or other mechanical device that accepts payment.

(lll) "Prepared food" means:

- (1) Food sold in a heated state or heated by the seller;
- (2) two or more food ingredients mixed or combined by the seller for sale as a single item; or

(3) food sold with eating utensils provided by the seller, including plates, knives, forks, spoons, glasses, cups, napkins or straws. A plate does not include a container or packaging used to transport the food.

"Prepared food" does not include food that is only cut, repackaged or pasteurized by the seller, and eggs, fish, meat, poultry and foods containing these raw animal foods requiring cooking by the consumer as recommended by the food and drug administration in chapter 3, part 401.11 of its food code so as to prevent food borne illnesses.

(mmm) "Soft drinks" means nonalcoholic beverages that contain natural or artificial sweeteners. "Soft drinks" does not include beverages that contain milk or milk products, soy, rice or similar milk substitutes, or greater than 50% of vegetable or fruit juice by volume.

(nnn) "Dietary supplement" shall have the same meaning ascribed to it as in K.S.A. 79-3606(jjj), and amendments thereto.

Sec. 15. K.S.A. 2018 Supp. 79-3603 is hereby amended to read as follows: 79-3603. For the privilege of engaging in the business of selling tangible personal property

at retail in this state or rendering or furnishing any of the services taxable under this act, there is hereby levied and there shall be collected and paid a tax at the rate of ~~6.15%~~ and commencing July 1, 2015, at the rate of 6.5%. except as otherwise provided in section 13, and amendments thereto; and within a redevelopment district established pursuant to K.S.A. 74-8921, and amendments thereto, there is hereby levied and there shall be collected and paid an additional tax at the rate of 2% until the earlier of the date the bonds issued to finance or refinance the redevelopment project have been paid in full or the final scheduled maturity of the first series of bonds issued to finance any part of the project. Such tax shall be imposed upon:

(a) The gross receipts received from the sale of tangible personal property at retail within this state;

(b) the gross receipts from intrastate, interstate or international telecommunications services and any ancillary services sourced to this state in accordance with K.S.A. 2018 Supp. 79-3673, and amendments thereto, except that telecommunications service does not include: (1) Any interstate or international 800 or 900 service; (2) any interstate or international private communications service as defined in K.S.A. 2018 Supp. 79-3673, and amendments thereto; (3) any value-added nonvoice data service; (4) any telecommunication service to a provider of telecommunication services which will be used to render telecommunications services, including carrier access services; or (5) any service or transaction defined in this section among entities classified as members of an affiliated group as provided by section 1504 of the federal internal revenue code of 1986, as in effect on January 1, 2001;

(c) the gross receipts from the sale or furnishing of gas, water, electricity and heat, which sale is not otherwise exempt from taxation under the provisions of this act, and whether furnished by municipally or privately owned utilities, except that, on and after January 1, 2006, for sales of gas, electricity and heat delivered through mains, lines or pipes to residential premises for noncommercial use by the occupant of such premises, and for agricultural use and also, for such use, all sales of propane gas, the state rate shall be 0%; and for all sales of propane gas, LP gas, coal, wood and other fuel sources for the production of heat or lighting for noncommercial use of an occupant of residential premises, the state rate shall be 0%, but such tax shall not be levied and collected upon the gross receipts from: (1) The sale of a rural water district benefit unit; (2) a water system impact fee, system enhancement fee or similar fee collected by a water supplier as a condition for establishing service; or (3) connection or reconnection fees collected by a water supplier;

(d) the gross receipts from the sale of meals or drinks furnished at any private club, drinking establishment, catered event, restaurant, eating house, dining car, hotel, drugstore or other place where meals or drinks are regularly sold to the public;

(e) the gross receipts from the sale of admissions to any place providing amusement, entertainment or recreation services including admissions to state, county, district and local fairs, but such tax shall not be levied and collected upon the gross receipts received from sales of admissions to any cultural and historical event which occurs triennially;

(f) the gross receipts from the operation of any coin-operated device dispensing or providing tangible personal property, amusement or other services except laundry services, whether automatic or manually operated;

(g) the gross receipts from the service of renting of rooms by hotels, as defined by

K.S.A. 36-501, and amendments thereto, or by accommodation brokers, as defined by K.S.A. 12-1692, and amendments thereto, but such tax shall not be levied and collected upon the gross receipts received from sales of such service to the federal government and any agency, officer or employee thereof in association with the performance of official government duties;

(h) the gross receipts from the service of renting or leasing of tangible personal property except such tax shall not apply to the renting or leasing of machinery, equipment or other personal property owned by a city and purchased from the proceeds of industrial revenue bonds issued prior to July 1, 1973, in accordance with the provisions of K.S.A. 12-1740 through 12-1749, and amendments thereto, and any city or lessee renting or leasing such machinery, equipment or other personal property purchased with the proceeds of such bonds who shall have paid a tax under the provisions of this section upon sales made prior to July 1, 1973, shall be entitled to a refund from the sales tax refund fund of all taxes paid thereon;

(i) the gross receipts from the rendering of dry cleaning, pressing, dyeing and laundry services except laundry services rendered through a coin-operated device whether automatic or manually operated;

(j) the gross receipts from the rendering of the services of washing and waxing and waxing of vehicles;

(k) the gross receipts from cable, community antennae and other subscriber radio and television services;

(l) (1) except as otherwise provided by paragraph (2), the gross receipts received from the sales of tangible personal property to all contractors, subcontractors or repairmen for use by them in erecting structures, or building on, or otherwise improving, altering, or repairing real or personal property.

(2) Any such contractor, subcontractor or repairman who maintains an inventory of such property both for sale at retail and for use by them for the purposes described by paragraph (1) shall be deemed a retailer with respect to purchases for and sales from such inventory, except that the gross receipts received from any such sale, other than a sale at retail, shall be equal to the total purchase price paid for such property and the tax imposed thereon shall be paid by the deemed retailer;

(m) the gross receipts received from fees and charges by public and private clubs, drinking establishments, organizations and businesses for participation in sports, games and other recreational activities, but such tax shall not be levied and collected upon the gross receipts received from: (1) Fees and charges by any political subdivision, by any organization exempt from property taxation pursuant to K.S.A. 79-201 *Ninth*, and amendments thereto, or by any youth recreation organization exclusively providing services to persons 18 years of age or younger which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for participation in sports, games and other recreational activities; and (2) entry fees and charges for participation in a special event or tournament sanctioned by a national sporting association to which spectators are charged an admission which is taxable pursuant to subsection (e);

(n) the gross receipts received from dues charged by public and private clubs, drinking establishments, organizations and businesses, payment of which entitles a member to the use of facilities for recreation or entertainment, but such tax shall not be levied and collected upon the gross receipts received from: (1) Dues charged by any

organization exempt from property taxation pursuant to K.S.A. 79-201 *Eighth* and *Ninth*, and amendments thereto; and (2) sales of memberships in a nonprofit organization which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and whose purpose is to support the operation of a nonprofit zoo;

(o) the gross receipts received from the isolated or occasional sale of motor vehicles or trailers but not including: (1) The transfer of motor vehicles or trailers by a person to a corporation or limited liability company solely in exchange for stock securities or membership interest in such corporation or limited liability company; (2) the transfer of motor vehicles or trailers by one corporation or limited liability company to another when all of the assets of such corporation or limited liability company are transferred to such other corporation or limited liability company; or (3) the sale of motor vehicles or trailers which are subject to taxation pursuant to the provisions of K.S.A. 79-5101 et seq., and amendments thereto, by an immediate family member to another immediate family member. For the purposes of paragraph (3), immediate family member means lineal ascendants or descendants, and their spouses. Any amount of sales tax paid pursuant to the Kansas retailers sales tax act on the isolated or occasional sale of motor vehicles or trailers on and after July 1, 2004, which the base for computing the tax was the value pursuant to K.S.A. 79-5105(a), (b)(1) and (b)(2), and amendments thereto, when such amount was higher than the amount of sales tax which would have been paid under the law as it existed on June 30, 2004, shall be refunded to the taxpayer pursuant to the procedure prescribed by this section. Such refund shall be in an amount equal to the difference between the amount of sales tax paid by the taxpayer and the amount of sales tax which would have been paid by the taxpayer under the law as it existed on June 30, 2004. Each claim for a sales tax refund shall be verified and submitted not later than six months from the effective date of this act to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of tax paid as provided by this act. All such refunds shall be paid from the sales tax refund fund, upon warrants of the director of accounts and reports pursuant to vouchers approved by the director of taxation or the director's designee. No refund for an amount less than \$10 shall be paid pursuant to this act. In determining the base for computing the tax on such isolated or occasional sale, the fair market value of any motor vehicle or trailer traded in by the purchaser to the seller may be deducted from the selling price;

(p) the gross receipts received for the service of installing or applying tangible personal property which when installed or applied is not being held for sale in the regular course of business, and whether or not such tangible personal property when installed or applied remains tangible personal property or becomes a part of real estate, except that no tax shall be imposed upon the service of installing or applying tangible personal property in connection with the original construction of a building or facility, the original construction, reconstruction, restoration, remodeling, renovation, repair or replacement of a residence or the construction, reconstruction, restoration, replacement or repair of a bridge or highway.

For the purposes of this subsection:

(1) "Original construction" shall mean the first or initial construction of a new building or facility. The term "original construction" shall include the addition of an

entire room or floor to any existing building or facility, the completion of any unfinished portion of any existing building or facility and the restoration, reconstruction or replacement of a building, facility or utility structure damaged or destroyed by fire, flood, tornado, lightning, explosion, windstorm, ice loading and attendant winds, terrorism or earthquake, but such term, except with regard to a residence, shall not include replacement, remodeling, restoration, renovation or reconstruction under any other circumstances;

(2) "building" shall mean only those enclosures within which individuals customarily are employed, or which are customarily used to house machinery, equipment or other property, and including the land improvements immediately surrounding such building;

(3) "facility" shall mean a mill, plant, refinery, oil or gas well, water well, feedlot or any conveyance, transmission or distribution line of any cooperative, nonprofit, membership corporation organized under or subject to the provisions of K.S.A. 17-4601 et seq., and amendments thereto, or municipal or quasi-municipal corporation, including the land improvements immediately surrounding such facility;

(4) "residence" shall mean only those enclosures within which individuals customarily live;

(5) "utility structure" shall mean transmission and distribution lines owned by an independent transmission company or cooperative, the Kansas electric transmission authority or natural gas or electric public utility; and

(6) "windstorm" shall mean straight line winds of at least 80 miles per hour as determined by a recognized meteorological reporting agency or organization;

(q) the gross receipts received for the service of repairing, servicing, altering or maintaining tangible personal property which when such services are rendered is not being held for sale in the regular course of business, and whether or not any tangible personal property is transferred in connection therewith. The tax imposed by this subsection shall be applicable to the services of repairing, servicing, altering or maintaining an item of tangible personal property which has been and is fastened to, connected with or built into real property;

(r) the gross receipts from fees or charges made under service or maintenance agreement contracts for services, charges for the providing of which are taxable under the provisions of subsection (p) or (q);

(s) on and after January 1, 2005, the gross receipts received from the sale of prewritten computer software and the sale of the services of modifying, altering, updating or maintaining prewritten computer software, whether the prewritten computer software is installed or delivered electronically by tangible storage media physically transferred to the purchaser or by load and leave;

(t) the gross receipts received for telephone answering services;

(u) the gross receipts received from the sale of prepaid calling service and prepaid wireless calling service as defined in K.S.A. 2018 Supp. 79-3673, and amendments thereto;

(v) all sales of bingo cards, bingo faces and instant bingo tickets by licensees under K.S.A. 2018 Supp. 75-5171 et seq., and amendments thereto, shall be exempt from taxes imposed pursuant to this section; and

(w) all sales of charitable raffle tickets in accordance with K.S.A. 2018 Supp. 75-5171 et seq., and amendments thereto, shall be exempt from taxes imposed pursuant to

this section.

Sec. 16. K.S.A. 2018 Supp. 79-3620 is hereby amended to read as follows: 79-3620. (a) All revenue collected or received by the director of taxation from the taxes imposed by this act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury, less amounts withheld as provided in subsection (b) and amounts credited as provided in subsections (c), (d) and (e), to the credit of the state general fund.

(b) A refund fund, designated as "sales tax refund fund" not to exceed \$100,000 shall be set apart and maintained by the director from sales tax collections and estimated tax collections and held by the state treasurer for prompt payment of all sales tax refunds. Such fund shall be in such amount, within the limit set by this section, as the director shall determine is necessary to meet current refunding requirements under this act. In the event such fund as established by this section is, at any time, insufficient to provide for the payment of refunds due claimants thereof, the director shall certify the amount of additional funds required to the director of accounts and reports who shall promptly transfer the required amount from the state general fund to the sales tax refund fund, and notify the state treasurer, who shall make proper entry in the records.

~~(c)(1) On July 1, 2010, the state treasurer shall credit 11.427% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(2) On July 1, 2011, the state treasurer shall credit 11.26% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(3) On July 1, 2012, the state treasurer shall credit 11.233% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(4) On July 1, 2013, the state treasurer shall credit 17.073% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.15%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(5) On July 1, 2015, the state treasurer shall credit 16.226% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(6) On July 1, 2016, and thereafter, the state treasurer shall credit 16.154% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.5%, and section 13, and amendments thereto, at the rates prescribed in K.S.A. 79-3603, and amendments thereto, and section 13, and amendments thereto, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

(d) The state treasurer shall credit all revenue collected or received from the tax imposed by K.S.A. 79-3603, and amendments thereto, as certified by the director, from taxpayers doing business within that portion of a STAR bond project district occupied

by a STAR bond project or taxpayers doing business with such entity financed by a STAR bond project as defined in K.S.A. 2018 Supp. 12-17,162, and amendments thereto, that was determined by the secretary of commerce to be of statewide as well as local importance or will create a major tourism area for the state or the project was designated as a STAR bond project as defined in K.S.A. 2018 Supp. 12-17,162, and amendments thereto, to the city bond finance fund, which fund is hereby created. The provisions of this subsection shall expire when the total of all amounts credited hereunder and under K.S.A. 79-3710(d), and amendments thereto, is sufficient to retire the special obligation bonds issued for the purpose of financing all or a portion of the costs of such STAR bond project.

(e) All revenue certified by the director of taxation as having been collected or received from the tax imposed by K.S.A. 79-3603(c), and amendments thereto, on the sale or furnishing of gas, water, electricity and heat for use or consumption within the intermodal facility district described in this subsection, shall be credited by the state treasurer to the state highway fund. Such revenue may be transferred by the secretary of transportation to the rail service improvement fund pursuant to law. The provisions of this subsection shall take effect upon certification by the secretary of transportation that a notice to proceed has been received for the construction of the improvements within the intermodal facility district, but not later than December 31, 2010, and shall expire when the secretary of revenue determines that the total of all amounts credited hereunder and pursuant to K.S.A. 79-3710(e), and amendments thereto, is equal to \$53,300,000, but not later than December 31, 2045. Thereafter, all revenues shall be collected and distributed in accordance with applicable law. For all tax reporting periods during which the provisions of this subsection are in effect, none of the exemptions contained in K.S.A. 79-3601 et seq., and amendments thereto, shall apply to the sale or furnishing of any gas, water, electricity and heat for use or consumption within the intermodal facility district. As used in this subsection, "intermodal facility district" shall consist of an intermodal transportation area as defined by K.S.A. 12-1770a(oo), and amendments thereto, located in Johnson county within the polygonal-shaped area having Waverly Road as the eastern boundary, 191st Street as the southern boundary, Four Corners Road as the western boundary, and Highway 56 as the northern boundary, and the polygonal-shaped area having Poplar Road as the eastern boundary, 183rd Street as the southern boundary, Waverly Road as the western boundary, and the BNSF mainline track as the northern boundary, that includes capital investment in an amount exceeding \$150 million for the construction of an intermodal facility to handle the transfer, storage and distribution of freight through railway and trucking operations.

Sec. 17. K.S.A. 2018 Supp. 79-3702 is hereby amended to read as follows: 79-3702. For the purposes of this act: (a) "Purchase price" means the consideration paid or given or contracted to be paid or given by any person to the seller of an article of tangible personal property for the article purchased. The term shall include, in addition to the consideration paid or given or contracted to be paid or given, the actual cost of transportation from the place where the article was purchased to the person using the same in this state. If a cash discount is allowed and taken on the sale it shall be deducted in arriving at the purchase price.

(b) The meaning ascribed to words and phrases in K.S.A. 79-3602, and amendments thereto, insofar as is practicable, shall be applicable herein unless otherwise provided. The provisions of K.S.A. 79-3601 ~~to through~~ 79-3625, ~~inclusive,~~

79-3650, and amendments thereto, and K.S.A. 2018 Supp. 79-3693 and 79-3694, and amendments thereto, relating to enforcement, collection and administration, insofar as practicable, shall have full force and effect with respect to taxes imposed under the provisions of this act.

(c) "Use" means the exercise within this state by any person of any right or power over tangible personal property incident to the ownership of that property, except that it shall not include processing, or the sale of the property in the regular course of business, and except storage as hereinafter defined.

(d) "Storage" means any keeping or retaining in this state for any purpose except sale in the regular course of business or subsequent use solely outside this state of tangible personal property purchased from a retailer.

(e) "Storage" and "use" do not include the keeping, retaining or exercising of any right or power over tangible personal property shipped or brought into this state for the purpose of subsequently transporting it outside the state for use thereafter solely outside the state, or for the purpose of being processed, fabricated, or manufactured into, attached to or incorporated into, other tangible personal property to be transported outside the state and thereafter used solely outside the state.

(f) "Property used in processing" means: (1) Any tangible personal property which, when used in fabrication, compounding, manufacturing or germination, becomes an integral part of the new article resulting from such fabrication, compounding, manufacturing, or germination, and intended to be sold ultimately at retail; and (2) fuel which is consumed in creating power, heat, or steam for processing or for generating electric current.

(g) "Retailer" means every person engaged in the business of selling tangible personal property for use within the meaning of this act, except that, when in the opinion of the director it is necessary for the efficient administration of this act to regard any salesperson, representatives, truckers, peddlers or canvassers as the agents of the dealers, distributors, supervisors, employers or persons under whom they operate or from whom they obtain the tangible personal property sold by them, irrespective of whether they are making sales on their own behalf or on behalf of such dealers, distributors, supervisors, employers, or persons, the director may so regard them and may regard the dealers, distributors, supervisors, employers, or persons as retailers for the purposes of this act.

(h) (1) "Retailer doing business in this state" or any like term, means: (A) Any retailer maintaining in this state, permanently, temporarily, directly or indirectly through a subsidiary, agent or representative, an office, distribution house, sales house, warehouse or other place of business;

(B) any retailer utilizing an employee, independent contractor, agent, representative, salesperson, canvasser, solicitor or other person operating in this state either permanently or temporarily, for the purpose of selling, delivering, installing, assembling, servicing, repairing, soliciting sales or the taking of orders for tangible personal property;

(C) any retailer, including a contractor, repair person or other service provider, who enters this state to perform services that are enumerated in K.S.A. 79-3603, and amendments thereto, and who is required to secure a retailer's sales tax registration certificate before performing those services;

(D) any retailer deriving rental receipts from a lease of tangible personal property

situated in this state;

(E) any person regularly maintaining a stock of tangible personal property in this state for sale in the normal course of business; ~~and~~

(F) any retailer who has any other contact with this state that would allow this state to require the retailer to collect and remit tax under the provisions of the constitution and laws of the United States; ~~and~~

(G) (i) for any retailer that does not satisfy any of the requirements contained in subparagraphs (A) through (F), such retailer shall be a retailer doing business in this state, if:

(a) For calendar year 2018, the retailer had in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state;

(b) for the period beginning on January 1, 2019, through September 30, 2019, the retailer had in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state; or

(c) during the current or immediately preceding calendar year, the retailer had in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state.

(ii) (a) For any retailer who satisfies the provisions of subparagraph (G)(i), such retailer shall not be required to collect and remit any taxes from sales occurring prior to October 1, 2019.

(b) For any retailer who satisfies the provisions of subparagraph (G)(i)(c) for sales in the current calendar year for the first time, such retailer shall be required to collect and remit the tax on any sales in excess of the \$100,000 of cumulative gross receipts from sales in the current calendar year by the retailer to customers in this state.

(2) A retailer shall be presumed to be doing business in this state if ~~any of the following occur:~~

~~(A) Any person, other than a common carrier acting in its capacity as such, that has nexus with the state sufficient to require such person to collect and remit taxes under the provisions of the constitution and laws of the United States if such person were making taxable retail sales of tangible personal property or services in this state:~~

~~(i) Sells the same or a substantially similar line of products as the retailer and does so under the same or a substantially similar business name;~~

~~(ii) maintains a distribution house, sales house, warehouse or similar place of business in Kansas that delivers or facilitates the sale or delivery of property sold by the retailer to consumers;~~

~~(iii) uses trademarks, service marks, or trade names in the state that are the same or substantially similar to those used by the retailer;~~

~~(iv) delivers, installs, assembles or performs maintenance services for the retailer's customers within the state;~~

~~(v) facilitates the retailer's delivery of property to customers in the state by allowing the retailer's customers to pick up property sold by the retailer at an office, distribution facility, warehouse, storage place or similar place of business maintained by the person in the state;~~

~~(vi) has a franchisee or licensee operating under its trade name if the franchisee or the licensee is required to collect the tax under the Kansas retailers' sales tax act; or~~

~~(vii) conducts any other activities in the state that are significantly associated with the retailer's ability to establish and maintain a market in the state for the retailer's sales.~~

~~(B) Any affiliated person conducting activities in this state described in subparagraph (A) or (C) has nexus with this state sufficient to require such person to collect and remit taxes under the provisions of the constitution and laws of the United States if such person were making taxable retail sales of tangible personal property or services in this state.~~

~~(C) The retailer enters into an agreement with one or more residents of this state under which the resident, for a commission or other consideration, directly or indirectly refers potential customers, whether by a link or an internet website, by telemarketing, by an in-person oral presentation, or otherwise, to the retailer, if the cumulative gross receipts from sales by the retailer to customers in the state who are referred to the retailer by all residents with this type of an agreement with the retailer is in excess of \$10,000 during the preceding 12 months. This presumption may be rebutted by submitting proof that the residents with whom the retailer has an agreement did not engage in any activity within the state that was significantly associated with the retailer's ability to establish or maintain the retailer's market in the state during the preceding 12 months. Such proof may consist of sworn written statements from all of the residents with whom the retailer has an agreement stating that they did not engage in any solicitation in the state on behalf of the retailer during the preceding year, provided that such statements were provided and obtained in good faith. This subparagraph shall take effect 90 days after the enactment of this statute and shall apply to sales made and uses occurring on or after the effective date of this subparagraph and without regard to the date the retailer and the resident entered into the agreement described in this subparagraph. The term "preceding 12 months" as used in this subparagraph includes the 12 months commencing prior to the effective date of this subparagraph.~~

~~(D) The presumptions in subparagraphs (A) and (B) may be rebutted by demonstrating that the activities of the person or affiliated person in the state are not significantly associated with the retailer's ability to establish or maintain a market in this state for the retailer's sales. the retailer is subject to the provisions set forth in subsection (h)(1)(G) for a retailer doing business in this state and has in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state. Such retailer shall have nexus with this state sufficient to require such retailer to collect and remit taxes under the provisions of the constitution and laws of the United States if such retailer were making taxable retail sales of tangible personal property in this state.~~

(3) The processing of orders electronically, by fax, telephone, the internet or other electronic ordering process, does not relieve a retailer of responsibility for collection of the tax from the purchaser if the retailer is doing business in this state pursuant to this section.

(i) "Director" means the director of taxation.

(j) As used in this section, ~~"affiliated person" means any person that is a member of the same "controlled group of corporations" as defined in section 1563(a) of the federal internal revenue code as the retailer or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the retailer as a corporation that is a member of the same "controlled group of corporations" as defined in section 1563(a) of the federal internal revenue code~~ "cumulative gross receipts" means gross receipts as defined in K.S.A. 79-3602, and amendments thereto, and includes the gross receipts received by the retailer from its own direct sales combined with the gross

receipts from sales facilitated on behalf of the retailers by a marketplace facilitator or marketplace facilitators, as defined in section 5, and amendments thereto.

Sec. 18. K.S.A. 2018 Supp. 79-3703 is hereby amended to read as follows: 79-3703. There is hereby levied and there shall be collected from every person in this state a tax or excise for the privilege of using, storing, or consuming within this state any article of tangible personal property. Such tax shall be levied and collected in an amount equal to the consideration paid by the taxpayer multiplied by the rate of 6.5% and on and after October 1, 2019, the rate on food and food ingredients as provided in section 13, and amendments thereto. Within a redevelopment district established pursuant to K.S.A. 74-8921, and amendments thereto, there is hereby levied and there shall be collected and paid an additional tax of 2% until the earlier of: (1) The date the bonds issued to finance or refinance the redevelopment project undertaken in the district have been paid in full; or (2) the final scheduled maturity of the first series of bonds issued to finance the redevelopment project. All property purchased or leased within or without this state and subsequently used, stored or consumed in this state shall be subject to the compensating tax if the same property or transaction would have been subject to the Kansas retailers' sales tax had the transaction been wholly within this state.

Sec. 19. K.S.A. 2018 Supp. 79-3710 is hereby amended to read as follows: 79-3710. (a) All revenue collected or received by the director under the provisions of this act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury, less amounts set apart as provided in subsection (b) and amounts credited as provided in subsection (c), (d) and (e), to the credit of the state general fund.

(b) A revolving fund, designated as "compensating tax refund fund" not to exceed \$10,000 shall be set apart and maintained by the director from compensating tax collections and estimated tax collections and held by the state treasurer for prompt payment of all compensating tax refunds. Such fund shall be in such amount, within the limit set by this section, as the director shall determine is necessary to meet current refunding requirements under this act.

~~(c) (1) On July 1, 2010, the state treasurer shall credit 11.427% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(2) On July 1, 2011, the state treasurer shall credit 11.26% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(3) On July 1, 2012, the state treasurer shall credit 11.233% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(4) On July 1, 2013, the state treasurer shall credit 17.073% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.15%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(5) On July 1, 2015, the state treasurer shall credit 16.226% of the revenue~~

~~collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

(6) On July 1, 2016, and thereafter, the state treasurer shall credit 16.154% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, and section 13, and amendments thereto, at the rate of 6.5% rates provided in K.S.A. 79-3703, and amendments thereto, and section 13, and amendments thereto, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.

(d) The state treasurer shall credit all revenue collected or received from the tax imposed by K.S.A. 79-3703, and amendments thereto, as certified by the director, from taxpayers doing business within that portion of a redevelopment district occupied by a redevelopment project that was determined by the secretary of commerce to be of statewide as well as local importance or will create a major tourism area for the state as defined in K.S.A. 12-1770a, and amendments thereto, to the city bond finance fund created by K.S.A. 79-3620(d), and amendments thereto. The provisions of this subsection shall expire when the total of all amounts credited hereunder and under K.S.A. 79-3620(d), and amendments thereto, is sufficient to retire the special obligation bonds issued for the purpose of financing all or a portion of the costs of such redevelopment project.

This subsection shall not apply to a project designated as a special bond project as defined in K.S.A. 12-1770a(z), and amendments thereto.

(e) All revenue certified by the director of taxation as having been collected or received from the tax imposed by K.S.A. 79-3603(c), and amendments thereto, on the sale or furnishing of gas, water, electricity and heat for use or consumption within the intermodal facility district described in this subsection, shall be credited by the state treasurer to the state highway fund. Such revenue may be transferred by the secretary of transportation to the rail service improvement fund pursuant to law. The provisions of this subsection shall take effect upon certification by the secretary of transportation that a notice to proceed has been received for the construction of the improvements within the intermodal facility district, but not later than December 31, 2010, and shall expire when the secretary of revenue determines that the total of all amounts credited hereunder and pursuant to K.S.A. 79-3620(e), and amendments thereto, is equal to \$53,300,000, but not later than December 31, 2045. Thereafter, all revenues shall be collected and distributed in accordance with applicable law. For all tax reporting periods during which the provisions of this subsection are in effect, none of the exemptions contained in K.S.A. 79-3601 et seq., and amendments thereto, shall apply to the sale or furnishing of any gas, water, electricity and heat for use or consumption within the intermodal facility district. As used in this subsection, "intermodal facility district" shall consist of an intermodal transportation area as defined by K.S.A. 12-1770a(oo), and amendments thereto, located in Johnson county within the polygonal-shaped area having Waverly Road as the eastern boundary, 191st Street as the southern boundary, Four Corners Road as the western boundary, and Highway 56 as the northern boundary, and the polygonal-shaped area having Poplar Road as the eastern boundary, 183rd Street as the southern boundary, Waverly Road as the western boundary, and the BNSF mainline track as the northern boundary, that includes capital investment in an amount exceeding \$150 million for the construction of an intermodal facility to handle the

transfer, storage and distribution of freight through railway and trucking operations.";

Also on page 14, in line 24, after "Supp." by inserting "79-3221o,"; also in line 24, by striking "and" and inserting a comma; also in line 24, after "79-32,138" by inserting ", 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking the second semicolon and inserting a comma; in line 4, by striking the first semicolon and inserting a comma; also in line 4, after the second semicolon by inserting "sales and compensating use tax, imposition of tax, nexus, remote sellers, marketplace facilitators, food and food ingredients, rates,"; in line 5, by striking the first "and" and inserting a comma; also in line 5, after "79-32,138" by inserting ", 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710"; in line 6, after "sections" by inserting "; also repealing K.S.A. 2018 Supp. 79-3221o"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 45, by Representative Ken Rahjes, congratulating the Ellis High School Cheerleading Squad for winning the 1A/2A Spirit Game Day Competition;

Request No. 46, by Representative Ken Rahjes, congratulating Kristie Bittel, Ellis High School Cheerleading Coach, on being named 2018 Midwest Coach of the Year;

Request No. 47, by Representatives Bill Rhiley and Kyle Hoffman, honoring Wellington Crusader Choir and director Jessica Coldwell in recognition of their performance at Carnegie Hall;

Request No. 48, by Representative Brenda Dietrich, congratulating Preston Williams for winning the 195-pound Class 6A State Wrestling Championship;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2388, AN ACT concerning income taxation; relating to corporations; net operating loss carryforward period; addition and subtraction modifications for property depreciation; amending K.S.A. 2018 Supp. 79-32,138 and 79-32,143 and repealing the existing sections, by Committee on Taxation.

On motion of Rep. Hawkins, the House recessed until 11:45 a.m.

AFTERNOON SESSION

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

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hawkins, pursuant to House Rule 2311, **HB 2203, HB 2048, HB 2144, HB 2223, HB 2336, HB 2360, HB 2346, HB 2279** were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2203, AN ACT concerning retirement and pensions; relating to the Kansas public employee retirement system; employment after retirement; exempting individuals employed by the Kansas academies of the United States department of defense STARBASE program; certain retirants from penalties; authorizing reimbursement of certain suspended retirement benefits; amending K.S.A. 74-4914 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 92; Nays 32; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Ballard, Benson, Bishop, Burris, Burroughs, Capps, Carlson, Carpenter, B., Claeys, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lusk, Lynn, Mason, Moore, Murnan, Neighbor, Ohaebosim, Orr, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, E., Stogsdill, Tarwater, Thimesch, Thompson, Toplikar, Waggoner, Warfield, Wasinger, Waymaster, Weigel, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Baker, Barker, Bergquist, Blex, Carlin, Carmichael, Carpenter, W., Clark, Delperdang, Erickson, Esau, Garber, Helmer, Hibbard, Highberger, Highland, Hodge, Jacobs, Jennings, Long, Mastroni, Ousley, Resman, Smith, A., Sutton, Thomas, Vickrey, Victors, Ward, Warren, Wheeler.

Present but not voting: none.

Absent or not voting: None.

The bill passed, as amended.

EXPLANATION OF VOTE

MR SPEAKER: I vote NO on **HB 2203**. The status of the employee should determine whether working after retirement provisions under the law apply – not the source of funding for the employees pay. – J. RUSSELL JENNINGS, LEO DELPERDANG, JOHN CARMICHAEL

HB 2048, AN ACT concerning crimes, punishment and criminal procedure; relating

to sentencing; determination of offender's criminal history classification, comparable offense; amending K.S.A. 2018 Supp. 21-6811 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 21-6811c, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Kuether.

Present but not voting: none.

Absent or not voting: None.

The bill passed, as amended.

HB 2144, AN ACT concerning community colleges; relating to publication of financial information; identification of transferable credits; amending K.S.A. 71-301 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 84; Nays 40; Present but not voting: 0; Absent or not voting: 0.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, Carpenter, B., Carpenter, W., Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Neighbor, Orr, Owens, Pannbacker, Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Henderson, Highberger, Hodge, Holscher, Horn, Kelly, Kuether, Lusk, Murnan, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: none.

Absent or not voting: None.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: Asking community colleges to provide basic student and taxpayer data is part of our continued efforts as representatives to advance more accountability and transparency policies that better inform our electorate. Providing basic information such as what courses are transferable, what fees are used for, and how much in local property taxes are collected annually should be something we all support. For this reason, we vote yes on **HB 2144** – advancing more accountability and transparency for community colleges, students, and taxpayers. – KRISTEY WILLIAMS, ADAM SMITH, STEPHEN OWENS, TORY MARIE ARNBERGER, SUSAN HUMPHRIES

HB 2223, AN ACT concerning alcoholic beverages; relating to producer licenses; amending K.S.A. 2018 Supp. 41-308a and 41-355 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

HB 2336, AN ACT concerning crimes, punishment and criminal procedure; relating to offenders under supervision of the secretary of corrections; credit for jail time served; amending K.S.A. 2018 Supp. 21-6606 and 21-6615 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn,

Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: none.

Absent or not voting: None.

The bill passed.

HB 2360, AN ACT concerning criminal history record checks; relating to entities providing care to children, the elderly or individuals with disabilities; the Kansas bureau of investigation, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: none.

Absent or not voting: None.

The bill passed, as amended.

HB 2346, AN ACT relating to schools; vision screenings; amending K.S.A. 72-6241 and 72-6242 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 113; Nays 11; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Benson, Bishop, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater,

Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Barker, Bergquist, Blex, Burris, Carpenter, W., Garber, Highland, Jacobs, Rhiley, Sutton.

Present but not voting: none.

Absent or not voting: None.

The bill passed, as amended.

HB 2279, AN ACT concerning crimes, punishment and criminal procedure; relating to domestic violence calls; providing information to victim on arrest; amending K.S.A. 2018 Supp. 22-2307 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeyes, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2018**, **HB 2041**, **HB 2042**, **HB 2054**, **HB 2066**, **HB 2118**, **HB 2135**, **HB 2137**, **HB 2154**, **HB 2173**, **HB 2176**, **HB 2179**, **HB 2188**, **HB 2228**, **HB 2307**, **HB 2314**, **HB 2354** from the Calendar under the heading General Orders and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2217**, **HB 2329** from the Committee on Financial Institutions & Pensions and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2235** from Committee on Social Services Budget and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2244** from Committee on Judiciary and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2274** from Committee on Health & Human Services and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2337** from Committee on Corrections & Juvenile Justice and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2361** from Committee on Children & Seniors and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2362** from Committee on Veterans & Military and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2366** from Committee on Rural Revitalization and referral to Committee on Appropriations.

MESSAGES FROM THE SENATE

Announcing adoption of **SCR 1607**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Hawkins, **SCR 1607**, a CONCURRENT RESOLUTION relating to the adjournment of the Senate and House of Representatives for a period of time during the 2019 regular session of the legislature, was adopted.

REPORT ON ENGROSSED BILLS

HB 2168, HB 2178, HB 2185, HB 2214, HB 2243 reported correctly engrossed February 26, 2019.

On motion of Rep. Hawkins the House adjourned pro forma until 10:00 a.m. on Thursday, February 28, 2019.

Journal of the House

THIRTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 28, 2019, 10:00 a.m.

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

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Taxation: **HB 2388**.

CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **HB 2082** from the calendar under the heading General Orders and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2131** from the Committee on Rural Revitalization and referral to the Committee on Taxation.

Also, the withdrawal of **HB 2295** from the Committee on Health and Human Services and referral to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Announcing passage of **SB 15, SB 16, SB 53, SB 60, SB 63, SB 67, SB 68, SB 71, SB 78, SB 82, SB 90, SB 94, SB 97, SB 105, SB 128; Sub SB 62**.

Announcing passage of **HB 2001, HB 2044**.

Announcing passage of **SB 7, SB 27, SB 49, SB 59, SB 61, SB 77, SB 131, SB 134, SB 162, SB 193, SB 199; Substitute for SB 130**.

Announcing passage of **HB 2035**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 7, SB 15, SB 16, SB 27, SB 49, SB 53, SB 59, SB 60, SB 61, SB 62, SB 63, SB 67, SB 68, SB 71, SB 77, SB 78, SB 82, SB 90, SB 94, SB 97, SB 105, SB 128, SB 130, SB 131, SB 134, SB 162, SB 193, SB 199.

REPORT ON ENGROSSED BILLS

HB 2048, HB 2144, HB 2203, HB 2223, HB 2279, HB 2346, HB 2360 reported correctly engrossed February 27, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, March 6, 2019.

BILLS STRICKEN FROM CALENDAR

In accordance with House Rule 1507, the following bills were stricken from the calendar for February 28, 2019: **HB 2045, HB 2049, HB 2050, HB 2064, HB 2071, HB 2072, HB 2073, HB 2076, HB 2079, HB 2083, HB 2088, HB 2099, HB 2112, HB 2136, HB 2162, HB 2170, HB 2171, HB 2172, HB 2197, HB 2208, HB 2213, HB 2238, HB 2270, HB 2353.**

Journal of the House

THIRTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 6, 2019, 11:00 a.m.

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

The roll was called with 119 members present.

Rep. Johnson was excused on verified illness.

Reps. Arnberger, Hodge, Samsel and Thomas were excused on excused absence by the Speaker.

Prayer by Rep. Vickrey:

With just a few minutes notice, I was asked to pray today. It reminded me of the verse to always be ready, in session or out, and to explain the hope that is in you. That hope is in your Lord. This is much like our work here, whether it be constituent calls or other surprises we are called upon to answer. Lord please help us do our work well for You today. In Jesus' name, Amen.

The Pledge of Allegiance was led by Rep. Sawyer.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Eplee are spread upon the Journal:

Mr. Speaker, I want to thank you for this Point of Personal Privilege for the purpose of recognizing "Hit the Hill Day" on behalf of our Kansas Athletic Trainer's Society of KATS. And colleagues those are the real "Power Kats" in our state as they provide so much of the care to our middle school, high school, college, and young adult athletes throughout Kansas.

KATS are here today to help educate us about what athletic training is and how AT benefits so many active patients and protects public safety. Athletic Training is a healthcare profession which encompasses the prevention, examination, diagnosis, treatment & rehabilitation of emergent acute or chronic injuries on and off the field of competition. Athletic training is recognized as an allied health care profession by the AMA, H.R.S.A and H.H.S (Health and Human Services).

Athletic Trainers are highly qualified multi-skilled health care professionals who collaborate with physicians across our state to provide preventative services, emergent care, and therapeutic intervention of many types of injuries, and conditions. They work

with Docs (like me) as prescribed by state licensure statute through regulation by the Board of Healing Arts.

Athletic Trainers improve functional outcomes and specialize in patient education to prevent injury and re-injury. Athletic Trainers many times shorten the rehab times for return to participation for athletes which will translate into less absenteeism from work and school. As you know Athletic Trainers treat a wide range of patients and in a variety of settings. They are always there on the sidelines whether it's 5 degrees below zero or 105 degrees, they are ready to take care of us and our constituents.

Joining me here "on the sidelines" at the well today are:

Karen Garrison, KATS President, Washburn University

Phil Vardiman, Incoming KATS President, Kansas State

Mark Padfield, Past KATS President, Tonganoxie HS

Jennifer Brockhoff, Athletic Trainer and Physical Therapy Assistant through Atchison Hospital

Chris Fleming, KATS Public Relations Director

Haley Timmons, Co-Chair of KATS "Hit the Hill Day"

Andy Hula, Athletic Trainer from Russell, Ks

So, colleagues please join me today in recognizing and congratulating our Kansas Athletic Training Society, the real Power Cats, here today on "Hit the Hill Day."

Rep. Eplee presented his guests with House Certificates in honor of their work with the KATS program.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2389, AN ACT concerning controlled substances; relating to prescriptions therefor; requiring electronic prescriptions for certain controlled substances, by Committee on Federal and State Affairs.

HB 2390, AN ACT concerning gaming; relating to the Kansas expanded lottery act; authorizing sports wagering; amending K.S.A. 74-8702, 74-8710, 74-8716, 74-8733, 74-8734, 74-8741, 74-8751, 74-8752, 74-8757, 74-8760 and 74-8766 and K.S.A. 2018 Supp. 21-6403 and repealing the existing sections, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **SB 49**.

Children and Seniors: **SB 162**.

Commerce, Labor and Economic Development: **SB 27, SB 60, SB 90**.

Education: **SB 71, SB 128, SB 199**.

Elections: **SB 7, SB 105, SB 130, SB 131**.

Energy, Utilities and Telecommunications: **SB 68**.

Federal and State Affairs: **SB 53, SB 77**.

Financial Institutions and Pensions: **SB 15, SB 67, SB 82**.

Health and Human Services: **SB 61, SB 193**.

Judiciary: **SB 78, SB 134**.

K-12 Education Budget: **SB 16**.

Local Government: **SB 59**.

Transportation: **SB 62, SB 63, SB 94, SB 97**.

CHANGE OF REFERENCE

Speaker Pro Tem Finch announced the withdrawal of **HB 2173** from Committee on Appropriations and rereferral to Committee on Agriculture.

Also, the withdrawal of **HB 2228, HB 2361** from Committee on Appropriations and rereferral to Committee on Children and Seniors.

Also, the withdrawal of **HB 2314** from Committee on Appropriations and rereferral to Committee on Commerce, Labor and Economic Development.

Also, the withdrawal of **HB 2042, HB 2337** from Committee on Appropriations and rereferral to Committee on Corrections and Juvenile Justice.

Also, the withdrawal of **HB 2176** from Committee on Appropriations and rereferral to Committee on Elections.

Also, the withdrawal of **HB 2217, HB 2329** from Committee on Appropriations and rereferral to Committee on Financial Institutions and Pensions.

Also, the withdrawal of **HB 2066, HB 2082, HB 2274, HB 2307** from Committee on Appropriations and rereferral to Committee on Health and Human Services.

Also, the withdrawal of **HB 2366** from Committee on Appropriations and referral to Committee on Health and Human Services.

Also, the withdrawal of **HB 2041, HB 2054** from Committee on Appropriations and rereferral to Committee on Insurance.

Also, the withdrawal of **HB 2137, HB 2244** from Committee on Appropriations and rereferral to Committee on Judiciary.

Also, the withdrawal of **HB 2188** from Committee on Appropriations and rereferral to Committee on Local Government.

Also, the withdrawal of **HB 2154** from Committee on Appropriations and rereferral to Committee on Rural Revitalization.

Also, the withdrawal of **HB 2235** from Committee on Appropriations and rereferral to Committee on Social Services Budget.

Also, the withdrawal of **HB 2179** from Committee on Appropriations and rereferral to Committee on Transportation.

Also, the withdrawal of **HB 2362** from Committee on Appropriations and rereferral to Committee on Veterans and Military.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6013**—

By Representatives Mason, Alcalá, Arnberger, Bergquist, Blex, Burris, Capps, Carlin, B. Carpenter, W. Carpenter, Clayton, Collins, Cox, Croft, Curtis, Dietrich, Ellis, Eplee, Erickson, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helmer, Highland, Hineman, Hoffman, Hoheisel, Huebert, Humphries, Jacobs, Jennings, Johnson, Kelly, Kessinger, Kuether, Lusk, Neighbor, Ohaebosim, Owens, Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, L. Ruiz, Samsel, Schreiber, Seiwert, Smith,

Stogsdill, Sutton, Tarwater, Thomas, Vickrey, Waggoner, Warfield, Wasinger, Waymaster, Weigel, Williams and Woodard

HR 6013— A RESOLUTION strengthening the sister-state ties between the State of Kansas and Taiwan; supporting the signing of a Bilateral Trade Agreement between Taiwan and the United States; and reaffirming support for increasing Taiwan's international profile.

WHEREAS, The State of Kansas and Taiwan entered into a sister-state relationship in 1989; and

WHEREAS, Taiwan shares the same values as Kansas regarding freedom, democracy, the rule of law, and respect for human rights; and

WHEREAS, Kansas and Taiwan have enjoyed a mutually beneficial relationship, with Taiwan ranking as Kansas' 3rd largest import source and 12th largest export destination in 2017; and

WHEREAS, Negotiations for a fair and reciprocal Bilateral Trade Agreement between Taiwan and the United States are an important step toward further strengthening bilateral trade, thereby increasing Kansas' exports to Taiwan and promoting two-way investments; and

WHEREAS, 2019 marks the 40th anniversary of the Taiwan Relations Act, a U.S. public law, which built a strong foundation for U.S.-Taiwan ties and assured the continuation of commercial, cultural, and other relations between the two sides; and

WHEREAS, Taiwan, as a responsible stakeholder in the international community, is seeking to meaningfully participate in the World Health Organization and International Civil Aviation Organization: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we affirm the importance of the Taiwan Relations Act and support Taiwan's mature and vibrant democracy. We celebrate the 30th anniversary of Kansas' sister-state relations with Taiwan and welcome even stronger bilateral trade and investment ties. Finally, we support Taiwan's appropriate participation in international organizations, which impacts the health, safety, and well-being of its people; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send three enrolled copies of this resolution to Representative Mason.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Gartner to replace Rep. Ballard on Committee on Appropriations on March 7, 2019.

Also, the appointment of Rep. Hodge to replace Rep. Ballard on Committee on Transportation on March 7, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, March 7, 2019.

Journal of the House

THIRTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 7, 2019, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Ballard and S. Ruiz were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker,

Gracious and loving God,
thank You for the grace and patience
You extend to us daily.
As our leaders continue to process
the myriad of bills and resolutions,
help them to offer the same grace and patience
to one another.
Grace is unmerited favor,
and we give it to one another even though
we may not think one deserves it.
Patience is being steadfast and longsuffering
with one another.
We can only offer this to each other if we
allow You to speak into our hearts
and we follow Your will and Your example.
I pray this will be so today
among our leaders.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Delperdang.

INTRODUCTON OF GUESTS

There being no objection, the following remarks of Rep. Proehl are spread upon the Journal.

The Governor signed a Proclamation that today, March 7, 2019, is Kansas Phi Theta Kappa All-State Academic Team Day. Today I am proud to introduce to you the Phi Theta Kappa All-State Academic Team. Ten of the scholars are here on the Floor and the remainder are in the gallery.

Phi Theta Kappa is an International Honor Society for two-year colleges that symbolizes excellence in higher education and a commitment to students. Students with a GPA of 3.5 or higher are invited to join Phi Theta Kappa whose mission is two-fold:

- to recognize and encourage the academic achievement of two-year college students, and
- to provide opportunities for individual growth and development through participation in honors, leadership, service and fellowship programming.

Sixty-one students have been named to the All Kansas Academic Team and they represent all nineteen community colleges from across Kansas, and were named to this team based upon their academic achievement, leadership and community service.

For the first time, six technical students have been named as Phi Theta Kappa Scholars. In order to qualify, a Workforce Pathway student (technical student) must be on track to receive an Associate Degree or Certificate and will enter the Workforce following earning that credential (not intending to transfer); have a minimum of 12 college level credit hours. (All-USA/New Century Transfer students have to have at least 36 credits by December 31, 2018; and have a 3.50 GPA).

Because of their academic achievement, service and leadership, these scholars have been awarded scholarships or stipends and I wanted to be sure you were aware of this impressive group of young scholars from the Kansas Community Colleges.

Rep. Proehl introduced the following 2019 Phi Theta Kappa Representatives:

Rebekah Morris – Coffeyville Community College
 Ashley Nooner– Kansas City, Kansas Community College
 Sarah Rightmer – Labette Community College
 Tara Collins – Highland Community College
 Levi Harris – Butler Community College
 JaelAnn Hoover – Cloud County Community College
 Aneth Morales Canales – Dodge City Community College
 Hannah Kraxberger – Neosho County Community College
 Imani Lemon – Allen Community College
 Judith Gutierrez – Barton Community College

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2390**.

Health and Human Services: **HB 2389**.

CHANGE OF REFERENCE

Speaker Pro Tem Finch announced the withdrawal of **HB 2373** from the Committee on Appropriations and referral to the Committee on Transportation.

Also, the withdrawal of **SB 67** from the Committee on Financial Institutions and Pensions and referral to the Committee on Insurance.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONSHOUSE RESOLUTION No. **HR 6014**—

On emergency motion of Rep. Carlin, **HR 6014**, by Reps. Carlin, Winn, Alcala, Amyx, Ballard, Benson, Bishop, Burroughs, Carmichael, Clayton, Cox, Curtis, Dierks, Dietrich, Finney, Gartner, Helgerson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Parker, Pittman, Probst, L. Ruiz, Sawyer, Stogsdill, Ward, Warfield, Weigel, Wolfe Moore, Woodard and Xu, as follows, was introduced and adopted:

HR 6014— A RESOLUTION recognizing March 8, 2019, as International Women's Day.

WHEREAS, International Women's Day is an annual celebration of women's cultural, educational, economic, political, and social accomplishments. International Women's Day recognizes women's achievements regardless of cultural, economic, ethnic, linguistic, national, or political divisions; and

WHEREAS, The campaign theme of International Women's Day 2019 is: "#BalanceforBetter." This theme emphasizes the message "better the balance, better the world"; and

WHEREAS, On February 28, 1909, the first National Women's Day was observed in the United States. Two years later, on March 19, 1911, the first International Women's Day was observed by more than one million women and men in Austria, Denmark, Germany, and Switzerland; and

WHEREAS, Following the outbreak of World War I, International Women's Day became a means to protest and demonstrate solidarity. On March 8, 1917, women in Russia went on strike for "Bread and Peace." They acquired the right to vote from the provisional government four days later; and

WHEREAS, On June 26, 1945, the Charter of the United Nations was signed, marking the first affirmation of equality between women and men by international agreement; and

WHEREAS, On March 8, 1975, the United Nations celebrated International Women's Day for the first time. Two years later, International Women's Day was declared a day for international peace and women's rights by resolution in the General Assembly; and

WHEREAS, Currently, 28% of the members of the Kansas Legislature are women, including 31 representatives and 14 senators; and

WHEREAS, Equality between women and men is a societal ideal: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize March 8, 2019, as International Women's Day; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send 20 enrolled copies of this resolution to Representative Carlin.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Winn and Carlin are spread upon the Journal:

The theme for International Women's Day this year is: **Better the Balance, Better the World.**

International Women's Day goes back to 1913, over 100 years ago when our great grandmothers joined with women all over the world to celebrate International Women's Day. In the United States they were involved in working to get the right to vote for women. They knew how important women are in the entire world.

Kansas has really strong women who pioneered here in the 1800's and scored record setting achievements for women.

- Kansas was the first state to put women's suffrage on the ballot – it didn't pass this time.
- Kansas was the first state to elect a woman mayor in the country - Susanna Salter from Argonia, Kansas.
- Sandra Day O'Connor – first woman on Supreme Court appointed by President Ronald Reagan. – O'Connor, as quoted by current member of the Supreme Court, Ruth Bader Ginsberg – appointed by President Bill Clinton - "...As society sees what women can do, as WOMEN see what women can do, there will be more women out there doing things and we will all be better off for it." (p.91, In My Own Words, RBG, 2016, Simon and Schuster).

Women of International Distinction from Kansas include:

- Sen. Nancy Landon Kassebaum, three time U.S. Senator, noted moderate, and one of those credited with establishing the Tall Grass Prairie National Preserve in the Flint Hills.
- Joan Wagnon, former Mayor of Topeka, and leader in the efforts to ratify the ERA in Kansas. The state of Kansas was one of the earliest to ratify.
- Elizabeth Dole, former head of the International Red Cross, and married to Bob Dole, the former Majority leader of the U.S. Senate.
- Susan Wagle – I believe -- is the first woman to be elected President of a state Senate.

Kansas also has 31 women members of the Kansas House of Representatives and 14 Members of the Kansas Senate - and recently elected our third woman Governor.

Reps. Winn and Carlin introduced the many influential women who joined them on the House floor.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

HOUSE RESOLUTION No. **HR 6015**—

On emergency motion of Rep. Eplee, **HR 6015**, by Reps. Eplee, Amyx, Arnberger, Baker, Barker, Blex, Clark, Cox, Croft, Delperdang, Dietrich, Dove, Ellis, Esau, Garber, Helmer, Highland, Hineman, Hoheisel, Jennings, Karleskint, Lusk, Lynn, Mason, Mastroni, Neighbor, Orr, Pannbacker, Phillips, Resman, Rhiley, Ryckman, Samsel, A. Smith, Thompson, Victors, Wasinger, Weigel and Williams, as follows, was introduced and adopted:

HR 6015—A RESOLUTION recognizing March 20, 2019, as Kick Butts Day.

A RESOLUTION recognizing March 20, 2019, as Kick Butts Day and condemning e-cigarette use as a public health hazard leading to a broad spectrum of individual and public health impacts and societal harms.

WHEREAS, Kick Butts Day is observed across the nation on March 20, 2019; and

WHEREAS, First observed in 1996, Kick Butts Day encourages and empowers students annually to "stand out, speak up, and seize control against Big Tobacco," under the direction of the Campaign for Tobacco-Free Kids; and

WHEREAS, On Kick Butts Day, events are organized to further three main goals. These goals include "raising awareness of the problem of tobacco use," encouraging students "to reject the tobacco industry's deceptive marketing and stay tobacco-free," and urging government leaders to safeguard youth against tobacco use through official action; and

WHEREAS, Over the last 10 years, e-cigarette use, commonly known as vaping, has skyrocketed among America's youth. Recently, the U.S. Surgeon General reported a 78% annual increase in e-cigarette use among high school students nationwide. Currently, one in 10 of Kansas' 11,500 high school student-smokers is an e-cigarette user; and

WHEREAS, E-cigarettes contain toxic chemicals, including propylene glycol, vegetable glycerin and flavorings, and nicotine, that are known to ravage users' oral and overall health. These chemicals have been linked to the destruction of tooth enamel, cavities, gum disease, death of gum tissue, and other medical issues; and

WHEREAS, Nicotine is a highly addictive substance that poses a special harm to adolescent users. Adolescent users can become more easily addicted to nicotine than adults, and the resulting addictions can render the brain more susceptible to other drug addictions, including cocaine; and

WHEREAS, Juul e-cigarettes are highly popular among America's youth. They are designed to resemble ordinary flash drives and are easily concealed in pockets, purses, and book bags. Additionally, Juul e-cigarettes use Juul pods containing nicotine salts, a form of delivery that is far more effective and potent than e-liquids; and

WHEREAS, The U.S. Food and Drug Administration Commissioner and the U.S. Surgeon General have declared adolescent e-cigarette use an epidemic; and

WHEREAS, The American Cancer Society and the American Lung Association are working to combat the explosion of adolescent e-cigarette use. In March 2018, the American Lung Association challenged the U.S. Food and Drug Administration's August 2017 decision exempting e-cigarettes from agency review for several years. The suit was filed in conjunction with the American Cancer Society Cancer Action Network, an affiliate of the American Cancer Society, other public health and medical groups, and five individual pediatricians; and

WHEREAS, Overcoming the harms of e-cigarette use is extremely difficult for the afflicted individual to address alone: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize March 20, 2019, as Kick Butts Day. We condemn e-cigarette use as a public health hazard leading to a broad spectrum of individual and public health impacts and societal harms. Accordingly, we recognize the need for additional education, prevention, research, and policy change at the community and societal levels, and we

urge this chamber and other governing bodies to take appropriate steps to ensure that these needs are met; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send five enrolled copies of this resolution to Representative Eplee.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Eplee are spread upon the Journal:

Thank you, Mr. Speaker, for this opportunity to present HR 6015 and showcase the Second Annual "Kick Butts Day," which serves as a firm reminder of the profound health risks of E-cigs, vaping, and all tobacco products for our young patients in Kansas.

Today, over 100 middle and high school students from across the state have come together in Topeka for Kick Butts Day, a national event aimed at mobilizing youth to raise awareness about the problems of tobacco and electronic smoking device use in their schools and communities. Today is hosted by the American Cancer Society Cancer Action Network, the Tobacco Free Kansas Coalition, and RESIST, a youth-led, statewide movement created to fight against the tobacco industry's influence on Kansas kids.

There are 61,000 Kansas kids now under 18 and alive today that will die prematurely from smoking at current rates. 8.1% of Kansas high school students smoke and 10.6% use electronic cigarettes. Nationally, use of electronic smoking devices and JUUL increased by 78% last year alone, causing the U.S. Surgeon General to issue a warning calling the use of these devices an "epidemic."

Participants in Kick Butts Day at the Capitol are eager to meet with us today to share their perspectives on tobacco use and vaping in their schools and communities and to ask for your help in creating policy that will reduce youth tobacco and electronic cigarette use in our state.

With me today "at the well" are:

Jaci Charbonneau, Smith Center
Mackenzie Dunigan, Hutchinson
Hailey Kisner, Hutchinson
Allie Utley, Iola
George Bright, Shawnee
Tara Nolen, President of Tobacco Free Kansas Coalition, Wichita
Shelby Rebeck, Shawnee Mission School District
Courtney Hurtig, American Cancer Society Cancer Action Network
Ambassador, Overland Park

Also, in our visitors gallery are many young students here today to celebrate and promote "Kick Butts Day."

Please join me in recognizing the solidarity of energy and effort put forth by these organizations and our young constituents represented here today on behalf of "Kick Butts Day."

INTRODUCTION OF GUESTS

Rep. Ward introduced representatives of Junior Leagues of Kansas. He presented them with House certificates in honor of their hard work and contributions to their communities.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2160** be adopted; and the bill be passed as amended.

Committee report to **SB 22** be adopted.

Also, on motion of Rep. Corbet, **SB 22** be amended on page 21, in line 28, by striking all after "beverages"; in line 29, by striking all before "or"; in line 30, by striking "does include bottled water" and inserting "includes any items eligible to be purchased with food stamps issued by the United States department of agriculture";

On page 30, by striking all in lines 18 through 43;

On page 31, by striking all in lines 1 through 13

Also, roll call was demanded on motion of Rep. Ward to amend **SB 22**, on page 1, by striking all in lines 12 through 34;

By striking all on pages 2 through 9;

On page 10, by striking lines 1 through 31;

On page 12, by striking lines 27 through 43;

By striking all on pages 13 through 45;

On page 46, by striking all in line 1; in line 2, by striking "79-3221o, 79-32,117,"; also in line 2, by striking the last comma; by striking all in line 3; in line 4, by striking "are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "tax"; by striking lines 2 and 3; in line 4, by striking all before ", Kansas"; also in line 4, by striking "sales and"; by striking line 5; in line 6, by striking all before "amending"; in line 7, by striking "79-32,117,"; also in line 7, by striking all after "79-32,120"; in line 8, by striking all before the second "and"; in line 9, by striking "sections; also repealing K.S.A. 2018 Supp. 79-3221o" and inserting "section"

On roll call, the vote was: Yeas 40; Nays 81; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Toplikar, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Averkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Clark, Collins, Concannon, Corbet, Cox, Croft,

Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Ballard, Claeys, Ruiz, S.

The motion of Rep. Ward to amend **SB 22** did not prevail.

Also, roll call was demanded on motion of Rep. Hodge to amend **SB 22**, on page 1, by striking all in lines 12 through 34;

By striking all on pages 2 through 9;

On page 10, by striking all in lines 1 through 31;

On page 12, by striking all in lines 27 through 43;

By striking all on page 13;

On page 14, by striking all in lines 1 through 28; in line 29, by striking the second "4" and inserting "2"; also in line 29, by striking "12" and inserting "10";

On page 18, in line 37, by striking "6" and inserting "4";

On page 19, in line 4, by striking "6" and inserting "4"; in line 22, by striking "October" and inserting "July"; in line 23, by striking "5.5%" and inserting "3.25%";

On page 31, in line 20, by striking "13" and inserting "11";

On page 37, in line 40, by striking "13" and inserting "11"; in line 41, by striking "13" and inserting "11";

On page 43, in line 15, by striking "5" and inserting "3"; in line 22, by striking "October" and inserting "July"; in line 23, by striking "13" and inserting "11";

On page 44, in line 34, by striking "13" and inserting "11"; in line 36, by striking "13" and inserting "11";

On page 46, in line 2, by striking "79-32,117,"; in line 3, by striking "79-32,138,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all "addition and"; by striking lines 2 and 3; in line 4, by striking all before "Kansas"; in line 7, by striking "79-32,117,"; also in line 7, by striking "79-32,138,"

On roll call, the vote was: Yeas 39; Nays 82; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens,

Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Ballard, Claeys, Ruiz, S.

The motion of Rep. Hodge to amend **SB 22** did not prevail.

Also, on motion of Rep. Highland to amend **SB 22**, the motion did not prevail.

Also, roll call was demanded on further motion of Rep. Hodge to amend **SB 22** on page 1, by striking all in lines 12 through 34;

By striking all on pages 2 through 9;

On page 10, by striking all in lines 1 through 31;

On page 12, by striking all in lines 27 through 43;

By striking all on page 13;

On page 14, by striking all in lines 1 through 28; in line 29, by striking the second "4" and inserting "2"; also in line 29, by striking "12" and inserting "10";

On page 18, in line 37, by striking "6" and inserting "4";

On page 19, in line 4, by striking "6" and inserting "4";

On page 31, in line 20, by striking "13" and inserting "11";

On page 37, in line 40, by striking "13" and inserting "11"; in line 41, by striking "13" and inserting "11";

On page 43, in line 15, by striking "5" and inserting "3"; in line 23, by striking "13" and inserting "11";

On page 44, in line 34, by striking "13" and inserting "11"; in line 36, by striking "13" and inserting "11";

On page 46, in line 2, by striking "79-32,117,"; in line 3, by striking "79-32,138,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "addition and"; by striking lines 2 and 3; in line 4, by striking all before "Kansas"; in line 7, by striking "79-32,117,"; also in line 7, by striking "79-32,138,"

On roll call, the vote was: Yeas 39; Nays 81; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lynn, Mason, Mastroni, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Ballard, Carmichael, Landwehr, Ruiz, S.

The motion of Rep. Hodge to amend **SB 22** did not prevail.

Also, roll call was demanded on motion to recommend **SB 22** favorably for passage.

On roll call, the vote was: Yeas 80; Nays 42; Present but not voting: 0; Absent or not voting: 2.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Pannbacker, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Ballard, Ruiz, S.

The motion prevailed and **SB 22** be passed as amended.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2391, AN ACT concerning public employees; relating to recertification of professional employees' organizations; creating the professional negotiations act; amending K.S.A. 72-2221, 72-2222, 72-2223 and 72-2237 and repealing the existing sections, by Committee on Appropriations.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Parker to replace Rep. Ballard on Committee on Social Service Budget on March 11, 2019.

Also, the appointment of Rep. Lusk to replace Rep. S. Ruiz on Committee on Social Service Budget Services on March 11, 2019.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., Friday, March 8, 2019.

Journal of the House

THIRTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 8, 2019, 8:30 a.m.

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

The roll was called with 119 members present.

Rep. Waymaster was excused on legislative business.

Reps. Ballard, Concannon, Johnson and S. Ruiz were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker,

Lord God,
Thank You for this day and this week
and for Your unfailing promise to
be our guiding light.
I am reminded how negativity breeds negativity
and how positivity breeds victory and success.
As our leaders continue their work,
remind them often that we empower and enlarge
that upon which we focus and give time to.
If we focus on the good, good will prevail.
If we focus on the negative, negativity will prevail.
It all comes down to each of us choosing
that of which we want more.
Every choice we make will have an end result
and the power of that choice is within us.
Lord, help all of us to choose wisely.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Moore.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Appropriations: **HB 2391**.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2160, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; election, Wabaunsee county; amending K.S.A. 2018 Supp. 12-187 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 7; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Barker, Benson, Bergquist, Bishop, Blex, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris, Burroughs, Carmichael, Helgerson, Hodge, Pittman, Whipple.

Present but not voting: None.

Absent or not voting: Ballard, Concannon, Johnson, Ruiz, S., Waymaster.

The bill passed, as amended.

SB 22, AN ACT concerning taxation; relating to income tax, addition and subtraction modifications, treatment of deferred foreign income, global intangible low-taxed income, business interest, capital contributions and FDIC premiums, Kansas itemized deduction, election; sales and compensating use tax, imposition of tax, nexus, remote sellers, marketplace facilitators, food and food ingredients, rates; amending K.S.A. 2018 Supp. 79-32,117, 79-32,120, 79-32,138, 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 79-3221o, was considered on final action.

On roll call, the vote was: Yeas 76; Nays 43; Present but not voting: 0; Absent or not voting: 5.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Esau, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Pannbacker, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Ballard, Concannon, Johnson, Ruiz, S., Waymaster.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote “yes” on **SB 22**. I reluctantly vote in favor of **SB 22**; I’m putting my faith in House leadership. **#HD5, RURAL Kansas**, and our seniors, veterans, and families **DEMAND PROPERTY TAX RELIEF**. And stable school funding, sound infrastructure, and mental health. **SB 22** has some good attributes, but fails higher priorities. I implore this Legislature, the Governor, and all others to use OUR intellect, experience, and resources to help US cast a vote WE can all be proud of. Please, let’s deliver for the good, hard-working people of Kansas. If these critical items are not addressed, I cannot in good conscience vote for such legislation again. – MARK SAMSEL

MR. SPEAKER: I vote no on **Senate Bill 22**.

Under no circumstance could I support a bill that puts the interest of giant multinational corporations before hardworking Kansans. I cannot support a bill that would return our state to fiscal irresponsibility. We’ve only just begun on a path to recovery.

Furthermore, the food sales tax reduction of a mere 1% is not meaningful reform. If we really want to reduce the burden on Kansans, we must address the issue head-on and not as a quick add-in to a bill that will give corporations \$137 million in FY 2020 alone.

Thank you, Mr. Speaker. -- GAIL FINNEY, JIM GARTNER, CINDY NEIGHBOR, JEFF PITTMAN, VIRGIL WEIGEL, MIKE AMYX, FRED A WARFIELD, RUI XU, JERRY STOGSDILL, DAVID BENSON, MONICA MURNAN, BRODERICK HENDERSON, ELIZABETH BISHOP, KC OHAEBOSIM, DENNIS “BOOG” HIGHBERGER, TIM HODGE, SIDNEY CARLIN, LUIS RUIZ, BRETT PARKER, EILEEN HORN, CINDY HOLSCHER, NANCY LUSK, VALDENIA WINN, KATHY WOLFE MOORE.

MR. SPEAKER: I am voting yes today on **Senate Bill 22**. I want the playing field leveled between out-of-state internet sellers and in-state brick and mortar retailers. It isn't fair that retailers in Kansas must collect sales tax when those who sell online can avoid collecting tax because they don't have a physical presence in our state. As for claims that the income tax portion of this bill favors large corporations, we should look at who many stockholders are. Through my 401k, I hold ownership in some large corporate stock as many of our constituents do. The interests of large business and that of hard-working Kansans aren't always contrary to each other. – KEN COLLINS

MR. SPEAKER, I vote no on **Senate Bill 22**. Under no circumstance could I support a bill that would recreate the disastrous Brownback tax experiment. Thank you, Mr. Speaker. -- JOHN ALCALA, PAM CURTIS, PONKA-WE VICTORS

MR. SPEAKER: I vote No on **Senate Bill 22**. A basic principle of sound financial management is “you don’t spend money you don’t have.” This bill “spends” tax revenue we have not yet seen or collected to create a tax loophole for off-shore corporations which have avoided Kansas tax liability for years. While we may be able to afford meaningful sales tax relief, and restoring a full itemized deduction for the less than 15% of Kansans who itemize, I will not support a \$137,000,000.00 tax give away for expatriate corporations. I therefore vote No on **Senate Bill 22**. – JOHN CARMICHAEL

MR. SPEAKER: Taxpayers and business owners, whether individuals or corporations who provide thousands of jobs in my district and county, need the adjustments and freedom in this bill and I support avoiding an unintended state tax increase created by the changes in the Federal tax code. However, the amendments related to sales taxes

are not coupled together and the overall impact may be increasing taxes at the very time we are trying to avoid an unintended tax increase. Those items should have been addressed separately, not in this bill. For these reasons, I reluctantly vote no on **SB 22**.--
CHARLOTTE ESAU

MR. SPEAKER: I vote Yes on **SB 22** not because of the added enforcement of the internet sales tax penalty, but because in the contents of the bill there is hope that money will go back to the Kansas taxpayer. My sincere expectation in the future is that the State would be so gracious to give the people a full reduction in the food sales tax.

I agree with Andrew Jackson, "The wisdom of man never yet contrived a system of taxation that would operate with perfect equality."

We the people understand taxation is a necessary monster to be fed, but to what end?
-TREVOR JACOBS

MR. SPEAKER: The original idea here was to allow businesses and individuals to itemize deductions on income tax returns, even if they don't on their federal return. Like much legislation, other items were added in the process including an internet sales tax added, BUT a food sales tax reduction – so it is a bill which bundles issues.

It allows Kansans to itemize expenses for charitable contributions, medical expenses, mortgage interest, and property tax payments (as examples) – I agree.

I disagree with adding an internet sales tax, but I agree to a reduction in food sales tax.

Weighing all issues, I vote yes on **SB 22**. -- JOHN TOPLIKAR

REPORTS OF STANDING COMMITTEES

Committee on **Transportation** recommends **SB 17, SB 39** as amended by Senate Committee, be passed.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 49, by Representative John Eplee, honoring the Kansas Athletic Trainers' Society for the role of their profession in keeping the community healthy;

Request No. 50, by Representative Bill Sutton, commending Conner Dean Leshovsky on achieving the rank of Eagle Scout;

Request No. 51, by Representative Larry Hibbard, congratulating the Eureka Tornados Wrestling Squad on winning the 2019 Class 3-2-1A State Team Title;

Request No. 52, by Representative Larry Hibbard, congratulating Illustrious Sir Jeffrey L. Sowder for being elected to serve as Illustrious Imperial Potentate of North American Shrine for 2019-2020;

Request No. 53, by Representative KC Ohaebosim, in memory of Engineer Davidson Nwankwo;

Request No. 54, by Representative Jim Ward, commending the Junior League for 118 years as a dynamic force in communities;

Request No. 55, by Representatives John Alcalá and Valendia Winn commending sponsors of the historic educational initiative Kansas Culturally Relevant Pedagogy Project;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Gartner to replace Rep. Ballard on Committee on Appropriations on March 11, 2019.

REPORT ON ENGROSSED BILLS

HB 2160 reported correctly engrossed March 7, 2019.

REPORT ON ENROLLED BILLS

HB 2001, HB 2044 reported correctly enrolled, properly signed and presented to the Governor on March 8, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Monday, March 11, 2019.

Journal of the House

THIRTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 11, 2019, 11:00 a.m.

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

The roll was called with 118 members present.

Reps. Concannon, Johnson and Neighbor were excused on verified illness.

Reps. Ballard, Carmichael and S. Ruiz were excused on excused absence by the Speaker.

Prayer by guest chaplain, Gaylen Chandler, Stake President, The Church of Jesus Christ of Latter-Day Saints, Valley Center, and guest of Rep. Owens:

Our Father in Heaven,

We thank Thee this day for the bounteous blessings that have been poured out upon us. We are thankful for the opportunity to live in a country in which we are able to worship Thee and pursue our own happiness according to the dictates of our own consciences. We thank Thee for our homes and families and our association with other good people. We are thankful for our responsibility to participate in the government of this people.

We pray that we may be guided by Thy Holy Spirit as we consider difficult issues. We pray that decisions will be made that preserve our individual rights and freedoms while helping those among us who are in need of our help.

We pray that a spirit of cooperation and conciliation will prevail in the discussions of this day. We pray that decisions will be made that will bless the lives of those that we have been called to serve, for we know that when we are in the service of our fellow beings, we are only in the service of our God.

For this we pray, in the name of Jesus Christ. Amen.

The Pledge of Allegiance was led by Rep. Bergquist.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Holscher are spread upon the Journal:

Fellow Legislators and others in attendance today; we are so fortunate to have a very special guest with us. She is known as a grandmother, a diva and businessperson. She is also a Holocaust survivor.

Sonia Warshawski was born in Poland prior to the start of WWII. In 1942, as a teenager, she and her family were forced by the Germans into the ghetto where she worked as a slave labourer. She was separated from most of her family; she never saw her father or brother again and later watched her mother walk to the gas chambers. Sonia managed to survive three death camps and survived the death march out of Auschwitz. Finally in 1945, liberation came for those being held in the camps. However, it wasn't going to be an easy day for Sonia as she was shot in the chest. Despite spending her teenage years imprisoned - often beaten, starved and abused, and then shot - she made it. Sonia and her sister were the only members of her family to survive the Holocaust.

After the war, Sonia was in a displaced persons camp where she met her husband, John. The two came to Kansas City in 1948 and owned a tailor shop. Even their shop has a story of survival; it was the last business open in what was the Metcalf South Shopping Center which went out of business and was razed. Fortunately, Sonia was able to relocate and still operates the business to this day.

Of her experiences from the Holocaust Sonia has said "I'll never hate. If I hate, I destroy myself." She has taken that message to schools, prisons and numerous other events. She has provided inspiration to countless individuals across the country. In 2016, the movie Big Sonia was released which tells her story and teaches valuable life lessons. Today we will have a special showing of the 45-minute version of the movie at 1:30 in the auditorium on the ground level - everyone is invited to attend this free event. You won't want to miss her story.

For the work she has done in fighting discrimination and sharing her message of healing, today we honor Sonia Warshawski. Joining her here today are her daughter and son-in-law.

We thank you for your tireless efforts in educating others and we are so honored to have you and your family join us here in the Capitol.

Rep. Holscher presented Sonia Warshawski with a framed House certificate in honor of her many accomplishments.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Owens are spread upon the Journal:

Since our state's inception, Kansas has been known as a land of opportunity. Companies such as Coleman, Cessna, Pizza Hut, Excel Hustler Mowers & Agco (formerly Hesston Manufacturing) are examples of large employers that were started here in Kansas by a person with an idea! These companies have made Kansas their home and organizations like Youth Entrepreneurs are helping to educate the future business builders of Kansas.

Founded in 1991 in Wichita, KS, Youth Entrepreneurs is a nonprofit organization that equips middle and high school students with the entrepreneurial skills, values and vision to pursue their dreams. YE's activity based curriculum started as an eight week program, but shortly evolved into a year long accredited course that has enabled more than 30,000 alumni across the nation to overcome barriers and seize opportunities for the betterment of themselves and others.

Youth Entrepreneurs currently operates in 13 states, some of which include Oklahoma, Texas, Missouri, Illinois, Arizona and California.

The 2017-2018 School year consisted of 3,487 Students (a 62% increase over the previous year) and 182 Educators in 126 Schools.

The following representatives are with me today:

Jessica Stice, Manager Stakeholder Relations (South Central KS)

Jeremiah Adair, Manager Stakeholder Relations (North Kansas)

Tory Chamber, Manager Stakeholder Relations (South East Kansas)

Brent Hogan, Manager Stakeholder Relations (North East Kansas)

I would encourage each of you to stop by their booth on the 2nd floor of the Rotunda today and learn more about how they can make an impact in your community!

Please join me in celebrating entrepreneurship in Kansas and the Youth Entrepreneur program!

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Pittman are spread upon the Journal:

I'm here to honor this the second "Theatre in Our Schools Advocacy Day," where theatre students from across our great state come together to advocate on the benefits of theatre education in our junior high and high schools. So often we take the time to honor our football clubs, our basketball teams, our scholars – we are taking the time today to honor our nearly 3,000 students engaged in theatre across our state.

Many will not realize it, but theatre is alive and well in Kansas. We have had three of the eleven spots for the International Thespian Festival -- one from the all state troupe, one from Garden City and one from Hutchinson.

Two of the six student officers of the International Thespians are Kansas students. Mr. David Hastings, director of theatre from Olathe South, was elected to the National Educational Theatre Association's Board of Directors. Also, our Kansas Thespian teachers have been selected to serve on developing national theatre curriculum and advocacy leadership pilots.

Today we have 14 schools represented including: Leavenworth, Olathe North, Olathe South, Ft. Scott, Goddard, Andover, Wichita, Topeka, Hayden High, Salina and Garden City.

Theatre teaches those skills so prevalent in modern society – how to present oneself, how to understand an audience, and how to work as a team but also be the star...skills that translate beyond theatre, beyond social media and into skills Kansas employers are looking for.

Following the Governors' proclamation, they have been visiting legislators today and will be performing at 12:40 in the central rotunda. Please join me in honoring our Kansas Thespians.

Rep. Pittman introduced theatre representatives from across Kansas: Anna Hastings, Emily Martin, Audrey Burgoun, Mesa Jones, Ann Stegman, Faith Lopez and Spencer Angel. Rep. Pittman also introduced the following students from the state steering committee: Thomas Yambo Rioz, Katharina Mueller Crain and Michele Denney.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2392, AN ACT concerning children and minors; relating to mandatory reporting of suspected child abuse and neglect; investigation procedures; amending K.S.A. 2018 Supp. 38-2223 and 38-2226 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2393, AN ACT concerning setoff against debtors; relating to support debt; amending K.S.A. 2018 Supp. 75-6202, 75-6204 and 75-6217 and repealing the existing sections, by Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SCR 1606** be adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Xu to replace Rep. Ballard on Committee on Appropriations on March 12, 2019.

Also, the appointment of Rep. Finney to replace Rep. Ballard on Committee on Transportation on March 12, 2019.

Also, the appointment of Rep. Amyx to replace Rep. Pittman on Committee on Transportation on March 12, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, March 12, 2019.

Journal of the House

THIRTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 12, 2019, 11:00 a.m.

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

The roll was called with 119 members present.

Rep. Concannon was excused on verified illness.

Reps. Ballard, Pittman, S. Ruiz and Whipple were excused on excused absence by the Speaker.

Excused later: Rep. Johnson.

Prayer by guest chaplain, Dr. Benjamin Heffernan, Pastor, Bethel Community Baptist Church, Ft. Scott, and guest of Rep. Jacobs:

God of heaven and earth, full of wisdom and might, and rich in mercy and goodness, as this governing body begins its day of work, we pause to acknowledge and honor you, the eternal Sovereign who rules in the affairs of men. You sit upon a throne in your absolute authority surrounded by the innumerable host of heaven. Only your counsel shall stand, and only your purposes will not fail. I pray that every member of this governing body would submit to your authority so that what you have deemed "good" none would call "evil" nor would any esteem as good, what you have declared as evil.

Oh gracious King, give to this land the blessing that can come from you alone as we humble ourselves before you! Give your grace to these lawmakers so that they would govern in righteousness and that their decisions would produce peace. Give them success in the difficult task of restraining the wicked desires of our evil hearts.

We thank you, our divine Ruler, that we can come to you for the assistance that we so desperately need through the one mediator between God and men, the man Jesus Christ. Amen.

The Pledge of Allegiance was led by Rep. Huebert.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Woodard are spread upon the Journal:

Fellow legislators, I have the pleasure of honoring Lakeview Village which is in the heart of District 30 in Lenexa.

Lakeview Village, a locally owned, nonprofit retirement community is the largest continuing care retirement community in Kansas, serving over 700 residents on 100 acres since 1964.

Lakeview Village achieved top marks from U.S. News and World Report. Superior service and care by U.S. News named Lakeview Village as Best Nursing Home AND Best Overall and Short-Stay Rehabilitation on a national evaluation. Ranking them among the top 5% nationwide to receive BOTH honors.

Today, we have with us the leadership of Lakeview Village, who state that it is due to the service and dedication of their staff at Lakeview on a daily basis, that this accomplishment was achieved.

Rep. Woodard introduced his guests representing Lakeview Village:

Jamie Frazier, president & CEO; Mary Schworer, COO; Kathleen Muraski, director of rehabilitation; Pam Hermon, director of health services and Zoe Ninon, director of nursing.

Rep. Woodard presented his guests with a framed House certificate in honor of their outstanding national recognition.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2394, AN ACT concerning crimes, punishment and criminal procedure; relating to abuse of a child; creating the crime of aggravated abuse of a child; criminal penalties; amending K.S.A. 2018 Supp. 21-5602 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2395, AN ACT concerning education; relating to the instruction and financing thereof; making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, and June 30, 2021, for the department of education; amending K.S.A. 72-1151, 72-1167, 72-3123, 72-3422, 72-4352, 72-4354, 72-5130, 72-5131, 72-5132, 72-5142, 72-5144, 72-5150, 72-5151, 72-5153, 72-5170, 72-5171, 72-5193, 72-5461, 72-5462, 72-6147, 72-6487 and 72-8193 and K.S.A. 2018 Supp. 79-201x, 79-32,117 and 79-4227 and repealing the existing sections, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2393**.

Judiciary: **HB 2392**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Schreiber, **HR 6016**, by Reps. Schreiber, Alcala, Ballard, Carlin, Croft, Highberger, Hoffman, Long, Mastroni, Murnan, Rahjes, Sawyer, Smith, Thompson, Wheeler and Wolfe Moore, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6016**—

HR 6016—A RESOLUTION recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.

WHEREAS, The mission of the Kansas Small Business Development Center (SBDC), a member of America's SBDC, is to increase economic prosperity in Kansas by helping entrepreneurs and small business owners start and grow their businesses through professional consulting and training and the identification of appropriate resources; and

WHEREAS, In 2019, the Kansas SBDC regional directors and staff selected eight Emerging Businesses of the Year award recipients and eight Existing Businesses of the Year award recipients; and

WHEREAS, The Kansas SBDC's Business of the Year awards recognize Kansas SBDC clients for superior performance; and

WHEREAS, The Business of the Year award recipients have achieved major accomplishments, overcome significant obstacles, demonstrated good corporate citizenship through community contributions, and shown growth and made a positive economic impact in Kansas, based on a record of profitability and on the Kansas SBDC Economic Impact Tracking spreadsheet; and

WHEREAS, The 2019 Kansas SBDC Emerging Businesses of the Year are: ArtForms Gallery in Pittsburg, owned by Sue Horner, Janet Lewis, Ruth Miller, and Sylvia Shirley; Ellen Plumb's City Bookstore in Emporia, owned by Marcia Lawrence; Gravity Wellness Center in Garden City, owned by Kristi Schmitt; Leeway Franks in Lawrence, owned by Lee and K. Meisel; Lost Creek German Shepherds in Clayton, owned by Taylor and John Meitl; Norsemen Brewing Company in Topeka, owned by Jared and Emily Rudy and Adam and Melissa Rosdahl; Safely Delicious in Overland Park, owned by Lisa Ragan; and Triple Threat Ag Services in Conway Springs, owned by Aaron, Allen, Paul, and Phillip Lange; and

WHEREAS, The 2019 Kansas SBDC Existing Businesses of the Year are: Angela's Wellness Center, LLC in Elkhart, owned by Angela Willey; Bolling's Meat Market & Deli in Iola, owned by Cara Bolling Thomas; Dod Installations in Wichita, owned by Wilt and Tina Dod; Floyd's Inc. in Emporia, owned by John and Ruth Wheeler; Good Energy Solutions in Lawrence, owned by Kevin Good; LaCrosse Furniture Co. in LaCrosse, employee-owned; The Winged Lion in Manhattan, owned by Ralph Diaz; and Wolcott Foods in Kansas City, owned by Ron Tilman; and

WHEREAS, The Kansas SBDC Businesses of the Year serve as examples of the success that the Kansas SBDC and small business owners across Kansas can achieve: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the Kansas Small Business Development Center's 2019 Businesses of the Year. We wish them all, the Kansas SBDC, and America's SBDC continued success in the future; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send 16 enrolled copies of this resolution to Representative Schreiber.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Schreiber are spread upon the Journal:

Good morning colleagues:

It is an honor to present the 2019 winners of the Kansas Small Business Development Center existing, emerging and exporting businesses of the year.

The Kansas Small Business Development Centers (KSBDCs) work with small businesses, start-ups and entrepreneurs to help them compete in today's highly competitive global economy. Eight regional centers and two outreach centers combine the resources of a professional staff, the state's best educational institutions, the private sector and government.

The mission of these centers is to help new entrepreneurs realize the dream of business ownership, and to assist existing businesses to remain competitive in the complex marketplace of a global economy.

Small business owners and aspiring entrepreneurs can go to their local center for free face-to-face business consulting and at-cost training, on topics including:

- Writing business plans
- Accessing capital
- Marketing
- Regulatory compliance
- Technology development
- International trade

They can also meet with people on the phone, or online no matter where they are located in the state.

In 2017, the impact of the Kansas SBDCs was:

- 3,019 jobs created/retained
- \$75.2m new business sales
- \$110.9m new business capital

The businesses being recognized today are:

2019 Kansas SBDC Emerging Businesses of the Year are:

- Ellen Plumb's City Bookstore in Emporia, Marcia Lawrence
- Lost Creek German Shepherds in Clayton, Taylor and John Meitl
- Safely Delicious in Overland Park, Lisa Ragan
- Leeway Franks in Lawrence, Lee and K Meisel
- ArtForms Gallery in Pittsburg, Sue Horner, Janet Lewis, Ruth Miller and Sylvia Shirley
- Gravity Wellness Center in Garden City, Kristi Schmitt
- Triple Threat Ag Services in Conway Springs, Aaron, Allen, Paul and Phillip Lange
- Norsemen Brewing Company in Topeka, Jared and Emily Rudy, Adam and Melissa Rosdahl

2019 Kansas SBDC Existing Businesses of the Year are:

- Floyd's, Inc. in Emporia, John and Ruth Wheeler
- LaCrosse Furniture Company in LaCrosse, Employee owned
- Wolcott Foods in Kansas City, Ron Tilman
- Good Energy Solutions in Lawrence, Kevin Good
- Bollings Meat Market and Deli in Iola, Cara Bolling Thomas
- Angela's Wellness Center in Elkhart, Angela Willey
- Dod Installations in Wichita, Wilt and Tina Dod
- The Winged Lion in Manhattan, Ralph Diaz

The owners of these businesses are in the gallery today. Please help me congratulate these outstanding businesses and their owners.

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

COMMITTEE OF THE WHOLE

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

Recommended that **SB 17**, **SB 39** be passed.

Committee report to **HB 2133** be adopted; and the bill be passed as amended.

Roll call was demanded on motion of Rep. Carmichael to amend **SCR 1606** on page 2, in line 15, by striking all after "children"; by striking all in lines 16 and 17; in line 18, by striking all before the period

On roll call, the vote was: Yeas 37; Nays 81; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Ballard, Concannon, Johnson, Pittman, Ruiz, S., Whipple.

The motion of Rep. Carmichael to amend **SCR 1606** did not prevail.

Also, on motion of Rep. Benson to amend **SCR 1606**, Rep. Barker requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the

amendment not germane.

Rep. Benson challenged the ruling of the Rules Chair.

Roll call was demanded on Rep. Benson's challenge of the ruling of the Rules Chair, the question being "Shall the Rules Chair be sustained?"

On roll call, the vote was: Yeas 80; Nays 37; Present but not voting: 0; Absent or not voting: 7.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, Carpenter, B., Carpenter, W., Claeys, Clark, Collins, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, Williams.

Nays: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: none.

Absent or not voting: Ballard, Concannon, Hineman, Johnson, Pittman, Ruiz, S., Whipple.

The Rules Chair was sustained.

Also, on motion of Rep. Ward to amend **SCR 1606**, Rep. Hawkins requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Alcalá to amend **SCR 1606**, Rep. Barker requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the amendment not germane.

Also, on further motion of Rep. Alcalá to amend **SCR 1606**, Rep. Barker requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Hodge to amend **SCR 1606**, Rep. Awerkamp requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the amendment not germane.

Rep. Hodge challenged the ruling of the Rules Chair.

Roll call was demanded on Rep. Hodge's challenge of the ruling of the Rules Chair, the question being "Shall the Rules Chair be sustained?"

On roll call, the vote was: Yeas 79; Nays 34; Present but not voting: 0; Absent or not voting: 11.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Corbet, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highberger, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton,

Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hodge, Holscher, Horn, Kuether, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Ballard, Concannon, Cox, Hineman, Johnson, Lusk, Pittman, Ruiz, S., Waggoner, Whipple, Wolfe Moore.

The Rules Chair was sustained.

Also, on further motion of Rep. Hodge to amend **SCR 1606**, Rep. Barker requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the amendment not germane.

Also, on further motion of Rep. Hodge to amend **SCR 1606**, Rep. Barker requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the amendment not germane.

Also, on further motion of Rep. Carmichael to amend **SCR 1606**, Rep. Barker requested a ruling on the amendment being germane to the resolution. The Rules Chair ruled the amendment not germane.

Roll call was demanded on motion to recommend **SCR 1606** favorably for adoption.

On roll call, the vote was: Yeas 78; Nays 5; Present but not voting: 32; Absent or not voting: 9.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Bishop, Carmichael, Pannbacker, Victors, Winn.

Present but not voting: Alcalá, Amyx, Benson, Burroughs, Carlin, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Ruiz, L., Sawyer, Stogsdill, Thompson, Ward, Warfield, Weigel, Woodard, Xu.

Absent or not voting: Ballard, Concannon, Hineman, Johnson, Pittman, Probst, Ruiz, S., Whipple, Wolfe Moore.

The motion prevailed and **SCR 1606** be adopted.

REPORTS OF STANDING COMMITTEES

Committee on **Rural Revitalization** recommends **HB 2154** be passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2396, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; certified drug abuse treatment programs; amending K.S.A. 2018 Supp. 21-6824 and repealing the existing section, by Committee on Appropriations.

CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **HB 2018** from the Committee on **Appropriations** and referral to the Committee on **Corrections and Juvenile Justice**.

Also, the withdrawal of **HB 2392** from the Committee on **Judiciary** and referral to the Committee on **Federal and State Affairs**.

REPORT ON ENROLLED RESOLUTIONS

HR 6014, **HR 6015** reported correctly enrolled and properly signed on March 12, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, March 13, 2019.

Journal of the House

THIRTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 13, 2019, 11:00 a.m.

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

The roll was called with 123 members present.

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

Prayer by Chaplain Brubaker:

Almighty God,
thank You for this day and the refreshing rains
that help clear the air and give promise of Spring.
As our leaders continue their work here
and our basketball teams begin tournament plays,
I am reminded how coaching techniques can be similar
to the leadership patterns and skills of this body.
Coaches pull together people from diverse
backgrounds, experience, philosophies and talents
and encourage them to accept responsibility and partner together.
Our leaders have this same diversity
yet they partner together to fulfill their responsibility.
Coaching is not about devising the perfect plan,
but about paying attention to people,
believing in them, caring for them,
and helping them to better themselves.
Every decision our leaders make must be about
paying attention to people (constituents)
and making decisions that allow them to better themselves.
I pray that You will enable our leaders with
these coaching and leadership practices.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Ohaebosim.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Waymaster are spread upon the Journal:

The mission of the Veterans of Foreign Wars, or VFW, is “*To foster camaraderie among United States veterans of overseas conflicts. To serve our veterans, the military and our communities. To advocate on behalf of all veterans,*” and the VFW is “*the voice that represents veterans everywhere and defends their rights and benefits. Our representatives stand for veterans every time,*” and the slogan for the VFW Auxiliary, of which I am a member, is to provide “*unwavering support for uncommon heroes.*”

Today, we congratulate and honor the VFW Teacher of the Year for the State of Kansas, Julie Bernard who displays in her classroom the honor to our veterans. The VFW Teacher of the Year program recognizes those educators, who in the classroom, educate, instruct, and provide respect and honor to our veterans. This program recognizes exceptional teachers for instructing their students in Americanism and patriotism. We are honoring Julie Bernard, a third-grade teacher from Bickerdyke Elementary School in Russell, Kansas, for her dedication and devotion to educating her students about American pride and honoring our veterans.

After a vigorous nominating process, Julie was selected by our local VFW post, some of whose members are with us today. She then won at the state level, then proceeded to the National level. She began her career in Beloit, then Osborne, and now, in Russell.

We congratulate Julie not only on her instructional knowledge of heroism and patriotism, we also honor her today for being named the 2018 VFW State of Kansas Teacher of the Year and for competing at the national level. With us today are her husband, Larry Bernard; Andrew Dempewolf, principal for Bickerdyke Elementary School; Shelly Swayne, USD 407 Superintendent; and also, members from our VFW Post #6240 in Russell, Kansas: Michael Allen, James Bowman, Betty Jo Lloyd, Fred Weigel, and my mother and father, Mary Pat and Lance Waymaster.

Thank you, Julie, for providing this education to your students so the vision of the VFW is embedded in our young students at an early age: ensuring “*that veterans are respected for their service, always receive their earned entitlements, and are recognized for the sacrifices they and their loved ones have made on behalf of this great country.*”

Fellow House members, please join me in honoring Julie Bernard as the 2018 VFW Teacher of the Year for the state of Kansas!

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2397, AN ACT concerning public health and safety; relating to dangerous regulated animals; amending K.S.A. 2018 Supp. 32-1301, 32-1302, 32-1303, 32-1306 and 32-1308 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2398, AN ACT concerning sales taxation; relating to exemptions; requirements of new exemptions, by Committee on Taxation.

HB 2399, AN ACT concerning sales taxation; relating to exemptions; extension for Gove county healthcare endowment foundation, inc.; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2396**.

Judiciary: **HB 2394**.

K-12 Education Budget: **HB 2395**.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2133, AN ACT concerning alcoholic beverages; relating to delivery of alcoholic liquors; required reporting, penalty, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris, Rhiley.

Present but not voting: None.

Absent or not voting: Pittman.

The bill passed, as amended.

SB 17, AN ACT concerning motor vehicles; relating to driver's licenses, motorcycles, requiring class M license for temporary permits; amending K.S.A. 2018 Supp. 8-235 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 22; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, Thimesch, Thomas, Thompson, Toplikar, Victors, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter,

Erickson, Garber, Helmer, Humphries, Jacobs, Landwehr, Mason, Owens, Rhiley, Seiwert, Tarwater, Vickrey, Waggoner, Warren, Wasinger.

Present but not voting: None.

Absent or not voting: Pittman.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I vote NO on **Senate Bill 17**. I am supportive of motorcycle Driver Safety and Training.

I disagree with taking away individual freedom of choice, being forced to satisfy requirements for the state "M" endorsement.

Also, this bill does not cover Driver of Vehicles such as all-terrain vehicles (ATV), golf carts, electric scooters, e-bikes and mopeds. – BILL RHILEY

SB 39, AN ACT concerning the vehicle dealers and manufacturers licensing act; relating to warranty services, compensation; amending K.S.A. 2018 Supp. 8-2415 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karlskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris.

Present but not voting: None.

Absent or not voting: Pittman.

The bill passed.

SCR 1606, A CONCURRENT RESOLUTION condemning the enactment of the Reproductive Health Act by the state of New York, because it violates the life and well-being of a woman and her unborn child, was considered on final action.

On roll call, the vote was: Yeas 85; Nays 38; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman,

Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Murnan, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams, Wolfe Moore.

Nays: Alcala, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Pittman.

The resolution was adopted.

EXPLANATIONS OF VOTE

MR. SPEAKER: As the mother of triplets, I cannot take part in the indirect condemnation a woman in a situation where she is carrying twins and one dies and she chooses to abort the non-viable, dead baby so as not to endanger the life and health of the other twin and/or herself. I vote no because the underlying assumption of the resolution is that there is never a legitimate case where the life and health of the mother and/or another baby could be in serious risk. I am voting against **SCR 1606** as a statement in support of life. – NANCY LUSK

MR. SPEAKER: We vote no on **SCR 1606**. We should be concerned about Medicaid expansion in KANSAS, funding schools in KANSAS, providing a secure work environment in KANSAS prisons, and transportation funding in KANSAS. Where are the bills that address these issues for KANSAS- not in New York- For these reasons we vote no on **SCR 1606**. – FREDA WARFIELD, ELIZABETH BISHOP, SUSAN RUIZ, CINDY NEIGHBOR

MR. SPEAKER: I vote NO today on **SCR 1606**. With all the issues facing Kansas concerning our schools, our lack of healthcare for tens of thousands of Kansans, our crumbling infrastructure, out economy, our responsibilities to our foster children and many others, I find it irresponsible and indefensible that we spend taxpayer money working on issues that are the concern and responsibility of the state of New York. I believe our constituents have sent us to Topeka to deal with the issues facing the state of Kansas and not to waste time and resources lecturing and interfering with the legislative process in other states. – JERRY STOGSDILL, RUI XU, JIM GARTNER

MR. SPEAKER: I vote no on **SCR 1606**. Rather than focusing on the condemnation of New York's policies, we should be working toward funding our children's educations, expanding Medicaid, fixing our failed foster care system in which children are missing and dying, resolving the crisis in our prison system, and addressing the many other issues facing our state. We were elected here in Kansas to serve the people of Kansas, not to waste time and tax dollars worrying about what other states decide to do for their constituents. Thank you, Mr. Speaker. – CINDY HOLSCHER, TOM SAWYER, MIKE AMYX,

BRODERICK HENDERSON, JASON PROBST, VIRGIL WEIGEL, PAM CURTIS, LOUIS E. RUIZ, KC OHAEBOSIM, DAVID BENSON, EILEEN HORN, STEPHANIE CLAYTON, BRANDON WOODARD, VALDENIA E. WINN, TOM BURROUGHS

MR. SPEAKER: Matthew 7:3-4 says “How can you say to your brother, 'Let me take the speck out of your eye,' when all the time there is a plank in your own eye? You hypocrite, first take the plank out of your own eye, and then you will see clearly to remove the speck from your brother's eye.” Mr. Speaker, I vote no on **SCR 1606**. – BRETT PARKER

MR. SPEAKER: I vote No on **SCR 1606**, and commend the legislature of the of the State of New York for its respect for the Constitution of the United States and the right to privacy guaranteed to all of us by the Fourth Amendment. I further commend the members of the New York Senate and State Assembly for their courageous defense of women's reproductive rights. With the intention of providing a personally autographed copy of the March 13, 2019 House Journal to the governor and legislature of the State of New York. I vote No on **SCR 1606**. – JOHN CARMICHAEL

MR. SPEAKER: I vote “yes” on **SCR 1606**. On February 1, 2019, the Representative from Harvey County, with broad support, delivered a strong pro-life message directed to New York. It reflects the values of my District and most Kansans. At minimal taxpayer expense. I commend his efforts.

Today, however, culminates a disappointing process. Kansans expect **common sense, collegiality, teamwork, efficient use of taxpayer resources, and results that help our State**.

On February 11, the Senate introduced **SCR 1606**. Why?

Yesterday, we had multiple amendments that quickly proved futile. How did the 3-hour process that entailed help any Kansan?

I struggle to find answers that meet the aforementioned **Kansas values**– MARK SAMSEL

MR. SPEAKER: I vote Yes on **SCR 1606**. The famous philosopher Dr. Seuss once said, “A person's a person, no matter how small.”

So regardless of physical or political boundaries, I believe all people should have the right to live and enjoy the gift-of-life where God has so divinely placed them, no matter how long or short that life may be. Life should be experienced, cherished and protected by all who have had the privilege to experience it at least once.

Thomas Jefferson had said, “The care of human life and happiness and not their destruction is the first and only legitimate object of good government.” –TREVOR JACOBS, BILL RHILEY

MR. SPEAKER: 2 days ago we all stood in support of Sonia Warshawski and symbolized our sadness at the history of the Holocaust. Today 1/3 of this generation is lost to the Holocaust of abortion. In WWII we finally stood up to the Nazis. Today we need to stand for the unborn babies in every state in the nation. We vote yes on **SCR 1606**. – BARBARA WASINGER, SUSAN HUMPHRIES, CHARLOTTE ESAU

MR. SPEAKER: I vote yes on **SCR 1606**. Kansas was once known as the late-term abortion capital. Pro-life Kansans have worked tirelessly to change hearts, minds, and laws to defend the most helpless among us. Sadly, New York recently moved in the opposite direction.

Today more than ever, it is on you and me to defend the rights of helpless, unborn life.

New York's Reproductive Health Act is a despicable violation of the fundamental right to life. I am proud to take a stand again today to say that life has inherent value and we in Kansas expect all life to be treated with respect, love, and care. – DANIEL HAWKINS

MR. SPEAKER: I vote NO on **SCR 1606** because I trust women and we should mind our own business. DENNIS "BOOG" HIGHBERGER, JARROD OUSLEY

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2042** be amended by adoption of the amendments recommended by the House Committee on Corrections and Juvenile Justice as reported in the Journal of the House on January 31, 2019, and the bill, as printed with amendments by House Committee, be passed as amended.

Committee on **Health and Human Services** recommends **SB 61**, as amended by Senate Committee, be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Health and Human Services** recommends **HB 2274** be amended on page 2, in line 11, after "woman," by inserting "in writing, in the manner prescribed by K.S.A. 65-6709, and amendments thereto, and also either"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Murnan to replace Rep. Burroughs on Committee on Appropriations on March 13, 2019.

REPORT ON ENGROSSED BILLS

HB 2133 reported correctly engrossed March 12, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, March 14, 2019.

Journal of the House

FORTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 14, 2019, 11:00 a.m.

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

The roll was called with 119 members present.

Rep. Horn was excused on verified illness.

Reps. Dierks, Donohoe, Hodge and Pittman were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker,

Gracious God,
we give thanks for the blessings You
give us on a daily basis.
As these leaders continue their work
please continue to give them
clarity and compassion
transparency and toughness;
discernment and diligence;
enthusiasm and empathy;
focus and fairness;
respect and resiliency.
Above all, give them a spirit of collaboration
in the toughest of decisions.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Bishop.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Thimesch are spread upon the Journal:

I want to welcome the senior government class of 2019 from Fairfield High School to the Capitol. They are here to shadow legislators in the House and Senate today.

Members of the House of Representatives and their students are:

- Representative Tory Marie Arnberger – Felicity Nienke
- Representative Renee Erickson – Jaetyn Conrads
- Representative Charlotte Esau – Vanessa Schoenecker

- Representative Cheryl Helmer – Hannah Richardson
- Representative Susan Humphries – Chinarah Hill
- Representative Brenda Landwehr – Verence Sanchez
- Representative Mark Schreiber – Alvaro Gomez
- Representative Joe Seiwert – Haden Nickell
- Representative Jack Thimesch – Gauge Belvin
- Representative Jene Vickrey – Zach Love
- Representative Ponka-We Victors -Victoria Lobban
- Representative Kathy Wolfe Moore – Destiny Canady
- Representative Kellie Warren – Angele Nigon

I want to thank their instructor, Jody Lubbers for making this happen each year, as well as the parents who chaperoned.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2397**.

Taxation: **HB 2398, HB 2399**.

COMMUNICATIONS FROM STATE OFFICERS

From Vicki Schmidt, Commissioner of Insurance, Kansas Insurance Department; pursuant to K.S.A. 44-566a(h), FY 2018 Annual Report of the Kansas Workers Compensations Fund.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing passage of **SB 70, SB 99, SB 155, SB 173**.

Announcing passage of **HB 2174**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 70, SB 99, SB 155, SB 173.

CONSENT CALENDAR

No objection was made to **SB 61** appearing on the Consent Calendar for the first day.

REPORTS OF STANDING COMMITTEES

Committee on **Children and Seniors** recommends **HB 2361** be passed.

Committee on **Financial Institutions and Pensions** recommends **SB 82** be passed.

Committee on **Financial Institutions and Pensions** recommends **SB 15**, as amended by Senate Committee, be amended on page 4, in line 43, by striking "65-158" and inserting "65-128"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **SB 193**, as amended by Senate Committee, be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Health and Human Services** recommends **HB 2066** be amended by adoption of the amendments recommended by the House Committee on Health and Human Services as reported in the Journal of the House on February 26, 2019, and the bill, as printed with amendments by House Committee, be passed as amended.

Committee on **Health and Human Services** recommends **HB 2082** be amended by adoption of the amendments recommended by the House Committee on Health and Human Services as reported in the Journal of the House on February 26, 2019, and the bill, as printed with amendments by House Committee, be passed as amended.

Committee on **Health and Human Services** recommends **HB 2307** be amended by adoption of the amendments recommended by the House Committee on Health and Human Services as reported in the Journal of the House on February 26, 2019, and the bill, as printed with amendments by House Committee, be passed as amended.

Committee on **Insurance** recommends **HB 2041** be passed.

Committee on **Insurance** recommends **HB 2054**, be amended by the adoption of the amendments recommended by the House Committee on Insurance as reported in the Journal of the House on February 26, 2019, and the bill, as printed with amendments by House Committee, be passed as amended.

Committee on **Insurance** recommends **SB 28** be amended on page 1, by striking all in lines 6 through 36;

On page 2, by striking all in lines 1 through 28; following line 28, by inserting:

"Section 1. K.S.A. 2018 Supp. 40-2,118 is hereby amended to read as follows: 40-2,118. (a) For purposes of this act a "fraudulent insurance act" means an act committed by any person who, knowingly and with intent to defraud, presents, causes to be presented or prepares with knowledge or belief that it will be presented to or by an insurer, purported insurer, broker or any agent thereof, any written, electronic, electronic impulse, facsimile, magnetic, oral, or telephonic communication or statement as part of, or in support of, an application for the issuance of, or the rating of an insurance policy for personal or commercial insurance, or a claim for payment or other benefit pursuant to an insurance policy for commercial or personal insurance which such person knows to contain materially false information concerning any fact material thereto; or conceals, for the purpose of misleading, information concerning any fact material thereto.

(b) An insurer that has knowledge or a good faith belief that a fraudulent insurance act is being or has been committed shall provide to the commissioner, on a form prescribed by the commissioner, any and all information and such additional information relating to such fraudulent insurance act as the commissioner may require.

(c) Any other person ~~that~~ who has knowledge or a good faith belief that a fraudulent insurance act is being or has been committed may provide to the commissioner, on a form prescribed by the commissioner, any and all information and such additional information relating to such fraudulent insurance act as the commissioner may request.

(d) (1) Each insurer shall have antifraud initiatives reasonably calculated to detect fraudulent insurance acts. Antifraud initiatives may include fraud investigators, who may be insurer employees or independent contractors and an antifraud plan submitted to the commissioner no later than July 1, 2007. Each insurer that submits an antifraud plan shall notify the commissioner of any material change in the information contained in the

antifraud plan within 30 days after such change occurs. Such insurer shall submit to the commissioner in writing the amended antifraud plan.

The requirement for submitting any antifraud plan, or any amendment thereof, to the commissioner shall expire on the date specified in subsection (d)(2) unless the legislature reviews and reenacts the provisions of subsection (d)(2) prior to such date.

(2) Any antifraud plan, or any amendment thereof, submitted to the commissioner for informational purposes only shall be confidential and not be a public record and shall not be subject to discovery or subpoena in a civil action unless following an in camera review, the court determines that the antifraud plan is relevant and otherwise admissible under the rules of evidence set forth in article 4 of chapter 60 of the Kansas Statutes Annotated, and amendments thereto. The provisions of this paragraph shall expire on July 1, 2021, unless the legislature reviews and reenacts this provision prior to July 1, 2021.

(e) Except as otherwise specifically provided in K.S.A. 2018 Supp. 21-5812(a), and amendments thereto, and K.S.A. 44-5,125, and amendments thereto, a fraudulent insurance act shall constitute a severity level 6, nonperson felony if the amount involved is \$25,000 or more; a severity level 7, nonperson felony if the amount involved is at least \$5,000 but less than \$25,000; a severity level 8, nonperson felony if the amount involved is at least \$1,000 but less than \$5,000; and a class C nonperson misdemeanor if the amount involved is less than \$1,000. Any combination of fraudulent acts as defined in subsection (a) which occur in a period of six consecutive months which involves \$25,000 or more shall have a presumptive sentence of imprisonment regardless of its location on the sentencing grid block.

(f) In addition to any other penalty, a person who violates this statute shall be ordered to make restitution to the insurer or any other person or entity for any financial loss sustained as a result of such violation. An insurer shall not be required to provide coverage or pay any claim involving a fraudulent insurance act.

(g) For the purposes of this section:

(1) "Amount involved" means the greater of: (A) The actual pecuniary harm resulting from the fraudulent insurance act; (B) the pecuniary harm that was intended to result from the fraudulent insurance act; or (C) the intended pecuniary harm that would have been impossible or unlikely to occur, such as in a government sting operation or a fraud in which the claim for payment or other benefit pursuant to an insurance policy exceeded the allowed value. The aggregate dollar amount of the fraudulent claims submitted to the insurance company shall constitute prima facie evidence of the amount of intended loss and is sufficient to establish the aggregate amount involved in the fraudulent insurance act, if not rebutted; and

(2) "pecuniary harm" means harm that is monetary or that otherwise is readily measurable in money, and does not include emotional distress, harm to reputation or other non-economic harm.

(h) This act shall apply to all insurance applications, ratings, claims and other benefits made pursuant to any insurance policy.;

Also on page 2, in line 29, by striking "40-2c01 is" and inserting "40-2,118 and 40-2,118a are";

On page 1, in the title, in line 1, by striking all after "to"; in line 2, by striking all before the semicolon and inserting "fraudulent insurance acts; amount involved"; also in line 2, by striking "40-2c01" and inserting "40-2,118"; in line 3, after "section" by

inserting "; also repealing K.S.A. 2018 Supp. 40-2,118a"; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 66** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 2018 Supp. 40-2c01 is hereby amended to read as follows: 40-2c01. As used in this act:

(a) "Adjusted RBC report" means an RBC report which has been adjusted by the commissioner in accordance with K.S.A. 40-2c04, and amendments thereto.

(b) "Corrective order" means an order issued by the commissioner specifying corrective actions which the commissioner has determined are required to address an RBC level event.

(c) "Domestic insurer" means any insurance company or risk retention group which is licensed and organized in this state.

(d) "Foreign insurer" means any insurance company or risk retention group not domiciled in this state which is licensed or registered to do business in this state pursuant to article 41 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or K.S.A. 40-209, and amendments thereto.

(e) "NAIC" means the national association of insurance commissioners.

(f) "Life and health insurer" means any insurance company licensed under article 4 or 5 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or a licensed property and casualty insurer writing only accident and health insurance.

(g) "Property and casualty insurer" means any insurance company licensed under articles 9, 10, 11, 12, 12a, 15 or 16 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, but shall not include monoline mortgage guaranty insurers, financial guaranty insurers and title insurers.

(h) "Negative trend" means, with respect to a life and health insurer, a negative trend over a period of time, as determined in accordance with the "trend test calculation" included in the RBC instructions defined in subsection (j).

(i) "RBC" means risk-based capital.

(j) "RBC instructions" means the risk-based capital instructions promulgated by the NAIC, which are in effect on December 31, ~~2017~~ 2018, or any later version promulgated by the NAIC as may be adopted by the commissioner under K.S.A. 2018 Supp. 40-2c29, and amendments thereto.

(k) "RBC level" means an insurer's company action level RBC, regulatory action level RBC, authorized control level RBC, or mandatory control level RBC where:

(1) "Company action level RBC" means, with respect to any insurer, the product of 2.0 and its authorized control level RBC;

(2) "regulatory action level RBC" means the product of 1.5 and its authorized control level RBC;

(3) "authorized control level RBC" means the number determined under the risk-based capital formula in accordance with the RBC instructions; and

(4) "mandatory control level RBC" means the product of 0.70 and the authorized control level RBC.

(l) "RBC plan" means a comprehensive financial plan containing the elements specified in K.S.A. 40-2c06, and amendments thereto. If the commissioner rejects the RBC plan, and it is revised by the insurer, with or without the commissioner's recommendation, the plan shall be called the "revised RBC plan."

(m) "RBC report" means the report required by K.S.A. 40-2c02, and amendments thereto.

(n) "Total adjusted capital" means the sum of:

(1) An insurer's capital and surplus or surplus only if a mutual insurer; and

(2) such other items, if any, as the RBC instructions may provide.

(o) "Commissioner" means the commissioner of insurance.;

On page 4, in line 27, after "Supp." by inserting "40-2c01 and"; also in line 27, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "insurance holding companies" and inserting "the version of risk-based capital instructions in effect"; in line 3, after "Supp." by inserting "40-2c01 and"; in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2188** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Woodard to replace Rep. Hodge on Committee on Elections on March 14, 2019.

Also, the appointment of Rep. Bishop to replace Rep. Horn on Committee on Agriculture on March 14, 2019.

Also, the appointment of Rep. Parker to replace Rep. Pittman on Committee on Transportation on March 14, 2019.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., on Friday, March 15, 2019.

Journal of the House

FORTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 15, 2019, 8:30 a.m.

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

The roll was called with 114 members present.

Reps. Carlson and Finney were excused on verified illness.

Reps. Donohoe, Ousley, Phillips, L. Ruiz, Samsel, Tarwater, Ward and Whipple were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker,

Faithful Father God,
thank You for helping our leaders throughout this week
and all that they have been able to accomplish.
Continue to give them wisdom and discernment
as they work toward clear and empowering goals;
Help them to show a willingness
to step out of their comfort zones in order to work together.
May they continue to brainstorm and generate new ideas,
whether bad or good.
Enable them to learn from their mistakes
and not see them as failures.
When they come back next week,
may they work smarter and harder.
Open their minds to new ideas and solutions.
I ask that you give everyone a safe weekend.
In Christ Name, Amen.

The Pledge of Allegiance was led by Rep. Carmichael.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Xu are spread upon the Journal:

It is my honor today to recognize Roeland Park, who recently was one of eight cities around the country selected for the Prestigious Resiliency Program with the National League of Cities for their work on sustainability initiatives in the Kansas City Metropolitan area.

Roeland Park is a first ring suburb of the city, and like the residents of the other municipalities, Roeland Park residents are highly dependent on neighboring jurisdictions both economically and socially, as they share the same ecosystem.

Likewise, climate risks such as drought, increased heat, and flooding do not stop at human-made borders such as state lines and must be addressed by multiple jurisdictions working in coordination at the metro-regional scale.

To address that, elected officials from Roeland Park, Shawnee, and multiple municipalities throughout the Kansas City metropolitan area decided to take the issue into their own hands and founded the Metro KC Climate Action Coalition (of which I am a part) with the purpose of drawing down greenhouse gases, improving climate resilience, and generating corresponding economic, social, health, and quality of life benefits in the area. Representing this diverse group of elected officials today from Roeland Park is Mayor Mike Kelly and Councilwoman Jen Hill; and from Shawnee Mayor Michelle Distler and Councilwoman Lindsey Constance.

As a state elected official, I feel tremendously lucky that I have such strong local leaders to collaborate with. We have a constant dialogue on what I think is feasible or best addressed at the state level and how they can support me, and then what is best addressed at the local level, and how I can help support them. This is one of the best examples of how governments work together, and I am immensely proud of the sustainability initiatives that we are going to accomplish together.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **SB 173**.

Federal and State Affairs: **SB 70, SB 99**.

Taxation: **SB 155**.

CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **HB 2383** from the Committee on **Appropriations** and referral to the Committee on **General Government Budget**.

MESSAGES FROM THE SENATE

Announcing passage of **Sub SB 69**.

Announcing adoption of **SCR 1605**.

Announcing passage of **SB 142, SB 150**.

The Senate concurs in House amendments to **SB 22**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 69, SB 142, SB 150, SCR 1605.

CONSENT CALENDAR

No objection was made to **HB 2188, SB 193** appearing on the Consent Calendar for the first day.

No objection was made to **SB 61** appearing on the Consent Calendar for the second day.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **SB 49** be passed.

Committee on **Commerce, Labor and Economic Development** recommends **SB 60, SB 90** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2018** be amended by substituting a new bill as recommended by the House Committee on Corrections and Juvenile Justice as reported in the Journal of the House on February 25, 2019, and the bill as printed as Substitute for HB 2018 be amended as follows:

On page 2, in line 11, after "one" by inserting "criminal"; in line 21, after "provider" by inserting "who provides services pursuant to the certified drug abuse treatment program"; in line 22, by striking "governor" and inserting "behavioral health association of Kansas"; in line 30, by striking "governor" and inserting "legislative coordinating council"; in line 43, by striking all after "(e)";

On page 3, by striking all in lines 1 through 7; in line 8, by striking all before the period and inserting "If approved by the legislative coordinating council, legislative members of the commission attending meetings authorized by the commission shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto"; and the bill be passed as amended.

Committee on **Local Government** recommends **SB 59** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Transportation** recommends **SB 94, SB 97** as amended by Senate Committee, be passed.

Committee on **Transportation** recommends **SB 40, SB 41** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Transportation** recommends **SB 63** be amended on page 2, following line 11, by inserting:

"Sec. 3. K.S.A. 8-1551 is hereby amended to read as follows: 8-1551. (a) Whenever any person driving a vehicle approaches a railroad grade crossing under any of the circumstances stated in this section, the driver of such vehicle shall stop within ~~fifty (50)~~ 50 feet but not less than ~~fifteen (15)~~ 15 feet from the nearest rail of such railroad, and shall not proceed until ~~he or she~~ such driver can do so safely. The foregoing requirements shall apply when:

(1) A clearly visible electric or mechanical signal device gives warning of the immediate approach of a railroad train or other on-track equipment;

(2) a crossing gate is lowered or when a human flagman gives or continues to give a signal of the approach or passage of a railroad train or other on-track equipment;

(3) a railroad train or other on-track equipment approaching within approximately ~~one thousand five hundred (1,500)~~ 1,500 feet of the highway crossing emits a signal audible from such distance and such railroad train or other on-track equipment, by reason of its speed or nearness to such crossing, is an immediate hazard; or

(4) an approaching railroad train or other on-track equipment is plainly visible and is in hazardous proximity to such crossing.

(b) No person shall drive any vehicle through, around or under any crossing gate or barrier at a railroad crossing while such gate or barrier is closed or is being opened or closed.";

Also on page 2, in line 12, before "K.S.A" by inserting "K.S.A. 8-1551 and"; also in line 12, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "transportation; relating to"; also in line 1, by striking "relating to" and inserting "regulating the use of"; in line 2, after the semicolon by inserting "requiring vehicle drivers to stop for on-track train equipment at railroad grade crossing signals;"; also in line 2, after "amending" by inserting "K.S.A. 8-1551 and"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 56, by Representative Jeff Pittman, commending Kansas Thespians in honor of proclaiming March 11, 2019 as Theatre in Our Schools Advocacy Day;

Request No. 57, by Representative Steve Huebert, congratulating the 2019 Class of Kansas Master Teachers;

Request No. 58, by Representative Mike Amyx, honoring Living Kidney Donors and Recipients in recognition of 2019 Kansas Kidney Awareness and Organ Donation Day;

Request No. 59, by Representative Brenda Dietrich, congratulating Lauren Buchanan on winning the 2019 Class 6A Girls State Bowling Title;

Request No. 60, by Representative Blaine Finch, congratulating Mildred McCreight in honor of her 100th birthday;

Request No. 61, by Representative Martin Long, congratulating Braxton Moral in recognition of graduating Ulysses High School while simultaneously graduating Harvard Extension School at age 17;

Request No. 62, by Representative Russell Jennings, congratulating Hailey Nolan on being a 1st place winner of the 2019 State Fire Marshall's Fire Safety Poster Contest;

Request No. 63, by Representative Mark Samsel, commending Gary French for 37 years of exceptional service to the kids and people of Kansas;

Request No. 64, by Representative Randy Garber, congratulating Elliot Strahm on being named 2017-2018 Defensive Player of the Year;

Request No. 65, by Representative Randy Garber, congratulating Garrett Michael on being named 2018 Football Coach of the Year;

Request No. 66, by Representative Randy Garber, congratulating the Sabetha High School Football Team on being 2017-2018 3A State Football Champions;

Request No. 67, by Representative Randy Garber, congratulating Cauy Rokey on being named 2018 Co-Defensive Player of the Year;

Request No. 68, by Representative Randy Garber, congratulating the Sabetha High School Baseball Team on being 2018 3A State Baseball Champions;

Request No. 69, by Representative Randy Garber, congratulating Aaron Frey on being named 2018 3A Baseball Coach of the Year;

Request No. 70, by Representative Randy Garber, congratulating Gabe Garber on being named 2018 3A Baseball Co-Player of the Year;

Request No. 71, by Representative Jim Karleskint, congratulating Alyssa Troyer for receiving the 2018-2019 VFW Kansas Voice of Democracy Award;

Request No. 72, by Representative Jim Karleskint, congratulating Malachai Feil for receiving the 2018-2019 VFW Kansas Patriot's Pen Award;

Request No. 73, by Representative Jim Kelly, commending Officer Hilary Cook in honor of receiving the 2018 Silver Award for Valor;

Request No. 74, by Representative Jarrod Ousley, congratulating The Brain Injury Association of Kansas and Greater Kansas City for its valuable contributions;

Request No. 75, by Representatives Broderick Henderson and Valedenia C. Winn, congratulating Walter DePriest in honor of his 100th birthday;

Request No. 76, by Representative Troy Waymaster, congratulating Julie Bernard for being named 2018 VFW Teacher of the Year for the State of Kansas;

Request No. 77, by Representative Brenda Dietrich, congratulating Washburn Rural High School Junior Blues Girls Basketball Team & Coaching Staff for winning the 2019 Class 6A Girls State Basketball Tournament;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

REPORT ON ENROLLED RESOLUTIONS

HR 6016 reported correctly enrolled and properly signed on March 15, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Monday, March 18, 2019.

Journal of the House

FORTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 18, 2019, 11:00 a.m.

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

The roll was called with 123 members present.

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

Prayer by guest chaplain, Rev. Everett Schultz, Pastor, First Mennonite Church, Pretty Prairie, and guest of Rep. Seiwert:

Our Father in Heaven,

We come before Thee this morning thanking You for the many blessings You have bestowed upon our great nation and upon this great state of Kansas. I want to thank You that this great state still opens each session of this House with prayer. Your Word tells us that where two or three are gathered together in Your name, there You are in the midst of them. So, I thank You that You are with us in this House right now.

I come before You today to ask for Your wisdom and guidance to be given to these people in this great hall. There are so many issues that must be addressed and probably at times these people feel that the problems are too complex to be resolved. The decisions they make will affect our children and grand-children. And yet, I know that You can provide the wisdom and guidance to solve the needs of this state and provide a better state for years to come. Father, Your word says that "The fear of the Lord is the beginning of wisdom." Your word also states that "If any of you lacks wisdom, let him ask of God, that gives to all men liberally and without reproach; and it will be given him." Therefore, Father, I ask that You give wisdom and understanding. I pray that they will be able to make decisions that meet the needs of this great state not only for us today, but also for our children and grand-children.

Father, please bestow Your wisdom upon these people. Give them encouragement. Give them guidance. Help them to be able to discern the right decisions. Keep them from buckling to the pressures that is all around them. Help them to represent the people who elected them, and to look out for all the people's interests, when there may be times when it is difficult to stay the course.

During the remaining days of this year's session; I ask for Your encouragement, Your wisdom, and Your guidance to direct the decisions that are made. May their decisions be made according to Your will. In Jesus' name I pray. Amen.

The Pledge of Allegiance was led by Rep. Seiwert.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Garber are spread upon the Journal:

On March 14th, 2018, I presented the 2017 Sabetha Bluejay football team in the House chamber. The team was recognized for winning their third state football championship in November of 2017. At the same time Elliott Strahm was congratulated for winning an individual wrestling title. Sabetha fans had enjoyed quite a successful athletic season.

The fans could never have imagined what would happen from that day in March, 2018 until the end of November. In May, our student athletes won state in Golf and Baseball. The girls 4x800 relay took home a gold medal at the state track and field tournament. Not to be outdone by the athletes on the gridiron, diamond or track, the FFA Rituals team also won first place at state.

When the 2018-2019 school year began, everyone knew we had a good football team. But could we win another state championship? The football team went 13-0 and ended the season with a thrilling 43-42 overtime victory over Pratt.

Today, I am recognizing some of the players and coaches of the 2018 state baseball champions and the 2018 back-to-back state football champions. Most of the players and coaches are in the gallery. Anyone who plays a team sport knows it takes everyone on the team to win so before I mention the accomplishments of the individuals on the floor I want to thank all the players and coaches in the gallery for the thrilling moments you brought to our lives.

2018 STATE BASEBALL CHAMPIONS

Team Accomplishments:

- Seeded 7th at the State Tournament and beat #1, #2 and #3 seeds
- Never trailed in a game in the month of May
- Team on Base Percentage of .514
- State Champions in second year of program

Individual Honors:

- Gabe Garber - Sports in Kansas 2018 3A Co-Player of the Year
1st Team All State 3A Outfield
- Blake Frey - 1st Team All State 3A Outfield
- Brayden Becker - 1st Team All State 3A Pitcher
- Brandon Brownlee - 2nd Team All State Catcher
- Joe Gruber - 2nd Team All State Infield
- Seth Burdick - Honorable Mention All State Infield
- Riley Herrmann - Honorable Mention All State Outfield
- Braden Argabright-Starting & Winning Pitcher - State Championship game
- Aaron Frey - Coach of the Year (3A)

2017 and 2018 BACK 2 BACK STATE FOOTBALL CHAMPIONS

Team Accomplishments:

- 13-0 (26-1 record the last two years)
- 1st Back 2 Back State Championships in Big 7 League History (1926 to Present)
- 20 Consecutive Game Win Streak – Longest current win streak in 11-man football
- Big 7 League Champions

Individual Honors:

- Elliott Strahm - Sports in Kansas - 2 Time Defensive Player of the Year (2017 & 2018)
Top 11 Defensive Lineman All Classes
- Cauy Rokey - Sports in Kansas-Co-Defensive Player of the Year (2018)
1st Team All State 3A Linebacker
- Braeden Cox - 1st Team All State 3A Kicker and Defensive Back
- Joseph Gruber - 1st Team All State 3A Punter
- Kamden Brownlee - HM All State 3A Defensive Lineman
- Gabe Garber - HM All State 3A Linebacker
- Garrett Michael - Coach of the Year (All Classes)

Rep. Garber present framed House certificates to members of the Sabetha Bluejays in honor of their many achievements.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Hibbard are spread upon the Journal:

This past summer on June 26th, a tornado hit the southwest corner of Eureka and made a path to the northeast corner of town where it hit the Eureka High School facility. At daylight the next morning at the command post, I ran into my legislative friend Eric Smith, who had spent the night in securing the area and accounting for those trapped and missing. He told me to hop in and we'd take a tour. When we got to the high school area, the thing that hit me the hardest was a sign hanging limply on the destroyed grandstand that said "Tornado Alley." It was evident that the football field, track, and second gymnasium were damaged beyond repair.

When football season started for these boys two months later, every game was an away game and they had to find a place to practice that wasn't contaminated by the glass, nails, and debris of the tornado. The boys won a few ballgames but I know they were very excited to start wrestling practice in the part of the facility that was not damaged. As the year went on, success came to them as they won their own prestigious Eureka Invitational tournament and finished first in the Fredonia Regional tournament. But there were still skeptics who wondered if they could keep up with those great western Kansas schools who had dominated state 3-2-1A wrestling for decades.

During the first day of the state tournament, they took a large lead and on the second day continued to be successful, winning away. This was the first time that a school east of Wichita and Salina and south of Topeka had ever won a state championship.

At this time, I'd like to introduce the wrestlers who participated in the state tournament:

106#, freshman Connor Booth-Hughes

113# three times state champion Kendall Beitz

120# two time state champion Kolby Beitz - and yes, you remember, I introduced these twin brothers on the floor last season

138# Brenan Lowe who won his first state championship

152# sophomore Brent Escareno who finished second

160# freshman Garrison Spoons who contributed points but did not medal.

Heavyweight division Jonathan Turner who contributed points but did not medal.

They are accompanied by their coaches Mike Davison and Tyler Lowe

The rest of the Eureka wrestling team are in the balcony and I ask that you join me in recognizing the 3-2-1A state wrestling team for 2019.

Rep. Hibbard presented the team framed House certificates in honor of their accomplishments.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Victors are spread upon the Journal:

Two years ago, I recognized Nico Hernandez on the house floor for winning a bronze medal at the 2016 Olympic Games. In the two years following that visit, he has gone undefeated as a professional fighter with a current record of 7 wins and no losses. Nico is the International Boxing Federation's National and World Champion and he just had his 7th professional fight aired live on national television.

Nico has brought some of the largest promoters in the sport of boxing here to the state of Kansas and he will be fighting once again on May 18th at Century II in Wichita. I am a supportive fan of Nico and attend the boxing matches in Wichita. Nico is not only a champion in the ring, he is also a champion outside of the ring. Nico has recently agreed to serve as the Grand Marshall for the inaugural year of the Wichita Chisolm Trail Marathon. The purpose of this first-year marathon is to foster a premier regional sporting event that magnifies the culture of Kansas, while runners and community come together to make a sizable donation to The United Way of the Plains. The Wichita Chisolm Trail Marathon will be held on March 24th in the heart of downtown Wichita and will be one of the fastest and flattest qualifying courses for the Boston and New York Marathons, as well as the Olympic trials!

Joining Team Nico today are Race Director Michael Langston and his wife Amanda, as well as their 3 children Tate, Parker and Rose. Also with Nico today are his fiance, parents and manager. They would all like to thank the great State of Kansas for their shared community and continued support, and they look forward to bringing even greater sporting events to our state in years to come!"

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2400, AN ACT concerning food products; enacting the kratom consumer protection act, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Elections: **SCR 1605**.

Energy, Utilities and Telecommunications: **SB 69**.

Judiciary: **SB 150**.

K-12 Education Budget: **SB 142**.

MESSAGES FROM THE GOVERNOR

HB 2001 approved on March 14, 2019.

CONSENT CALENDAR

No objection was made to **SB 40, SB 41, SB 59** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2188, SB 193** appearing on the Consent Calendar for the second day.

Objection was made to **SB 61** appearing on the Consent Calendar; the bill was placed on the Calendar under the heading General Orders.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Parker to replace Rep. Frownfelter on Committee on Insurance on March 18, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, March 19, 2019.

Journal of the House

FORTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 19, 2019, 11:00 a.m.

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

COMMUNICATION FROM STATE OFFICERS

I, SCOTT SCHWAB, Secretary of State of the State of Kansas, do hereby certify that Alicia Straub, Ellinwood, Kansas, was appointed by the Governor effective March 14, 2019, for the unexpired term of State Representative for the 113th Legislative District, to fill the vacancy created by the resignation of Greg Lewis, and was administered the following oath of office on March 19, 2019.

State of Kansas
County of Shawnee} SS.

I, Alicia Straub, do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of Kansas House of Representatives, District 113, so help me God.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and cause to be affixed my officail seal this 19th day of March, A.D. 2019.

SCOTT SCHWAB
Secretary of State

Speaker Ryckman welcomed Rep. Straub to the House of Representatives.
The House is again organized with 125 members.

The roll was called with 125 members present.

Prayer by Chaplain Brubaker,

Gracious Lord and God,
thank You for this day You have given us.
As our leaders continue to work for the good
of the people of Kansas, remind each one that
servanthood must never let them become passive,
and leadership must never make them become arrogant.
Concern for relationships must never disguise complacency,
and striving for achievement must never make them unkind.

Reliance on grace must never shield disobedience,
 and obedience must never degenerate into legalism.
 Faith must always mean more than mental assent,
 and works must never make them self-righteous.
 Education must never take them down the road to relativity,
 and belief in revelation should not demand
 closed-mindedness or irrationality.
 Because God is just, does not mean He is unforgiving,
 and because God is merciful, does not mean He is permissive.
 Lord, help all of us to live by these principles,
 knowing that to do so, we need your help and wisdom.
 We welcome Rep. Alicia Straub to the legislature.
 Help her in all the adjustments and as she discovers her role here.
 In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Erickson.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Hawkins are spread upon the Journal:

Mr. Speaker and Members of the House –

Later today, members of both chambers and many guests to the Capitol will gather on the South Steps to honor Israel and reaffirm the State of Kansas's support for our brothers and sisters in Israel. Kansas's exports to Israel have totaled more than \$721 million since 1996, and Israel now ranks as Kansas's 20th leading trade partner. As an important ally, it's important for us to recognize Israel today.

Joining me on the floor today are:

- Lisa McFarland - Ambassador to Israel appointed by Governor Sam Brownback
- Earl Pickard - Kansan who prayed through Kansas for 7 years before establishing a ministry in Israel for the last 7
- David Epps - Earl's Worship Leader who has gone with Earl to Israel a dozen times
- Mary Humble - Ministered with Earl here in Kansas and in Israel
- Alicia Burnison - Goes to D.C. to represent Kansas and Israel
- Pastor Jim Congdon - Pastor of Topeka Bible Church who also serves on the board of Jews for Jesus. Jim takes groups to Israel every two years
- Kirk & Treva Johnston - Vineyard owners who went to Israel to learn their drip system for Kansas
- Donna Lippoldt – Founder of Culture Shield Network
- Rabbi Zalman Teichtel
- Pastor Dave Depew – a good friend and influence on many of us here from both sides of the aisle

Please join me in honoring these individuals for their work on behalf of Kansans towards the state of Israel.

Rep. Hawkins honored his guests by presenting them with a House certificate.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Amyx are spread upon the Journal:

Thank you, Mr. Speaker,

Today we recognize Kidney and Organ Day at the Capitol. More than 115,000 Americans are on the national transplant waiting list. Too many die before getting a life-saving transplant, making living donation and registered donors important. Today we honor four kidney recipients and five living kidney donors. Some of them might not have been here today if they hadn't had a living donor or a registered donor to give them a second chance at life.

The living donors we have here today are Sara Hemphill, Deb Simmons, Cassie Hickel, Priscilla McPheeters and Keyta Kelly. The recipients present are Steve Hemphill, Jim Kelly, Terry Roberts and Michael Kelly. Please join me in welcoming these amazing and fortunate Kansans to the Kansas House of Representatives.

Rep. Amyx presented his guests with House certificates in honor of Kidney and Organ Day.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2401, AN ACT concerning the Kansas general corporation code; relating to quorum for the transaction of business; amendment to articles of incorporation; amending K.S.A. 2018 Supp. 17-6506 and 17-6602 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2402, AN ACT concerning health and healthcare; providing for the authorization of certain business entities to employ physicians and chiropractors; amending K.S.A. 65-2803, 65-2836 and 65-2877a and K.S.A. 2018 Supp. 40-3401 and repealing the existing sections, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Federal and State Affairs: **HB 2400**.

MESSAGES FROM THE GOVERNOR

HB 2044 approved on March 18, 2019

COMMUNICATIONS FROM STATE OFFICERS

From Laura Howard, Acting Secretary, Kansas Department for Children and Families; pursuant to K.S. A. 65-176, report of State Inspection of children's institutions.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Weigel, **HR 6017**, by Reps. Weigel, Amyx, Barker, Benson, Bishop, Blex, Carlin, Carmichael, Carpenter, Clark, Clayton, Collins, Croft, Delperdang, Dietrich, Ellis, Finney, French, Gartner, Henderson, Hibbard, Highland, Holscher, Jacobs, Karleskint, Kessinger, Lusk, Mason, Mastroni, Parker, Phillips, Pittman, Probst, Rahjes, Resman, Ruiz, Sawyer, Schreiber, Ward, Warfield, Wasinger, Wheeler and Xu, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6017**—A RESOLUTION honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

A RESOLUTION honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

WHEREAS, For the past 100 years, American Legion posts have been outstanding community-service organizations in Kansas; and

WHEREAS, On March 15, 1919, American service members serving in the American Expeditionary Force during World War I founded the American Legion in Paris, France, as an organization to serve veterans, service members, and communities. On September 16, 1919, the American Legion was then chartered by the U.S. Congress; and

WHEREAS, On August 9, 1921, the Legion's efforts resulted in the creation of the U.S. Veterans Bureau, the forerunner of the Veterans Administration; and

WHEREAS, On December 15, 1943, Past National Commander Harry W. Colmery wrote a draft that would become the G.I. Bill of Rights, one of the Legion's greatest legislative achievements; and

WHEREAS, The American Legion played a leading and crucial role in the drafting and passing of the Servicemen's Readjustment Act of 1944, otherwise known as the G.I. Bill; and

WHEREAS, The American Legion has influenced national change, won hundreds of benefits for veterans, and created many programs for children and youth; and

WHEREAS, In Kansas, the American Legion has over 40,000 members in more than 500 posts, units, and squadrons; and

WHEREAS, Posts and members in Kansas promote a variety of programs that support the American Legion's goals of mentoring youth, advocating patriotism and honor, promoting national security, and continuing devotion to fellow service members and veterans; and

WHEREAS, Recognizing the special role that the American Legion posts and members in Kansas play in supporting Kansas veterans, the Governor of Kansas designated March 15, 2019, as Kansas American Legion Day; and

WHEREAS, There is no doubt that the American Legion posts and members in Kansas will continue to support Kansas veterans, service members, and communities for the next 100 years: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor the American Legion posts and members for their 100 years of service and dedication to Kansans; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Weigel.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Weigel are spread upon the Journal:

Good morning fellow colleagues:

It is a distinct honor to stand before you and ask you to join me in recognizing the American Legion in celebrating the 100 year anniversary of the founding of the Legion (March 15, 1919 – March 15, 2019). The American Legion is the largest war veterans' organization with over 2.3 million members. Founded out of the ashes of World War I in Paris, France, its' mission is to foster Americanism, advocate patriotism and continue to serve our Veterans and military personnel. Here in Kansas, there are over 40,000 members in more than 500 posts. Units are spread across the state in large posts with hundreds of members to small town posts with barely more than one hundred members, but the mission is the same.

Legion programs include serving our veterans in health issues, help in filing for benefits, visiting veterans in VA hospitals and assisting members with educational matters. Legion members also assist with military honors for fallen veterans. The Legion also organizes and funds Boy Scout programs, Legion baseball, oratorical contests, flag lines and many more programs for our veterans.

Some notable members were past presidents Truman, Eisenhower, Kennedy, Johnson, Ford, Reagan, George H. W. Bush, George W. Bush as well as Alvin York who served as an infantry soldier in World War I. The American Legion and its members advocate for all our veterans and their families.

Please join me in recognizing and celebrating the 100 Year Anniversary of the American Legion.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Ousley are spread upon the Journal:

March has been designated as Brain Injury Awareness month to promote public awareness on the extent, causes, consequences, treatment and prevention of traumatic brain injury, and to remind people with brain injuries and their families that they are not alone.

2.8 million adults and children sustain brain injuries each year in the United States; and traumatic brain injury (TBI) is a contributing factor in one-third of all injury-related deaths. More than 5 million Americans, and 54,000 Kansans, are living with disabilities related to brain injury. TBIs can happen to anyone, and are largely the result of falls, motor vehicle crashes, assaults (including among our servicemen and women), sporting-related injuries and occupational injuries.

Each of us received a pie tin invitation to the first floor Rotunda to commemorate those with brain injury, to learn more, and enjoy a piece of pie. Please join me there.

Rep. Ousley presented his guests with a framed House certificate in honor of Brain Injury Awareness month.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6018**—

By Committee on Agriculture

A RESOLUTION requesting the federal government address water quality issues in the Arkansas River Basin in Southeast Colorado and Southwest Kansas and the prevalence of radionuclides in the waters of the Arkansas River Basin.

WHEREAS, The waters of the Arkansas River are declining in quality, due to naturally occurring sources that are exacerbated by irrigation and return flow practices concentrated in the Arkansas River Valley, east of Pueblo, Colorado; and

WHEREAS, In each of the last two years, approximately 10 tons of uranium have been delivered in downstream river flows from Colorado to groundwater in Southwest Kansas. The affected region in Kansas includes Hamilton, Kearny, and Finney counties; and

WHEREAS, Affected communities in Colorado and Kansas require assistance to remedy decades of poor water quality, which continues to worsen; and

WHEREAS, Federal standards on safe drinking water are intended to protect the health and safety of the public. Accordingly, it is within the interest of the federal government to partner with state and local water providers to develop remedies for the Basin; and

WHEREAS, Public assistance is vital to providing safe drinking water to Kansans in the Basin, whose water supply is currently contaminated in affected communities and is threatened to be contaminated in other communities by naturally occurring radionuclides beyond the standards established by the Safe Drinking Water Act, public law 93-523; and

WHEREAS, Without additional funding, Kansas' affected communities cannot develop water management practices and necessary infrastructure to address the water quality concerns; and

WHEREAS, The U.S. Bureau of Reclamation has an established interest in providing alternative fresh water sources to portions of the affected Basin in Colorado. Currently, efforts are underway to accomplish this goal; and

WHEREAS, In 2014, the U.S. Bureau of Reclamation completed an Upper Arkansas River Basin Public Water Supply Alternatives Viability Analysis of Water Supply Alternatives for Hamilton, Kearny, and Finney counties in Kansas. The analysis addressed water quality and availability in the Basin and identified alternatives, including the regionalization of supply pipeline alternatives. However, such supply pipeline alternatives are largely unaffordable due to participants' inability to cover construction costs; and

WHEREAS, In 2015, the U.S. Bureau of Reclamation completed an Arkansas Basin from John Martin Reservoir to Garden City, Kansas, Final Plan of Study, acknowledging the shared water quality problems in Colorado and Kansas: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That the State of Kansas hereby requests that the Kansas congressional delegation work with the U.S. Congress to provide funding and direction to the U.S. Bureau of Reclamation to

implement the efforts identified in the 2014 and 2015 studies, including, but not limited to:

Further compiling information on existing, usable sources, and projected demands;
developing Basin tools, including scientifically defensible hydrologic and economic modeling tools;

completing system reliability and impact analyses to assess the current and future capability of existing natural and manmade infrastructure and operations to meet demands and useable water supply challenges;

identifying adaptation strategies to improve operations and infrastructure and to address current and future water availability and quality challenges in the Basin; and

developing recommendations to address the water quality challenges and to provide reliable, clean sources of drinking water in the affected areas of the Basin; and

Be it further resolved: That we request the Kansas Water Office, Southwest Kansas Groundwater Management District No. 3, and other state and local partners in Kansas and Colorado to work with the U.S. Bureau of Reclamation to complete these tasks and to address the concerns regarding the contamination of the Arkansas River Basin; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send enrolled copies of this resolution to Kansas Governor Laura Kelly, each member of Kansas' congressional delegation, the Kansas Water Office, Southwest Kansas Groundwater Management District No. 3, the Arkansas River Compact Administration, the U.S. Bureau of Reclamation, and the current U.S. Secretary of the Interior.

CONSENT CALENDAR

No objection was made to **SB 40, SB 41, SB 59** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2188** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

Objection was made to **SB 193** appearing on the Consent Calendar; the bill was placed on the Calendar under the heading General Orders.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2188, AN ACT concerning the dissolution of taxing entities; providing for the dissolution of the White Clay watershed district no. 26; relating to the tax lid; amending K.S.A. 2018 Supp. 79-2925c and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 125; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman,

Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, rep_straub_alicia_1, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2314** be amended on page 2, in line 36, after the second "for" by inserting "sale and for";

On page 3, in line 8, after "for" by inserting "sale and for";

On page 4, following line 16, by inserting:

"(f) If the court determines the property is abandoned pursuant to subsection (e), the court shall order the property immediately sold without delay by public auction in the manner prescribed for sale of property at a judicial tax foreclosure sale pursuant to K.S.A. 79-2801 et seq., and amendments thereto, subject to the provisions of subsection (g). Proceeds of the sale shall be first allocated to court costs, fees and sale costs and then to satisfy any property tax debt. Any proceeds remaining shall be set aside for the property owner.

(g) (1) Any party, other than the petitioning city, may seek to purchase the property pursuant to a public auction under subsection (f). The party shall submit a rehabilitation plan for the property to the court and a petition for temporary possession of the property. A bid by the petitioning organization shall be governed by paragraph (2). The petition for temporary possession shall set forth the party's intent to rehabilitate the property and set forth evidence that the party has adequate resources to rehabilitate the property, but need not meet the petition requirements of subsection (a) or (b). For the purpose of developing such a plan, representatives of the party may be permitted entry onto the property by the court at such times and on such terms as the court may deem appropriate. If the court approves the party's rehabilitation plan and petition for temporary possession, and the party submits the winning bid for the property, the court may grant temporary possession of the property to the party. The grant of title of the property to the party shall be contingent on the party successfully completing the plan of rehabilitation of the property approved by the court, as provided by subsection (h).

(2) The petitioning organization may, but shall not be required to, bid on the property at the public auction. If the petitioning organization submits the winning bid, the court may enter an order approving the rehabilitation plan of the petitioning organization and grant temporary possession of the property to the petitioning organization. The grant of title to the property to the petitioning organization, shall be contingent upon successful completion of the plan of rehabilitation of the property approved by the court, as provided by subsection (h).";

Also on page 4, in line 17, after "If" by inserting "no bid is approved by the court at the public auction pursuant to subsections (f) and (g), and if"; also in line 17, after "petition" by inserting "filed by the petitioning organization or by the governing body of

a city pursuant to subsection (a) or (b)"; in line 18, after "plan" by inserting "submitted with the petition"; in line 27, by striking "an" and inserting "a designated or petitioning"; also in line 27, after "organization" by inserting "or the private party"; in line 36, after "organization" by inserting "or the private party";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2396** be passed.

Committee on **Judiciary** recommends **HB 2137** be passed.

Committee on **Judiciary** recommends **SB 78**, as amended by Senate Committee of the Whole, be amended on page 1, in line 6, before "Section" by inserting "New"; in line 16, by striking "repair"; also in line 16, after "exterior" by inserting "repair and"; in line 31, by striking all after "include"; by striking all in line 32; in line 33, by striking all before "the";

On page 2, in line 12, after "provide" by inserting "a copy of"; in line 13, after "three" by inserting "business";

Also, on page 2, following line 40, by inserting:

"Sec. 2. K.S.A. 2018 Supp. 50-624 is hereby amended to read as follows: 50-624. As used in this act:

(a) "Agricultural purpose" means a purpose related to the production, harvest, exhibition, marketing, transportation, processing or manufacture of agricultural products by a consumer who cultivates, plants, propagates or nurtures the agricultural products. "Agricultural products" includes agricultural, horticultural, viticultural, and dairy products, livestock, wildlife, poultry, bees, forest products, fish and shellfish, and any products thereof, including processed and manufactured products, and any and all products raised or produced on farms and any processed or manufactured products thereof.

(b) "Consumer" means an individual, husband and wife, sole proprietor, or family partnership who seeks or acquires property or services for personal, family, household, business or agricultural purposes.

(c) "Consumer transaction" means a sale, lease, assignment or other disposition for value of property or services within this state ~~(, except insurance contracts regulated under state law),~~ to a consumer; or a solicitation by a supplier with respect to any of these dispositions. "Consumer transaction" does not include the disposition of repossessed collateral by any supplier that is subject to and compliant with any state or federal law or rules and regulations with regard to disposition of such repossessed collateral.

(d) "Family partnership" means a partnership in which all of the partners are natural persons related to each other, all of whom have a common ancestor within the third degree of relationship, by blood or by adoption, or the spouses or the stepchildren of any such persons, or persons acting in a fiduciary capacity for persons so related.

(e) "Final judgment" means a judgment, including any supporting opinion, that determines the rights of the parties and concerning which appellate remedies have been exhausted or the time for appeal has expired.

(f) "Lender" means a bank, savings and loan association, savings bank, credit union, finance company, mortgage bank, mortgage broker and any affiliate.

(g) "Merchantable" means, in addition to the qualities prescribed in K.S.A. 84-2-314, and amendments thereto, in conformity in all material respects with applicable

state and federal statutes and regulations establishing standards of quality and safety.

(h) "Mortgage trigger lead" means a consumer report obtained pursuant to section 604(c)(1)(B) of the federal fair credit reporting act, 15 U.S.C. § 1681b, where the issuance of the report is triggered by an inquiry made with a consumer reporting agency in response to an application for credit. Any consumer report on an applicant obtained by a lender with whom the applicant has initially applied for credit or who holds or services an existing extension of credit of the applicant who is the subject of the report is not considered a mortgage trigger lead.

(i) "Person" means any individual, corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership, association, cooperative or other legal entity.

(j) "Property" includes real estate, goods and intangible personal property.

(k) "Services" includes:

(1) Work, labor and other personal services;

(2) privileges with respect to transportation, hotel and restaurant accommodations, education, entertainment, recreation, physical culture, hospital accommodations, funerals and cemetery accommodations; and

(3) any other act performed for a consumer by a supplier.

(l) "Supplier" means a manufacturer, distributor, dealer, seller, lessor, assignor, or other person who, in the ordinary course of business, solicits, engages in or enforces consumer transactions, whether or not dealing directly with the consumer. ~~Supplier does not include any bank, trust company or lending institution which is subject to state or federal regulation with regard to disposition of repossessed collateral by such bank, trust company or lending institution.~~

Sec. 3. K.S.A. 2018 Supp. 50-624 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "estate" by inserting "; consumer protection act; definitions of consumer transaction and supplier; amending K.S.A. 2018 Supp. 50-624 and repealing the existing section"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Croft to replace Rep. Mason on Committee on Federal and State Affairs on March 20, 2019.

REPORT ON ENROLLED BILLS

HB 2174 reported correctly enrolled, properly signed and presented to the Governor on March 19, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, March 20, 2019.

Journal of the House

FORTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 20, 2019, 11:00 a.m.

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

The roll was called with 123 members present.

Reps. Mason and Straub were excused on excused absence by the Speaker.

Excused later: Rep. Carlson.

Present Later: Reps. Carlson and Mason.

Prayer by guest chaplain, Emmanuel Herron, Youth Male Leader and Teacher, Fellowship Bible Church Hi-Crest, Topeka, and guest of Rep. Vickrey:

Dear Heavenly Father,

We thank you for another opportunity to come before your Mighty Throne. And we praise you for who you are, not what you do.

As we stand before you, we come humbly asking that you forgive us of our trespasses, as we forgive those who trespass against us.

You promised that you are the one who forgives all sins and heals all diseases. (Psalm 103:3) We ask that you go to those in the Nation who are suffering from cancer, mental illness, depression and any other incurable diseases that have plagued their lives. It was also your words that said: "For I will restore health to you, and your wounds I will heal, declares The LORD" (Jeremiah 30:17). You said: "Don't be afraid, just believe" (Luke 8:50) and that we are to "cast all our cares on You because You care for us." (1 Peter 5:7)

We are asking that you restore our neighborhood and rid it of crime and poverty. We are asking that you rectify any issues that are not pleasing unto you. We are asking that you give our leaders the strength to stand strong in the heat of the battle, and the peace that comes with your discernment as they make decisions that will affect our nation.

As we decrease, may your grace, mercy, and peace be multiplied to our neighborhoods, city, and nation. May your favor fall heavily upon our city, and may your glory be exalted for all to see.

We pray all of these things in Jesus name...Amen!

The Pledge of Allegiance was led by Rep. Ward.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Karleskint are spread upon the Journal:

Last week this body recognized the winners of the VFW Elementary Teacher of the Year for the State of Kansas. Today I would like to recognize two other winners of VFW State Awards. Prior to the recognition, I would like to introduce VFW members that are leaders at the National and State levels:

- Ken Romine, Director of Member Services for the National VFW from Leavenworth
- Kansas VFW State Commander Patrick M. Briggs, Lyons
- Kansas VFW State Sr. Vice Commander Lee Hursey, Wichita
- Kansas VFW State Jr. Vice Commander Kenneth Allred, Wichita
- Kansas VFW Chief of Staff Gerald Marvin, LaCrosse
- Kansas VFW Inspector Jim Ratcliff, Lincoln
- VFW Post Commander, Dan Watkins, Manhattan

The Veterans of Foreign War and VFW Auxiliary is dedicated to promoting patriotism and investing in our future generations. The VFW sponsors two contests each year for young people. The Patriots Pen contest is an essay contest for students in grades 6-8. The essay encourages young people to examine American society along with their own experiences in modern American society. The entry is drafted requiring 300-400 words essay expressing their view based on a patriotic theme. The theme for the 2018-2019 school year is "Why I honor the American Flag."

The voice of Democracy contest is an audio-essay program. This contest is for high school students to express themselves regarding a democratic and patriotic theme recorded essay. Each year nearly 80,000 high school students from across the country enter this contest. The 2018-2019 Voice of Democracy theme was "Why My Vote Matters."

I am a member of the Tonganoxie VFW Post 9271. I coordinate the Patriots Pen and Voice of Democracy contests for the local post.

Today I am recognizing the State winners of the Patriot Pen and the Voice of Democracy:

- The Patriots Pen state winner is Malachi Feil. Malachi is the son of Travis and Michelle Fiel of Wichita. Malachi is home schooled through Legacy Academy. He placed 19th in the national competition. Malachi received a \$1000 prize.
- The Voice of Democracy winner is Alyssa Troyer of Manhattan, Kansas. She is the daughter of Travis and Bridgette Troyer. Alyssa is a student at Rock Creek High school. She placed 11th in the national competition and will receive a \$2500 scholarship. Please show our appreciation for these young Patriots.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2403, AN ACT establishing the joint committee on child welfare system oversight; concerning the safety and well-being of children in the child welfare system in the state of Kansas; requiring an annual report to the legislature, by Committee on Taxation.

HB 2404, AN ACT establishing the Kansas senior services task force, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HR 6018**.

Federal and State Affairs: **HB 2401**.

Health and Human Services: **HB 2402**.

MESSAGE FROM THE GOVERNOR

March 14, 2019

Message to the Kansas House of Representatives:

Enclosed is Executive Directive No. 19-500 for your information.

EXECUTIVE DIRECTIVE NO. 19-500
Authorizing Expenditure of Federal Funds

LAURA KELLY
Governor

The above Executive Directive is on file and open for inspection in the office of the Chief Clerk.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Ohaebosim, **HR 6019**, by Reps. Ohaebosim and Finney, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6019**—A RESOLUTION recognizing Storytime Village, Inc. for its work in giving young Kansas children the opportunity for a better future through its literacy programs.

A RESOLUTION recognizing Storytime Village, Inc., for its work in giving young Kansas children the opportunity for a better future through its literacy programs.

WHEREAS, According to the Annie E. Casey Foundation, children who are proficient in reading by the end of third grade are more likely to graduate from high school and be economically successful in adulthood; and

WHEREAS, 57% of Caucasian, 72% of Hispanic and 83% of African-American fourth graders in Kansas scored below the "proficient" reading level in a 2017 study conducted by the National Assessment for Educational Progress (NAEP); and

WHEREAS, Many underserved populations in Kansas are lacking the quality literacy skills essential for future success in school and life; and

WHEREAS, Storytime Village, Inc., under the leadership of Director Prisca Barnes, has been working since 2009 to help Kansas children, beginning at birth through age eight, thrive in partnerships that provide early childhood development, family engagement involving reading, and access to books; and

WHEREAS, With the support of parents and the help of many dedicated volunteers, Storytime Village, Inc., inspires children, regardless of their socio-economic background, race or gender, to read by providing them free books and literacy resources; and

WHEREAS, In 2016, Storytime Village, Inc., launched their Literacy Champions program, a high school leadership program that empowers and inspires students to volunteer and gain leadership skills as they impact the literacy issue in their communities; and

WHEREAS, March 20, 2019, is designated as the 5th Literacy Day at the Capitol, which will focus on addressing the literacy gap in Kansas by mobilizing high school students to raise their voices through meetings with legislators, panel discussions, and an advocacy workshop, with the theme: "Why Reading Matters": Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize Storytime Village, Inc., for its work in giving young Kansas children the opportunity for a better future through its literacy programs; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send three enrolled copies of this resolution to Representative Ohaebosim.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Ohaebosim are spread upon the Journal:

This year marks Storytime Village's fifth annual Literacy Day at the Capitol. The event is sponsored by the Kansas African American Affairs Commission and Butler Community College and the Kansas Reading Roadmap.

Joining Prisca Barnes- Founder and CEO of Storytime Village for this impactful day are:

- Commissioners with the Kansas African American Affairs Commission: Daphne Maxwell, Jonathon Westbrook, Bobby Love, Sr.
- Kenya Cox, Exec. Director, KAAAC and Storytime Village Board Chair
- Wakeelah Martinez, Storytime Village Education Program Coordinator VISTA
- Carol Hazen- Kansas Reading Roadmap
- Victoria George- Independent School- Literacy Champion, Wichita
- Ashleigh Carter-South High School Literacy Champion, Wichita
- Bethany Stock- Heights High School Literacy Champion, Wichita

The theme for Literacy Day at the Capitol is "Why Reading Matters" and will address the literacy achievement gap in the state of Kansas by mobilizing high school students to raise their voices and bring awareness to the critical issue. The day will

feature literacy discussions, workshops and the opportunity to network and discuss these important issues with state leaders. A Kansas youth will be named the “Outstanding Youth Literacy Advocate” during our Literacy Champions program. The mission of Storytime Village, Inc., with the support of parents and the community, is to inspire a lifelong love of reading for underserved Kansas children from birth to age eight.

Since its beginning in 2009, Storytime Village has worked to help the youngest in our communities thrive through partnerships that provide early childhood development, family engagement around reading and access to books.

Rep. Ohaebosim also welcomed guests in the gallery - representatives of Storytime Village from across the state.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hawkins, **HR 6020**, by Reps. Ryckman, Hawkins and Sawyer, as follows, was introduced and adopted:

HR 6020—A RESOLUTION assignment of seats in the house of representatives.

Be it resolved by the House of Representatives of the State of Kansas: That the members of the 2019 regular session of the legislature shall occupy the same seats assigned pursuant to 2019 House Resolution No. 6002 with the following exception: Straub, seat No. 108.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Hawkins, **HR 6013**, A RESOLUTION strengthening the sister-state relations between Kansas and Taiwan, was adopted.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Hawkins are spread upon the Journal:

Colleagues: This morning, we will vote on the adoption of **HR 6013**, “Strengthening the sister-state relations between the State of Kansas and Taiwan.” This year marks the 30th anniversary of Kansas close relationship with Taiwan, and coincidentally, the 40th Anniversary of the Taiwan Relations Act, a U.S. public law.

In 2017, Taiwan was Kansas’ 12th largest export market in the world, with Taiwan ranking as Kansas 3rd largest import country. The goods Kansas exports to Taiwan include processed food products, agricultural products, computer & electronic products, leather and allied products, and many more.

According to 2015 data, Taiwan contributes a total 26,762 jobs in Kansas. Taiwan-affiliated companies located in Kansas include GARMIN, Hyper Tech Computers, and Sun Marble Company. Taiwan shares our values of a robust democracy, individual liberty, the rule of law, and human rights.

With us this morning, is Director General Jerry Chang from the Taipei Economic and Cultural Office in Denver. Mr. Chang has an impressive resume in government service to his nation. His career spans nearly 26 years and includes assignments in Singapore,

Hungary and New York, to name a few. Joining Director General Chang is his colleague, Director Jeffrey Liu. Please join me this morning in a warm welcome for our honored guests.

CONSENT CALENDAR

No objection was made to **SB 40**, **SB 41**, **SB 59** appearing on the Consent Calendar for the third day. The bills were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SB 40, AN ACT regulating traffic; concerning authorized emergency vehicles; amending K.S.A. 8-1530 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Mason, Straub.

The bill passed.

SB 41, AN ACT concerning motor vehicles; relating to the use of safety belts; classifying violations as a traffic infraction; amending K.S.A. 8-2116 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 109; Nays 14; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Capps, Carlin, Carlson, Carpenter, B., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Gartner, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton,

Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Victors, Waggoner, Ward, Warren, Wasinger, Waymaster, Weigel, Wheeler, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burroughs, Carmichael, Carpenter, W., Dove, Finney, Frownfelter, Helmer, Henderson, Hodge, Ruiz, L., Seiwert, Vickrey, Warfield, Whipple.

Present but not voting: none.

Absent or not voting: Mason, Straub.

The bill passed.

SB 59, AN ACT creating the Eudora community library district act, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 8; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Averkamp, Burris, Capps, Erickson, Esau, Garber, Jacobs, Toplikar.

Present but not voting: none.

Absent or not voting: Mason, Straub.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2082** be adopted.

Also, on motion of Rep. Carlin to amend **HB 2082**, the motion did not prevail, and the bill be passed as amended.

Committee report to **HB 2066** be adopted.

Also, on motion of Rep. Wolfe Moore to amend **HB 2066** on page 1, by striking all in lines 9 through 36;

By striking all on pages 2 through 15;

On page 16, by striking all in lines 1 through 28; following line 28, by inserting:

"New Section 1. Sections 1 through 13, and amendments thereto, shall be known and may be cited as the KanCare bridge to a healthy Kansas program, which is hereby established. The department of health and environment shall administer and promote the program and provide information to potential eligible individuals who live in medically underserved areas of Kansas. The legislature expressly consents to expand eligibility for receipt of benefits under the Kansas program of medical assistance, as required by K.S.A. 39-709(e)(2), and amendments thereto, by the passage and enactment of the KanCare bridge to a healthy Kansas program.

New Sec. 2. For purposes of eligibility determinations under the Kansas program of medical assistance on and after January 1, 2020, medical assistance shall be granted to any adult under 65 years of age who is not pregnant and whose income does not exceed 133% of the federal poverty level, to the extent permitted under the provisions of 42 U.S.C. § 1396a, as it exists on the effective date of this act, and subject to the requirements of the KanCare bridge to a healthy Kansas program.

New Sec. 3. (a) The department of health and environment shall refer all non-disabled adults in the KanCare bridge to a healthy Kansas program who are unemployed or working fewer than 20 hours a week, as a condition of the program, to the state's existing workforce training programs and work search resources, including, but not limited to:

(1) The Kansasworks program administered by the department of commerce; or
 (2) the generating opportunities to attain lifelong success program administered by the Kansas department for children and families.

(b) The KanCare bridge to a healthy Kansas program application shall:

(1) Screen applicants for education status;
 (2) screen applicants for employment status; and
 (3) require applicants to acknowledge the referral required by subsection (a).

(c) Full-time students shall be exempted from the referral required by subsection (a) for each year they are enrolled in a postsecondary education institution or technical school.

(d) Parents with minor children in the home may be exempted from the referral required by subsection (a) at the discretion of the department of health and environment.

New Sec. 4. (a) The department of health and environment may establish a health insurance coverage premium assistance program for individuals who meet the following requirements:

(1) The individual has an annual household income of not more than 133% of the federal income poverty level, based on the modified adjusted gross income provisions set forth in section 2001(a)(1) of the federal patient protection and affordable care act; or

(2) the individual is eligible for health insurance coverage through an employer but cannot afford the health insurance coverage premiums.

(b) A program established under this section must:

(1) Contain eligibility requirements that are the same as in sections 2 and 3, and amendments thereto; and

(2) provide that an individual's payment for a health insurance coverage premium may not exceed 2% of the individual's annual income.

New Sec. 5. A denial of federal approval and federal financial participation that applies to any part of the KanCare bridge to a healthy Kansas program shall not prohibit the department of health and environment from implementing any other part of the program that is federally approved for federal financial participation or does not require federal approval or federal financial participation.

New Sec. 6. The department of health and environment shall submit to the centers for medicare and medicaid services of the United States department of health and human services any state plan amendment, waiver request or other approval request necessary to implement the KanCare bridge to a healthy Kansas program.

New Sec. 7. (a) All moneys collected or received by the secretary of health and environment from drug rebates connected to KanCare bridge to a healthy Kansas program beneficiaries shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the KanCare bridge to a healthy Kansas drug rebate fund.

(b) There is hereby created in the state treasury the KanCare bridge to a healthy Kansas program drug rebate fund as a reappropriating fund. Moneys in the KanCare bridge to a healthy Kansas program drug rebate fund shall be expended for the purpose of medicaid medical assistance payments for KanCare bridge to a healthy Kansas program beneficiaries. All expenditures from the KanCare bridge to a healthy Kansas program drug rebate fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of health and environment or the secretary's designee.

(c) The KanCare bridge to a healthy Kansas program drug rebate fund shall be used for the purposes set forth in the KanCare bridge to a healthy Kansas program and for no other governmental purposes. It is the intent of the legislature that the fund shall remain intact and inviolate for the purposes set forth in the KanCare bridge to a healthy Kansas program, and moneys in the fund shall not be subject to the provisions of K.S.A. 75-3722, 75-3725a and 75-3726a, and amendments thereto.

(d) On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the KanCare bridge to a healthy Kansas program drug rebate fund interest earnings based on:

(1) The average daily balance of moneys in the KanCare bridge to a healthy Kansas program drug rebate fund for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(e) On or before January 11, 2021, and on or before the first day of the regular session of the legislature each year thereafter, the secretary of health and environment shall prepare and deliver a report to the legislature that summarizes all expenditures from the KanCare bridge to a healthy Kansas program drug rebate fund, fund revenues and recommendations regarding the adequacy of the fund to support necessary KanCare bridge to a healthy Kansas program expenditures.

New Sec. 8. (a) All moneys collected or received by the secretary of health and environment for privilege fees collected pursuant to K.S.A. 40-3213, and amendments thereto, connected to KanCare bridge to a healthy Kansas program beneficiaries shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall

deposit the entire amount in the state treasury to the credit of the KanCare bridge to a healthy Kansas privilege fee fund.

(b) There is hereby created in the state treasury the KanCare bridge to a healthy Kansas privilege fee fund as a reappropriating fund. Moneys in the KanCare bridge to a healthy Kansas privilege fee fund shall be expended for the purpose of medicaid medical assistance payments for KanCare bridge to a healthy Kansas program beneficiaries. All expenditures from the KanCare bridge to a healthy Kansas privilege fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of health and environment or the secretary's designee.

(c) The KanCare bridge to a healthy Kansas privilege fee fund shall be used for the purposes set forth in the KanCare bridge to a healthy Kansas program and for no other governmental purposes. It is the intent of the legislature that the fund shall remain intact and inviolate for the purposes set forth in the KanCare bridge to a healthy Kansas program, and moneys in the fund shall not be subject to the provisions of K.S.A. 75-3722, 75-3725a and 75-3726a, and amendments thereto.

(d) On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the KanCare bridge to a healthy Kansas privilege fee fund interest earnings based on:

(1) The average daily balance of moneys in the KanCare bridge to a healthy Kansas privilege fee fund for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(e) On or before January 11, 2021, and on or before the first day of the regular session of the legislature each year thereafter, the secretary of health and environment shall prepare and deliver a report to the legislature that summarizes all expenditures from the KanCare bridge to a healthy Kansas privilege fee fund, fund revenues and recommendations regarding the adequacy of the fund to support necessary KanCare bridge to a healthy Kansas program expenditures.

New Sec. 9. (a) On or before January 11, 2021, and on or before the first day of the regular session of the legislature each year thereafter, the secretary of health and environment shall prepare and deliver a report to the legislature that summarizes the cost savings achieved by the state from the movement of beneficiaries from the KanCare program to the KanCare bridge to a healthy Kansas program, including, but not limited to, the MediKan program, the medically needy spend-down program and the breast and cervical cancer program.

(b) State cost savings shall be determined by calculating the cost of beneficiaries if services were provided in the KanCare program less the cost of services provided to beneficiaries under the KanCare bridge to a healthy Kansas program.

New Sec. 10. On or before January 11, 2021, and on or before the first day of the regular session of the legislature each year thereafter, the secretary of corrections shall prepare and deliver a report to the legislature that identifies cost savings to the state from the use of the KanCare bridge to a healthy Kansas program to cover inmate inpatient hospitalization.

New Sec. 11. On or before February 15 of each year, the secretary of health and environment shall present a report to the house committee on appropriations and the senate committee on ways and means that summarizes the costs for the KanCare bridge

to a healthy Kansas program and the cost savings and additional revenues identified in sections 7 through 9, and amendments thereto.

New Sec. 12. (a) There is hereby established the KanCare bridge to a healthy Kansas working group.

(b) The working group is charged with identifying non-state general fund sources to fund any shortfall of the KanCare bridge to a healthy Kansas program, identified by the secretary of health and environment in section 11, and amendments thereto.

(c) The working group shall be composed of the following members:

(1) Two members of the house of representatives appointed by the speaker of the house of representatives;

(2) one member of the house of representatives appointed by the minority leader of the house of representatives;

(3) two members of the senate appointed by the president of the senate;

(4) one member of the senate appointed by the minority leader of the senate;

(5) one representative from the Kansas hospital association;

(6) one representative from the Kansas medical society;

(7) one representative from the community care network of Kansas;

(8) one representative from the Kansas academy of family physicians;

(9) one representative from the association of community mental health centers of Kansas;

(10) one representative from the Kansas dental association;

(11) one representative from the Kansas emergency medical services association;

(12) one representative from the Kansas optometric association;

(13) one representative from the Kansas pharmacists association; and

(14) one representative of KanCare bridge to a healthy Kansas program consumers from alliance for a healthy Kansas.

(d) The chairperson of the working group shall be elected by the members of the working group:

(1) From members of the working group from the house of representatives in even-numbered years; and

(2) from members of the working group from the senate in odd-numbered years.

(e) Legislative staff shall provide such assistance as may be requested by the working group.

(f) (1) Legislative members attending a meeting of the working group or a subcommittee meeting thereof shall receive compensation and travel expenses and subsistence expenses or allowances as provided in K.S.A. 75-3212, and amendments thereto.

(2) Non-legislative members shall not receive compensation, subsistence allowance, mileage or associated expenses from the state for attending a meeting or subcommittee meeting of the working group.

(h) The working group shall meet no fewer than two times in any given calendar year.

(i) A quorum of the working group shall be nine members, of which at least four shall be legislative members of the working group.

(j) The working group shall report to the legislature on or before March 15 of each year with recommendations for funding the KanCare bridge to a healthy Kansas program, as necessary.

New Sec. 13. If, at any point, the percentages of federal medical assistance available to the program for coverage of program participants described in section 1902(a)(10)(A)(i)(VIII) of the federal social security act are less than the percentages provided for in section 1201(b)(1)(A) through (E) of the federal health care and education reconciliation act of 2010, as it exists on the effective date of this act, the department of health and environment may terminate the KanCare bridge to a healthy Kansas program over a 12-month period, beginning on the first day that the federal medical assistance percentages fall below such amount.

Sec. 14. K.S.A. 2018 Supp. 40-3213 is hereby amended to read as follows: 40-3213. (a) Every health maintenance organization and medicare provider organization subject to this act shall pay to the commissioner the following fees:

- (1) For filing an application for a certificate of authority, \$150;
- (2) for filing each annual report, \$50; or
- (3) for filing an amendment to the certificate of authority, \$10.

(b) Every health maintenance organization subject to this act shall pay annually to the commissioner at the time such organization files its annual report, a privilege fee in an amount equal to the following percentages of the total of all premiums, subscription charges or any other term that may be used to describe the charges made by such organization to enrollees: 3.31% during the reporting period beginning January 1, 2015, and ending December 31, 2017; and 5.77% on and after January 1, 2018. In such computations all such organizations shall be entitled to deduct therefrom any premiums or subscription charges returned on account of cancellations and dividends returned to enrollees. If the commissioner shall determine at any time that the application of the privilege fee, or a change in the rate of the privilege fee, would cause a denial of, reduction in or elimination of federal financial assistance to the state or to any health maintenance organization subject to this act, the commissioner is hereby authorized to terminate the operation of such privilege fee or the change in such privilege fee.

(c) For the purpose of insuring the collection of the privilege fee provided for by subsection (b), every health maintenance organization subject to this act and required by subsection (b) to pay such privilege fee shall at the time it files its annual report, as required by K.S.A. 40-3220, and amendments thereto, make a return, generated by or at the direction of its chief officer or principal managing director, under penalty of K.S.A. 2018 Supp. 21-5824, and amendments thereto, to the commissioner, stating the amount of all premiums, assessments and charges received by the health maintenance organization, whether in cash or notes, during the year ending on the last day of the preceding calendar year. Upon the receipt of such returns the commissioner of insurance shall verify such returns and reconcile the fees pursuant to subsection (f) upon such organization on the basis and at the rate provided in this section.

(d) Premiums or other charges received by an insurance company from the operation of a health maintenance organization subject to this act shall not be subject to any fee or tax imposed under the provisions of K.S.A. 40-252, and amendments thereto.

(e) Fees charged under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, except as provided in section 8, and amendments thereto, the state treasurer shall deposit the entire amount in the state treasury to the credit of the medical assistance fee fund created by K.S.A. 2018 Supp. 40-3236, and amendments thereto.

(f) (1) On and after January 1, 2018, in addition to any other filing or return required by this section, each health maintenance organization shall submit a report to the commissioner on or before March 31 and September 30 of each year containing an estimate of the total amount of all premiums, subscription charges or any other term that may be used to describe the charges made by such organization to enrollees that the organization expects to collect during the current calendar year. Upon filing each March 31 report, the organization shall submit payment equal to ½ of the privilege fee that would be assessed by the commissioner for the current calendar year based upon the organization's reported estimate. Upon filing each September 30 report, the organization shall submit payment equal to the balance of the privilege fee that would be assessed by the commissioner for the current calendar year based upon the organization's reported estimates.

(2) Any amount of privilege fees actually owed by a health maintenance organization during any calendar year in excess of estimated privilege fees paid shall be assessed by the commissioner and shall be due and payable upon issuance of such assessment.

(3) Any amount of estimated privilege fees paid by a health maintenance organization during any calendar year in excess of privilege fees actually owed shall be reconciled when the commissioner assesses privilege fees in the ensuing calendar year. The commissioner shall credit such excess amount against future privilege fee assessments. Any such excess amount paid by a health maintenance organization that is no longer doing business in Kansas and that no longer has a duty to pay the privilege fee shall be refunded by the commissioner from funds appropriated by the legislature for such purpose.";

Also on page 16, in line 29, by striking all after "K.S.A."; by striking all in line 30; in line 31, by striking all before "2018"; also in line 31, by striking "40-3401 are" and inserting "40-3213 is"; in line 33, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 through 5; by striking all in line 6 and inserting "the department of health and environment; establishing the KanCare bridge to a healthy Kansas program; amending K.S.A. 2018 Supp. 40-3213 and repealing the existing section."

Also, Rep. Hawkins requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, roll call was demanded on motion of Rep. Sawyer, the question being "Shall the Rules Chair be sustained?"

On roll call, the vote was: Yeas 55; Nays 62; Present but not voting: 0; Absent or not voting: 8.

Yeas: Arnberger, Averkamp, Barker, Bergquist, Blex, Burris, Capps, Carpenter, B., Carpenter, W., Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Landwehr, Lynn, Owens, Patton, Rahjes, Ralph, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Williams.

Nays: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson,

Carmichael, Clayton, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Francis, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hodge, Holscher, Horn, Karleskint, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: none.

Absent or not voting: Clark, Concannon, Hineman, Jennings, Kelly, Mason, Proehl, Straub.

The Rules Chair was overruled.

Also, roll call was demanded on motion of Rep. Wolfe Moore to amend **HB 2066**.

On roll call, the vote was: Yeas 69; Nays 53; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clark, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, Carpenter, B., Carpenter, W., Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Landwehr, Lynn, Owens, Rahjes, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Williams.

Present but not voting: none.

Absent or not voting: Carlson, Mason, Straub.

The amendment was adopted.

On motion of Rep. Hawkins, rose and reported progress.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2173**, be amended as recommended by the Committee on Agriculture as reported in the Journal of the House on February 22, 2019, and the bill, as printed with amendments by House Committee, be further amended on page 1, in line 35, by striking "subject to subsection (g)" and inserting "any licensing requirements or other rules and regulations deemed necessary by the Kansas department of agriculture for the proper monitoring and regulation of industrial hemp cultivation and production for commercial purposes, including, but not limited to";

On page 2, in line 2, by striking all after "that"; in line 3, by striking all before the first "to" and inserting "any person in possession of unprocessed industrial hemp may use"; by striking all in lines 4 and 5; in line 6, by striking all before the semicolon and inserting "industrial hemp was lawfully grown under this section"; in line 23, by striking "that" and inserting "who"; in line 31, by striking "person" and inserting "individual"; in line 32, by striking the colon; by striking all in lines 33 through 35; in

line 36, by striking "(2)"; also in line 36, by striking "person" and inserting "individual"; in line 38, after "(e)" by inserting "(1) The department shall require, as a qualification for initial or continuing licensure, all individuals seeking a license or license renewal as a hemp producer under this section to be fingerprinted and to submit to a state and national criminal history record check. The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or any other jurisdiction. The department is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The department may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the individual and for making an official determination of the qualifications for initial or continuing licensure as a hemp producer pursuant to this section and rules and regulations promulgated hereunder. Disclosure or use of any information received by the department for any purpose other than the purposes provided for in the commercial industrial hemp act shall be a class A misdemeanor and shall constitute grounds for removal from office or termination of employment.

(2) An individual who has been convicted of a felony violation of article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or a substantially similar offense in another jurisdiction, within the immediately preceding 10 years, shall be disqualified from initial or continuing licensure as a hemp producer under this section.

(3) The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check.

(4) The individual seeking a license or license renewal as a hemp producer under this section shall pay the costs of fingerprinting and the state and national criminal history record checks.

(f)";

Also on page 2, in line 38, by striking "may" and inserting "shall";

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

On page 3, following line 22, by inserting:

"New Sec. 4. (a) (1) There is hereby established the industrial hemp regulatory commission within the Kansas department of revenue. The industrial hemp regulatory commission shall be administered under the direction of a director of the industrial hemp regulatory commission, who shall be appointed by and serve at the pleasure of the secretary of revenue. The director shall be in the unclassified service under the Kansas civil service act and shall receive an annual salary fixed by the secretary of revenue and approved by the governor.

(2) The director of the industrial hemp regulatory commission shall be responsible for all powers, duties and functions assigned to the department of revenue under the commercial industrial hemp act.

(3) The industrial hemp regulatory commission shall adopt rules and regulations as necessary to implement and administer the provisions of the commercial industrial hemp act relating to the licensure and regulation of hemp processors and may advise and consult with the department of health and environment and the Kansas department of agriculture on such rules and regulations.

(4) The provisions of this section and any rules and regulations promulgated hereunder shall apply to any individual licensed by the Kansas department of agriculture to process, manufacture, produce or distribute industrial hemp under the research program established by K.S.A. 2018 Supp. 2-3902, and amendments thereto, except that no such individual shall be subject to the licensure application or renewal fees set forth in this section.

(b) (1) The industrial hemp regulatory commission shall establish an electronic database to store information detailing:

(A) Each license issued to any hemp processor in accordance with this section, including any modification, revocation, suspension or other action relating to the license;

(B) each individual working as an employee, agent or unpaid worker of a hemp processor; and

(C) other information deemed necessary or appropriate by the director of the industrial hemp regulatory commission.

(2) Information in the database shall be shared with law enforcement authorities in a manner prescribed by the Kansas bureau of investigation for the purpose of verifying the validity of any identification card or license issued in accordance with the commercial industrial hemp act or the location of any operations authorized by the commercial industrial hemp act.

(c) (1) A person may apply to the industrial hemp regulatory commission for initial or renewed licensure as a hemp processor on a form, in a manner and accompanied by a licensure fee not to exceed \$5,000 prescribed by the industrial hemp regulatory commission. Licensure as a hemp processor shall authorize the licensee to process industrial hemp into hemp products in accordance with and for the purposes set forth in this section, and to perform other acts deemed necessary and incidental thereto by the industrial hemp regulatory commission, as established in rules and regulations adopted by the industrial hemp regulatory commission.

(2) No person not in current compliance with any Kansas tax law administered by the director of taxation of the department of revenue, any tax, fee or payment administered by the department of labor or any fee or charge administered by any other state agency shall have an ownership interest in a hemp processor.

(3) An applicant shall provide the following information and documentation on an application for licensure as a hemp processor:

(A) The name, address and telephone number of the applicant;

(B) the physical location of any premises that will be operated as a part of the hemp processor's operations;

(C) documentation that the applicant is a resident of the state of Kansas;

(D) the name of each owner of any land, structure or building where any operations of the hemp processor will occur or any motor vehicle that will be used to distribute or transport industrial hemp or hemp products and each individual who will otherwise be involved with the hemp processor's operations, whether as an employee, agent or unpaid worker; and

(E) any other information required by the industrial hemp regulatory commission.

(4) (A) The industrial hemp regulatory commission shall require any individual working as an employee, agent or unpaid worker of a hemp processor to be fingerprinted and to submit to a state and national criminal history record check. The

fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or any other jurisdiction. The commission is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The commission may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the individual and for making an official determination of the qualifications and fitness of the individual to work as an employee, agent or unpaid worker of the hemp processor. Disclosure or use of any information received by the commission for any purpose other than the purposes provided for in the commercial industrial hemp act shall be a class A misdemeanor and shall constitute grounds for removal from office or termination of employment.

(B) As a condition of licensure as a hemp processor under this section, an individual who has been convicted of a felony violation of article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or a substantially similar offense in another jurisdiction, within the immediately preceding 10 years, shall be disqualified from being employed, serving as an agent or otherwise working in any manner under a hemp processor under this section.

(C) The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check.

(D) The individual seeking to work as an employee, agent or unpaid worker of a hemp processor shall pay the costs of fingerprinting and the state and national criminal history record checks.

(5) Within 60 calendar days of receiving any application pursuant to this section, the industrial hemp regulatory commission shall issue a decision to grant or deny licensure to the applicant as a hemp processor.

(6) If the industrial hemp regulatory commission denies initial or renewed licensure to a hemp processor, the industrial hemp regulatory commission shall refund $\frac{1}{2}$ of the applicant's application fee or renewal fee.

(7) (A) Licensure as a hemp processor shall be effective for a period of two years. If the industrial hemp regulatory commission grants initial or renewed licensure to a hemp processor, the industrial hemp regulatory commission shall require the applicant or licensee to:

(i) Pay a licensure fee not to exceed \$5,000; and
(ii) provide satisfactory evidence that the hemp processor has obtained a surety bond in an amount required by the industrial hemp regulatory commission based on the size and actual and projected yield of the hemp processor operations, the number of facilities operated by the hemp processor and other factors established by the industrial hemp regulatory commission in rules and regulations.

(B) The industrial hemp regulatory commission shall remit all moneys from any fees under this section to the state treasurer in accordance with K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount of moneys into the state treasury to the credit of the commercial industrial hemp processor fund established by this section.

(8) The industrial hemp regulatory commission shall require any individual working as an employee, agent or unpaid worker of a hemp processor to have documentation in their possession at all times that they are engaged in the processing,

manufacturing or distribution of industrial hemp or hemp products that would prove to any law enforcement officer that such individual is authorized to engage in such activities.

(9) All actions by the industrial hemp regulatory commission under this subsection shall be in accordance with the Kansas administrative procedure act and reviewable in accordance with the Kansas judicial review act.

(d) It shall be unlawful for a person to process, manufacture or distribute industrial hemp or hemp products in violation of the provisions of this section.

(1) Upon a first conviction for a violation of subsection (d), a person shall be guilty of a class A nonperson misdemeanor and sentenced to not more than one year in confinement and fined not less than \$1,000, nor more than \$2,500.

(2) On a second conviction for a violation of subsection (d), a person shall be guilty of a severity level 9, nonperson felony and fined a sum of not less than \$10,000, nor more than \$100,000, and sentenced according to the provisions of K.S.A. 21-6804, and amendments thereto.

(3) On a third or subsequent conviction for a violation of subsection (d), a person shall be guilty of a severity level 9, nonperson felony and fined a sum of not less than \$50,000, nor more than \$100,000, and sentenced according to the provisions of K.S.A. 21-6804, and amendments thereto.

(4) The penalties provided hereunder are cumulative to the remedies or penalties, including all civil penalties, under all other laws of this state.

(e) There is hereby established in the state treasury the commercial industrial hemp processor fund. The commercial industrial hemp processor fund shall be administered by the industrial hemp regulatory commission. All expenditures from the commercial industrial hemp processor fund shall be used for costs related to hemp processor regulation and enforcement by the industrial hemp regulatory commission. All expenditures from the commercial industrial hemp processor fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the director of the industrial hemp regulatory commission or the director's designee. All moneys received by the director of the industrial hemp regulatory commission from fees imposed by this section shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the commercial industrial hemp processor fund.

(f) This section shall be a part of and supplemental to the commercial industrial hemp act, K.S.A. 2018 Supp. 2-3901 et seq., and amendments thereto.

New Sec. 5. (a) (1) It shall be unlawful for any of the following hemp products to be manufactured, marketed, sold or distributed by any person in the state of Kansas:

- (A) Cigarettes containing industrial hemp;
- (B) cigars containing industrial hemp;
- (C) chew, dip or other smokeless material containing industrial hemp;
- (D) teas containing industrial hemp;
- (E) liquids, solids or gases containing industrial hemp for use in vaporizing devices; and

(F) any hemp product intended for human or animal consumption containing any ingredient derived from industrial hemp, unless any such ingredient is generally recognized as safe under its intended conditions of use or otherwise approved by the

United States food and drug administration under the federal drug and cosmetic act.

(2) As used in this subsection:

(A) "Human or animal consumption" means:

(i) Ingested orally; or

(ii) applied by any means such that an ingredient derived from industrial hemp enters the human or animal body.

(B) "Intended for human or animal consumption" means:

(i) Designed by the manufacturer for human or animal consumption;

(ii) marketed for human or animal consumption; or

(iii) distributed with the intent that it be used for human or animal consumption.

(b) It shall be unlawful for any of the following hemp products to be marketed, sold or distributed to any person in Kansas who is not operating under a hemp processor license pursuant to this section, or any individual who does not possess a license by the Kansas department of agriculture under any commercial plan established pursuant to section 2, and amendments thereto, or the research program established pursuant to K.S.A. 2018 Supp. 2-3902, and amendments thereto:

(1) Industrial hemp buds;

(2) ground industrial hemp floral material; and

(3) ground industrial hemp leaf material.

(c) (1) Upon a first conviction for a violation of this section, a person shall be guilty of a class A nonperson misdemeanor and sentenced to not more than one year in confinement and fined not less than \$1,000, nor more than \$2,500.

(2) On a second conviction for a violation of this section, a person shall be guilty of a severity level 9, nonperson felony and fined a sum of not less than \$10,000, nor more than \$100,000, and sentenced according to the provisions of K.S.A. 21-6804, and amendments thereto.

(3) On a third or subsequent conviction for a violation of this section, a person shall be guilty of a severity level 9, nonperson felony and fined a sum of not less than \$50,000, nor more than \$100,000, and sentenced according to the provisions of K.S.A. 21-6804, and amendments thereto.

(4) The penalties provided hereunder are cumulative to the remedies or penalties, including all civil penalties, under all other laws of this state.

(d) This section shall be a part of and supplemental to the commercial industrial hemp act, K.S.A. 2018 Supp. 2-3901 et seq., and amendments thereto.

New Sec. 6. (a) (1) All solid waste, as defined in K.S.A. 65-3402, and amendments thereto, and all hazardous waste, as defined in K.S.A. 65-3430, and amendments thereto, resulting from the cultivation, production or processing of industrial hemp under the commercial industrial hemp act shall be managed in accordance with all applicable solid and hazardous waste laws and regulations and the requirements of subsection (a)(2).

(2) (A) If any such waste can be used in the same manner as, or has the appearance of, a controlled substance, as defined in K.S.A. 65-4101, and amendments thereto, all such waste shall be rendered unusable and unrecognizable before the waste is transported or disposed.

(B) This requirement shall not apply to waste that is managed as a hazardous waste and sent to a hazardous waste facility, as defined in K.S.A. 65-3430, and amendments thereto.

(3) For the purposes of this section, "unusable and unrecognizable" means that such waste can not be used in the same manner as, and does not have the appearance of, a controlled substance, as defined in K.S.A. 65-4101, and amendments thereto.

(b) This section shall be a part of and supplemental to the commercial industrial hemp act, K.S.A. 2018 Supp. 2-3901 et seq., and amendments thereto.;

Also on page 3, in line 29, by striking all after "(1)"; by striking all in lines 30 through 32; in line 33, by striking "(2)"; in line 43, by striking "clearing" and inserting "disposing of";

On page 4, in line 7, by striking "certified" and inserting "authorized"; also in line 7, after "seed" by inserting "or clone plants"; in line 10, by striking the first comma and inserting "or"; also in line 10, by striking ", distribution or processing"; in line 13, after "(7)" by inserting ""Hemp processor" means a person licensed under section 4, and amendments thereto, to process, manufacture and distribute industrial hemp and hemp products.

(7) ";

Also on page 4, in line 18, after "(8)" by inserting ""Person" means an individual, corporation, partnership, association, joint stock company, trust, unincorporated organization or any similar entity or any combination of the foregoing acting in concert.

(9)";

Also on page 4, following line 23, by inserting:

"(11) "Authorized seed or clone plants" means a source of industrial hemp seeds or clone plants that:

(A) Has been certified by a certifying agency, as defined by K.S.A. 2-1415, and amendments thereto;

(B) has been produced from plants that were tested during the active growing season and were found to produce industrial hemp having a tetrahydrocannabinol concentration that does not exceed 0.3% on a dry weight basis and has been certified in writing by the grower or distributor that such seeds or clone plants possess such qualities; or

(C) meets any other authorized standards approved by the Kansas department of agriculture through rules and regulations, except that no seed or clone plants shall be considered authorized seed or clone plants if they do not meet any standard adopted by the United States department of agriculture pursuant to 7 U.S.C. § 1621 et seq.;

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

Also on page 4, in line 27, by striking "certified" and inserting "authorized"; also in line 27, after "seed" by inserting "or clone plants";

On page 5, in line 9, by striking "certified" and inserting "authorized"; also in line 9, after "seed" by inserting "or clone plants"; in line 17, by striking "certified" and inserting "authorized"; also in line 17, after "seed" by inserting "or clone plants";

On page 6, in line 9, before "The" by inserting "(1) The department shall require, as a qualification for initial or continuing licensure, all individuals seeking a license or license renewal under the research program established under this section to be fingerprinted and to submit to a state and national criminal history record check. The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or any other jurisdiction. The department is authorized to submit the fingerprints to the Kansas bureau of

investigation and the federal bureau of investigation for a state and national criminal history record check. The department may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the individual and for making an official determination of the qualifications for initial or continuing licensure pursuant to this section and rules and regulations promulgated hereunder. Disclosure or use of any information received by the department for any purpose other than the purposes provided for in this section shall be a class A misdemeanor and shall constitute grounds for removal from office or termination of employment.

(2) An individual who has been convicted of a felony violation of article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or a substantially similar offense in another jurisdiction, within the immediately preceding 10 years, shall be disqualified from initial or continuing licensure under this section.

(3) The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check.

(4) The individual seeking a license or license renewal under this section shall pay the costs of fingerprinting and the state and national criminal history record checks.

(e)";

Also on page 6, in line 12, by striking "fingerprinting, background checks or"; in line 17, after the stricken material by inserting "Such rules and regulations shall include, but not be limited to, a requirement that license holders shall have a current license in their possession at all times that they are engaged in the cultivation, growth, research, oversight, study, analysis, transportation, processing or distribution of authorized seed or clone plants or industrial hemp pursuant to this section.";

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

On page 25, in line 3, by striking all after "tetrahydrocannabinols"; by striking all in lines 4 and 5; in line 6, by striking all before the period and inserting "in any of the following:

- (A) Industrial hemp, as defined in K.S.A. 2018 Supp. 2-3901, and amendments thereto;
- (B) solid waste, as defined in K.S.A. 65-3402, and amendments thereto, and hazardous waste, as defined in K.S.A. 65-3430, and amendments thereto, if such waste is the result of the cultivation, production or processing of industrial hemp, as defined in K.S.A. 2018 Supp. 2-3901, and amendments thereto, and such waste contains a delta-9 tetrahydrocannabinol concentration of not more than 0.3% on a dry weight basis; or
- (C) hemp products, as defined in K.S.A. 2018 Supp. 2-3901, and amendments thereto, unless otherwise deemed unlawful pursuant to section 5, and amendments thereto";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Children and Seniors** recommends **HB 2228** be amended by adoption of the amendments recommended by the House Committee on Children and Seniors as reported in the Journal of the House on February 26, 2019, and the bill, as

printed with amendments by House Committee, be passed as amended.

Committee on **Federal and State Affairs** recommends **HCR 5009** be adopted.

Committee on **Federal and State Affairs** recommends **SB 53** be amended on page 1, in line 11, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **SB 77**, as amended by Senate Committee, be amended on page 1, in line 13, after "center" by inserting "or other mental health provider"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2389** be amended on page 1, in line 6, by striking all after "(a)"; by striking all in lines 7 through 18; in line 19, by striking all before the period and inserting "Every prescription order issued for a controlled substance in schedules II-IV that contains an opiate, as described in the uniform controlled substances act, shall be transmitted electronically unless:

(1) Electronic prescription orders are not possible due to technological or electronic system failures;

(2) electronic prescribing is not available to the prescriber due to economic hardship or technological limitations that are not reasonably within the control of the prescriber, or other exceptional circumstances exist, as demonstrated by the prescriber;

(3) the prescription order is for a compounded preparation containing two or more components or requires information that makes electronic submission impractical, such as complicated or lengthy instructions for use;

(4) the prescription order is issued by a licensed veterinarian;

(5) the prescriber reasonably determines that it would be impractical for the patient to obtain the substances prescribed by electronic prescription in a timely manner, and such delay would adversely impact the patient's medical condition;

(6) the prescription order is issued pursuant to drug research or drug therapy protocols;

(7) the prescription order is by a prescriber who issues 50 or fewer prescription orders per year for controlled substances that contain opiates; or

(8) the United States food and drug administration requires the prescription order to contain elements that are not compatible or possible with electronic prescriptions";

Also on page 1, in line 36, by striking all after "(c)";

On page 2, by striking all in lines 1 through 3; in line 4, by striking "(d)"; in line 7, by striking "January 1, 2020" and inserting "July 1, 2021"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2244** be amended on page 1, in line 16, by striking all after "a"; by striking all in line 17; in line 18, by striking all before the period and inserting "medically diagnosed chronic disease or medical condition causing a serious impairment of strength or ability to function, including one that produces seizures, for which the patient is under current and active treatment by a physician licensed to practice medicine and surgery";

Also on page 1, in line 25, by striking "agreed requirements" and inserting "international standards organization 17025 or national environmental laboratory accreditation program standards"; in line 27, by striking all after "(c)"; by striking all in lines 28 through 35; in line 36, by striking "(d)";

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

On page 3, in line 24, by striking "any"; also in line 24, by striking "K.S.A."; in line 25, by striking all before "arising" and inserting "this section"; in line 26, by striking "that" and inserting "if the person"; in line 27, by striking all after "(1)"; by striking all in lines 28 through 32; in line 33, by striking "condition" and inserting "Has a debilitating medical condition, as defined in section 1, and amendments thereto, or is the parent or guardian of a minor child who has such debilitating medical condition;

(2) is possessing a cannabidiol treatment preparation, as defined in section 1, and amendments thereto, that is being used to treat such debilitating medical condition; and

(3) has possession of a letter dated within the preceding 15 months and signed by the physician licensed to practice medicine and surgery who diagnosed the debilitating medical condition that identifies the person or the person's minor child as a patient and identifies the patient's debilitating medical condition";

On page 1, in the title, in line 1, by striking "health and healthcare" and inserting "medical treatments"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2179** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Straub to serve on Committee on Local Government, Committee on Agriculture and Natural Resources Budget and Committee on Agriculture.

Also, the appointment of Rep. B. Carpenter to replace Rep. Landwehr on Committee on Appropriation on March 20, 2019.

Also, the appointment of Rep. Parker to replace Rep. Alcalá on Committee on Taxation on March 20, 2019.

Also, the appointment of Rep. Whipple to replace Rep. Alcalá on Committee on Appropriations on March 20, 2019.

On motion of Rep. Hawkins, the House recessed until 3:45 p.m.

AFTERNOON SESSION

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

MESSAGE FROM THE GOVERNOR

March 20, 2019

Message to the Kansas House of Representatives:

Enclosed is Executive Order No. 19-04 for your information.

EXECUTIVE ORDER NO. 19-04
Establishing the Governor's Military Council

LAURA KELLY
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

On motion of Rep. Sutton, Committee of the Whole report, as follows, was adopted: Recommended that discussion resume on **HB 2066**.

On motion of Rep. Waymaster, to amend **HB 2066** by amending the amendment designated fa_2019_hb2066_h_1427, adopted by the House Committee of the Whole on March 20, 2019, in new section 1 of the amendment by striking "13" and inserting "14";

In new section 13 of the amendment, by striking "may" and inserting "shall";

Following the written material in new section 13 of the amendment by inserting:

"New Sec. 14. (a) The department of health and environment shall charge to each person enrolled under the KanCare bridge to a healthy Kansas program a \$25 monthly fee as a condition of participation in the program, up to a maximum of \$100 per month per family household.

(b) The department of health and environment shall remit all moneys collected under this section to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount into the state treasury to the credit of the state general fund.

(c) (1) The department of health and environment shall suspend an enrollee's coverage under the KanCare bridge to a healthy Kansas program for three calendar months following three consecutive calendar months of nonpayment of the fee established under this section.

(2) Any such suspended enrollee may apply for reinstatement of coverage one time.

(3) The department of health and environment shall suspend an enrollee's reinstated coverage permanently following another three consecutive months of nonpayment of the fee established under this section.";

And by renumbering sections accordingly.

Also, roll call was demanded on motion of Rep. Owens to amend **HB 2066**, as amended by House Committee, by amending the amendment designated as fa_2019_hb2066_h_1427, adopted by the House Committee of the Whole on March 20, 2019, in new section 2 of the amendment, after "program." by inserting "The department of health and environment shall submit each new enrollee-applicant under the KanCare bridge to a healthy Kansas program to the e-verify system operated by the United States department of homeland security. Only enrollee-applicants who meet the e-verify requirements for employment in accordance with federal law shall be eligible to enroll in the KanCare bridge to a healthy Kansas program.

On roll call, the vote was: Yeas 61; Nays 63; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Corbet, Croft, Delperdang, Dietrich, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Landwehr, Lynn, Mason, Owens, Pannbacker, F. Patton, Rahjes, Resman, Rhiley, Ryckman, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar,

Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Nays: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clayton, Concannon, Cox, Curtis, Dierks, Eplee, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Holscher, Horn, Jennings, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phillips, Pittman, Probst, Proehl, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Straub.

The motion of Rep. Owens did not prevail.

Also, roll call was demanded on motion of Rep. Humphries, to amend **HB 2066**, as amended by House Committee, by amending the amendment designated as fa_2019_hb2066_h_1427, adopted by the House Committee of the Whole on March 20, 2019, in new section 1 of the amendment by striking "13" and inserting "14";

Following the written material in new section 13 of the amendment by inserting:

"New Sec. 14. The KanCare bridge to a healthy Kansas program shall not provide coverage or reimbursement for any abortion services.";

And by renumbering sections accordingly.

On roll call, the vote was: Yeas 90; Nays 34; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Burroughs, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Frownfelter, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Carlin, Carmichael, Clayton, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Warfield, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Straub.

The motion of Rep. Humphries prevailed.

Also roll call was demanded on motion of Rep. Williams to amend **HB 2066**, as amended by House Committee, by amending the amendment designated fa_2019_hb2066_h_1427, adopted by the House Committee of the Whole on March 20, 2019, in new section 1 of the amendment by striking "13" and inserting "14";

Following the written material in new section 13 by inserting:

"New Sec. 14. The department shall implement a dashboard or other publicly available monitoring and reporting system, updated on at least a monthly basis, that demonstrates outcomes that the KanCare bridge to a healthy Kansas program is having on enrollees and healthcare providers. Such monitoring and reporting system shall

include information about improved health outcomes and economic benefits resulting from the KanCare bridge to a healthy Kansas program.";

And by renumbering sections accordingly.

On roll call, the vote was: Yeas 55; Nays 67; Present but not voting: 0; Absent or not voting: 3.

Yeas: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Landwehr, Lynn, Mason, Owens, F. Patton, Rahjes, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Nays: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clark, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Frownfelter, Gartner, Helgeson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, Phillips, Pittman, Probst, Proehl, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Jennings, Smith, A., Straub.

The motion of Rep. Williams did not prevail.

Also roll call was demanded on motion of Rep. Landwehr to amend **HB 2066**, as amended by House Committee, by amending the amendment designated *fa_2019_hb2066_h_1427*, adopted by the House Committee of the Whole on March 20, 2019, in new section 1 of the amendment, by striking "13" and inserting "14";

In new section 5 of the amendment, by striking "shall not" and inserting "shall"; also in new section 5 of the amendment, by striking "does not require" and inserting "requires";

Following the written material in new section 13 of the amendment by inserting:

"New Sec. 14. Notwithstanding any other provision of law to the contrary, no state moneys or matching federal moneys allocated for state medicaid services under the Kansas program of medical assistance shall be expended for reimbursement to any non-public entity provider that provides family planning services but does not provide comprehensive primary and preventative care services.";

And by renumbering sections accordingly.

On roll call, the vote was: Yeas 55; Nays 69; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Landwehr, Lynn, Mason, Owens, F. Patton, Rahjes, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, K. Williams.

Nays: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson,

Carmichael, Clark, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, Phillips, Pittman, Probst, Proehl, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Thompson, Victors, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Straub.

The motion of Rep. Landwehr did not prevail.

Also, roll call was demanded on motion to recommend **HB 2066** favorably for passage as amended.

On roll call, the vote was: Yeas 70; Nays 54; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clark, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Landwehr, Lynn, Mason, Owens, Rahjes, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Present but not voting: None.

Absent or not voting: Straub.

The motion prevailed and **HB 2066** be passed as amended.

The following notation is made in accordance with House Rule 3906: **HB 2066** was amended upon motion on Rep. Wolfe-Moore, on March 20, 2019, to strike all sections after the enacting clause and insert the contents of Sections 1 through 14 of **HB 2102**.

HB 2041 be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2337** be passed.

Committee on **Education** recommends **SB 71** be passed.

Committee on **Elections** recommends **SB 105** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Education** recommends **SB 128**, as amended by Senate Committee of the Whole, be passed.

Committee on **Education** recommends **SB 199** be passed.

Committee on **Elections** recommends **SB 7**, as amended by Senate Committee, be passed.

Committee on **Insurance** recommends **SB 67** be passed.

REPORT ON ENGROSSED BILLS

HB 2082 reported correctly engrossed March 20, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, March 21, 2019.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*



Journal of the House

FORTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 21, 2019, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Clark was excused on legislative business.

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

Prayer by Rep. Lusk:

Dear Lord,

Help us to govern with grace, compassion, justice, and love.

Let us seek sincere effort and celebrate wise compromise.

Make us accountable to serve all the people.

We pray for wisdom not rhetoric;

generosity not indifference,

and justice, not patronage.

Help us to work across the aisle, and not erect barriers.

May we never cease to pray,

and to hope,

and to work for justice for all. Amen.

The Pledge of Allegiance was led Rep. Capps.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Long are spread upon the Journal:

It is my honor today to recognize Braxton Moral from Ulysses. Braxton Moral, son of Carlos and Julie Moral, is a senior at Ulysses High School.

In early elementary school, Braxton was identified as gifted and started the process of accelerating his educational track in order to keep pace with his ability and love for learning. He skipped a grade in elementary school and began taking high school courses while still in middle school.

On May 19 of this year, at the age of 16, Braxton will graduate from Ulysses High School. Eleven days later, he will also graduate from Harvard University earning a BA degree in government, with a minor in English.

His ability to complete this task is a testament to his intellectual abilities as well as the enjoyment he has with the educational process. He is intellectually gifted, but he truly loves the educational process and challenging himself.

In the process of Braxton achieving this amazing feat, he has remained grounded in the sense of being a typical high school student participating in tennis, forensics, debate as well as other activities, which have helped hone his social and leadership skills. Braxton's coursework is a combination of regular high school classes, concurrent college classes taken during the school day, and Harvard classes taken as night classes, summer classes and even classes on the campus at Harvard.

Braxton's story is uniquely his. The path to success is different for every student. Kansas' vision for education honors these differences by personalizing the education experience to each student's needs and goals.

Braxton says his next step hopefully is to attend Harvard Law School and pursue a career in politics.

I want to introduce you to Braxton Moral. Also with us today are Braxton's parents Carlos and Julie Moral. I would also like to introduce USD 214 School Superintendent, Dave Younger; USD 214 School Board member, Clay Scott; State Commissioner of Education, Randy Watson; State School Board member, Jean Clifford; Vice-Chairman of State School Board, Janet Waugh; Chairman of the State Board of Education, Kathy Busch; and USD 457 School Board President, Mark Rude.

Rep. Long presented Braxton with a framed House certificate in recognition of his outstanding achievements.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Hibbard are spread upon the Journal:

Today, I have with me Jeff and Cheryl Sowder from Toronto who are lifetime friends of Cindy and I. In 1974, I approached Jeff about becoming a Mason. His family and ours have been active in the Masonic Lodge forever and I knew Jeff would be a good fit. Jeff joined and became active in our local lodge and served as Master and while doing so, he became involved in the Grand Lodge of Kansas and served as Grand Master of the state of Kansas.

After doing that, he became active in the Shrine and he ended up serving as Potentate of Midian Shrine in Wichita. At that time, he had a lot of interaction with Imperial Shrine which includes all the Shrine units in North America. Imperial Shrine owns and manages twenty-two children's hospitals from Mexico City to Montreal Canada.

Though Jeff has a very successful livestock feed business in both Toronto and Wichita and a large ranching operation, he has spent conservatively half of his time on the road serving the needs of the Shrine and their hospitals. Cheryl has been by his side all this time.

In July of this year, he will be installed as Imperial Potentate of The North American Shrine for the 2019 2020 year. For you Kansas City residents, in July of 2020, he will be presiding over the Imperial Shrine session which will be held in Kansas City. You can expect approximately 30,000 Shriners to descend upon your area for a week taking care of business so Shrine children can be healed.

As near as we know, Jeff is the first Shriner from Kansas to ever hold this distinct honor. He and Cheryl have dedicated their lives helping to improve the quality of life of the children of North America. Will you join me in saying "thank you" to them for their dedication and service.

Rep. Hibbard presented Jeff Sowder a framed House certificate in honor of his achievements.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Kelly are spread upon the Journal:

It is my pleasure to introduce the players and coaches of the Coffeyville Community College Red Ravens Women's Volleyball team, the 2017 & 2018 NJCAA Division II National Champions. One year ago, the Red Ravens were scheduled to be here to recognize their first ever National Championship. However, a snow and ice storm cancelled their journey to Topeka. This year the weather cooperated, and the Raven women now bring with them "back to back" National Championships.

Two years after making their first-ever appearance at nationals, and one year after winning their first ever National Championship, the Coffeyville Red Ravens took home a second NJCAA DII National Championship in Charleston WV. No. 1 Coffeyville defeated No. 2 Parkland (IL) 3-0; 25-18, 25-18, 25-16. The Red Ravens were flawless throughout the tournament, having won each of their four matches by 3-0 set scores. Coffeyville allowed more than 20 points in a set just three times throughout the duration of the tournament to capture its second national title in program history.

In 2017, the 4th seeded Red Ravens, coming off an emotional five-set victory over two-time defending national champion Parkland (IL) in the semifinals, capped off an incredible 4-match run by knocking off No. 1, and previously undefeated, Owens (OH) 3-1 in the championship match of the NJCAA Division II National Tournament.

This year The Lady Ravens finished the season 40-3, winning their 2nd consecutive National Championship. This season followed the best season in program history at 44-2 overall, shattering the previous best single season win total of 38 set in 2016 when CCC captured 8th place at the national tournament.

This is the first women's program at Coffeyville to ever win a National title, and this 2018 championship is now the 8th in the history of Coffeyville Community College. CCC is in an elite group of community colleges with national volleyball titles. In the history of the Kansas Jayhawk Community College Conference, only three other schools have won national volleyball titles.

I would like to introduce you to those who have joined me on the floor today:

- Delice Downing, Head Coach – Now in her 15th season with the Ravens. In 14 years, she has a career record of 390-172 (.694) and is the all-time winningest coach in school history. Delice was selected as the 2018 - NJCAA Division II Coach of the Year, NJCAA Division II Volleyball Championship Coach of the Tournament & AVCA Two-Year College Midwest Region Coach of the Year.

- Adianez Rivera Reyes – 2018 Tournament's Most Valuable Player, one year after earning All-Tournament team recognition in the 2017 tournament
- Danielle Dodge
- Erianna Murray
- Kamryn Smith
- Genesis Soto
- Deja Hamilton
- Seliann Concepcion - All-Tournament Team
- Lauren McKinney
- Jessica Anderson, Asst. Coach

Also, please recognize the CCC team members, coaches and administrators that are in our gallery today.

Let's please give a special Kansas House recognition to the Coffeyville Lady Red Ravens Volleyball Team – 2017 & 2018 NJCAA National Women's Volleyball Division II Champions.

Rep. Kelly presented a framed House certificate to the coach of the Red Ravens in honor of of the team's great accomplishments.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Patton are spread upon the Journal:

Since 1947, Youth of the Year has been the Boys & Girls Clubs of America's premier recognition program, celebrating the extraordinary achievements of Club members. Each year, one exceptional young person from a Boys & Girls Club rises to the role of National Youth of the Year. The National Youth of the Year serves as both an exemplary ambassador for Boys & Girls Club youth and as a strong voice for all of our nation's young people.

The journey to being named National Youth of the Year begins locally and progresses to state, regional, and national levels, with an additional military phase for members of affiliated Youth Centers on U.S. military installations.

With me this morning are the following 2019 Youth of the Year candidates:

- D'Naeya Gray, Boys & Girls Clubs of Hutchinson
- Natalie Downing, McConnell AFB Youth Program
- Paris Souza, Boys & Girls Club of Manhattan
- Ruth Gathunguri, Boys & Girls Club of Lawrence
- Trevor Roig, Boys & Girls Club of Coffeyville
- Xzavier Craft, Boys & Girls Club of Topeka
- Zaria Garnes, Boys & Girls Clubs of South Central Kansas

Last night, Ruth Gathunguri was named the state youth of the year, who will move on to regional and national competitions and Natalie Downing was named Kansas military youth of the year.

Please join me in congratulating all of these outstanding students!

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Dietrich and Rep. Huebert are spread upon the Journal:

It is my honor, on behalf of the 495,000 students in our public school classrooms in this great state of Kansas, to introduce to you some truly outstanding teachers who are masters of their craft. "Master" is the operative word here.

These 7 teachers standing before you know how to create an exceptional learning experience for students to carry with them throughout their lives. They are outstanding teacher leaders in their buildings, they are admired for their unique and innovative classroom instruction, and they are fully engaged in their communities.

Emporia State University established the Kansas Master Teacher awards in 1954. The awards are presented annually to teachers who have served the profession long and well and are simply the "best of the best."

These are remarkable educators who love what they do and are passionate about making a positive difference in the lives of their students.

It is my honor to introduce the **2019 Kansas Master Teachers of the Year who are from all across our state and who represent over 150 years of classroom experience.**

- **Paula Barr**, Second Grade teacher at Quail Run Elementary School in the Lawrence School District
- **Dedra Braxmeyer**, Math teacher at Manhattan High School in the Manhattan-Ogden School District
- **Laura Gaughan**, Reading Specialist at O'Loughlin Elementary School in the Hays School District
- **Michelle Hilliard**, Math teacher at Complete High School in the Maize School District
- **Lisa Jarvis**, English Language Arts teacher at Council Grove Junior-Senior High School in the Morris County School District
- **Carolynn Phalen**, First Grade Teacher at Grace E. Stewart Elementary School in the Salina School District; and,
- **Linda Vena**, Elementary Reading Specialist at Mission Trail Elementary School in the Blue Valley School District.

Please join me in recognizing these exceptional teachers.

Rep. Dietrich presented each teacher with a House certificate in honor of their great accomplishment.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Children and Seniors: **HB 2403, HB 2404.**

MESSAGES FROM THE SENATE

Announcing passage of **SB 125, SB 135.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 125, SB 135.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft, **HR 6022**, by Reps. Clark, Amyx, Arnberger, Baker, Bergquist, Blex, Capps, Carlin, B. Carpenter, W. Carpenter, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Ellis, Eplee, Esau, French, Garber, Gartner, Helmer, Hibbard, Hoheisel, Horn, Howard, Huebert, Humphries, Jennings, Karleskint, Kelly, Kessinger, Kuether, Lynn, Mason, Mastroni, Neighbor, Orr, Owens, Pannbacker, Phillips, Probst, Proehl, Rahjes, Resman, Rhiley, L. Ruiz, Schreiber, E. Smith, Sutton, Thompson, Toplikar, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler and Whipple, as follows, was introduced and adopted:

HR 6022—A RESOLUTION honoring Korean War veterans from Kansas.

A RESOLUTION honoring the Kansans who served in the United States Armed Forces during the Korean War, in defense of the United States, its citizens, and its ideals.

WHEREAS, On June 25, 1950, communist North Korea initiated the Korean War by invading the Republic of Korea with approximately 135,000 troops. Planned and executed with Russian support, the invasion was intended to ensure the spread of communism into the Republic of Korea and beyond; and

WHEREAS, On June 27, 1950, President Harry S. Truman ordered the United States Armed Forces to help the Republic of Korea defend itself against the North Korean invasion; and

WHEREAS, On July 27, 1953, the hostilities ended in a cease-fire, marked by the signing of the armistice at Panmunjom, on the border between North and South Korea; and

WHEREAS, During the Korean War, approximately 1,789,000 members of the United States Armed Forces served in this theater of combat, sustaining 54,246 casualties, including 33,739 battle deaths, more than 103,284 wounded, and approximately 8,055 listed as missing in action or as prisoners of war; and

WHEREAS, 435 Kansans lost their lives in the Korean War. Their names and corresponding branches of service are listed on the Korean War Veterans Memorial in Overland Park; and

WHEREAS, Three Korean War veterans from Kansas were awarded the Congressional Medal of Honor: Stanley Taylor Adams, Army, DeSoto; Jack Arden Davenport, USMC, Mission; and Father Emil Joseph Kapaun, Army, Pilsen; and

WHEREAS, The Kansans and other Americans who served in the Armed Forces during the Korean War willingly paid the price that freedom demanded and counteracted the spread of communism to sustain democracy in the Republic of Korea; and

WHEREAS, In the almost 69 years since the outbreak of the Korean War, the Republic of Korea has emerged from a war-torn economy into one of the major economies of the world and one of the United States' largest trading partners and military allies; and

WHEREAS, In September 2017, there were only an estimated 13,431 Korean War veterans living in Kansas, a number that continues to dwindle with each passing year. Therefore, it is only fitting and just that we honor all the brave Kansans who served during the Korean War, some of whom are still with us: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor the Kansans who served in the United States Armed Forces during the Korean War, in defense of the United States, its citizens, and its ideals. We remember the service and sacrifice of the Korean War veterans who are still with us in Kansas, as well as the other veterans of the United States Armed Forces and allied countries who served in Korea. Accordingly, we encourage all Kansans to participate in commemorative activities, pay solemn tribute, and never forget the veterans of the Korean War; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send five enrolled copies of this resolution to Representative Clark.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Croft are spread upon the Journal:

HR 6022 is a resolution honoring and recognizing Kansans who served in any branch of the armed services (on active duty, in the reserves or in the National Guard) in defense of our country, citizens and ideals. While we want to always honor service, this resolution specifically focuses on one era, those who served in the Korean War (1950 – 1953). The Korean War, known as “The Forgotten War” because it came on the heels of WWII, when on June 25th, 1950, communist North Korea invaded the Republic of Korea with approximately 135,000 troops.

Two days later, on June 27th, President Harry S. Truman ordered the United States Armed Forces into action. During the war, approximately 1,789,000 military served in the theater of combat, with 54,246 casualties and more than 103,000 wounded (officially) and 8,055 listed as missing in action or prisoners of war.

There were 435 Kansans who gave the ultimate sacrifice in the Korean War. Their names and branches of service are listed on the Korean War Memorial in Overland Park, Kansas.

Three Kansans were awarded the Congressional Medal of Honor:

- Stanley Taylor Adams, U.S. Army, DeSoto, Kansas
- Jack Arden Davenport, United States Marine Corps, Mission, Kansas
- Father Emil Joseph Kapaun, U.S Army, Pilsen, Kansas

As of September 2014, there were 18,242 Korean War Veterans living in Kansas. This year we established a distinctive license plate for veterans of the Korean War so they can display their service and we can thank them for keeping America and the World safer.

Be it resolved by the House of Representatives of the State of Kansas: that on this 21st day of March, Two-thousand and nineteen, Kansas Military Appreciation Day, we recognize the historical importance of the Korean War, which began on June 25, 1950 and ended on July 27, 1953. We honor the noble service and sacrifice of these Kansas veterans now, while they are still with us, who served during the Korean war. We encourage all Kansans to participate and support commemorative activities, pay solemn

tribute and never forget the sacrifices of our great defenders of freedom. We reaffirm this commitment as we appreciate that all service is valuable; everyone is part of the team and all deserve our thanks and recognition.

Rep. Croft introduced the veterans who joined him on the House floor and thanked them for their service.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Waymaster, **HR 6021**, by Reps. Waymaster, Arnberger, Barker, Bergquist, Carlin, W. Carpenter, Claeys, Concannon, Delperdang, Dietrich, Dove, Ellis, Finch, Francis, Gartner, Highland, Hoffman, Holscher, Huebert, Humphries, Jacobs, Jennings, Kelly, Kessinger, Lusk, Lynn, Mastroni, Owens, Proehl, Rahjes, Ralph, Resman, Rhiley, Schreiber, A. Smith, E. Smith, Sutton, Tarwater, Thomas, Vickrey, Wasinger, Williams and Wolfe Moore, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6021**—A RESOLUTION recognizing World Down Syndrome Day in Kansas.

A RESOLUTION recognizing World Down Syndrome Day in Kansas.

WHEREAS, World Down Syndrome Day is celebrated on March 21, 2019; and

WHEREAS, In 2006, World Down Syndrome Day was observed for the first time by many nations across the globe; and

WHEREAS, On December 19, 2011, the United Nations General Assembly designated March 21 as World Down Syndrome Day to raise public awareness on Down syndrome. The third month and its 21st day were chosen to symbolize the triplication or trisomy of the 21st chromosome; and

WHEREAS, Down syndrome is the most common irregular chromosomal condition. According to the Centers for Disease Control and Prevention (CDC), approximately 6,000 infants, or 1 in 700, are born, annually, with Down syndrome in the United States; and

WHEREAS, While Down syndrome is a lifelong condition, the CDC reports that when infants and children are offered intervention services early in life, they are often able to improve their physical and intellectual abilities. These services are typically offered across the nation and may include speech therapy, physical therapy, and occupational therapy; and

WHEREAS, Known Down syndrome organizations in Kansas include the Down Syndrome Guild of Greater Kansas City, the Down Syndrome Society of Wichita, the North Central Kansas Down Syndrome Society, the Northwest Kansas Down Syndrome Society, the Southeast Down Syndrome Society, and Team Up for Down Syndrome. These estimable organizations are committed to raising public awareness and providing aid and empowering individuals and families of individuals with Down syndrome: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize March 21, 2019, as World Down Syndrome Day in Kansas; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send five enrolled copies of this resolution to Representative Waymaster.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Waymaster are spread upon the Journal:

World Down Syndrome Day is today, March 21. On this day, people with Down syndrome and those who live and work with them throughout the world, organize and participate in activities and events to raise public awareness and create a single global voice for advocating for the rights, inclusion, and well-being of people with Down syndrome.

On December 20, 2007, the World Health Organization recognized March 21st as World Down Syndrome Day. This date was selected as a symbolic date for the Day of Trisomy 21. The general Assembly of the United Nations recognized the same date in 2011. The General Assembly decided to "designate the 21st of March as World Down Syndrome Day, to be observed every year beginning in 2012 and "invites all Member States, relevant organizations of the United Nations system, and other international organizations, as well as civil society, including non-governmental organizations and the private sector, to observe World Down Syndrome Day in an appropriate manner, in order to raise public awareness of Down syndrome." Thus, each year, on this symbolic date of March 21st, persons concerned with Down Syndrome organize demonstrations, scientific, social and /or medical meetings, exchange their knowledge as well as their requests at the national and international levels.

The Secretary-General of the United Nations Ban Ki-moon said on 21 March, 2012, "On this day, let us reaffirm that persons with Down syndrome are entitled to the full and effective enjoyment of all human rights and fundamental freedoms. Let us each do our part to enable children and persons with Down syndrome to participate fully in the development and life of their societies on an equal basis with others. Let us build an inclusive society for all."

Joining us today are Mike and Angie McKenna and their daughters, Bryleigh and Brooklyn, from Russell, Kansas. Their family joined together with other families in 2015 to form the Northwest Kansas Down Syndrome Society. A group that has quickly grown to more than 30 families in Northwest Kansas. Brooklyn, who is 4 years old and was born with Down Syndrome, is thriving with the support of her family, friends and educators. Like many families with Down Syndrome children, the McKenna's were unsure of the path their lives would take. According to Mike and Angie, Brooklyn has brought joy and love to their family and has opened doors to people they may have never met and places they may have never gone, such as being here today at the Kansas State Capitol. Their hope for this resolution is to bring more awareness and inclusion for children and adults with special needs like Down Syndrome.

There being no objection, the following remarks of Rep. Thomas are spread upon the Journal:

I want to talk today about an amazing young lady from my town of Olathe...Rachel Mast. Rachel graduated from Olathe South in 2018, 17 years after I did, and she is now attending Missouri State University as part of their Bear POWER Program where she studies hospitality, entertainment, and theatre. As an active participant in the Student Government Association, Rachel was also recently elected as a Senator! One huge

accomplishment was Rachel working hard to help get the Federal Achieving a Better Life Experience (ABLE) Act passed. She then went on to become the 1st Kansan to open an account.

Rachel is a member of the NDSC Policy and Advocacy Coalition and an ABLE National Resource Center Advisor.

When not hard at work at Missouri State, Rachel works as a hostess at Olive Garden. She is also 1 of 3 students featured in a video called “Just Like You – Down Syndrome.”

Rachel loves acting and interacting with people. In addition to considering a run for Congress, Rachel hopes to one day live in a pink house.

Rachel has shared her message of “I Love My Life” with groups across the country. She says “I have Down Syndrome, but I am not Down Syndrome,” I am Rachel, and I really love my life...

Rachel’s mother Jawanda is here today to celebrate. Jawanda has been a long-time advocate for the rights and inclusion of people with Down Syndrome and other disabilities. She is the founder of #321Advocate, a social media grassroots advocacy group, a member of the NDSC Policy Advocacy Coalition, and currently she serves as VP of the Kansas Disability Rights Center Board.

It is an absolute honor to have such a wonderful family in District 26 and Rachel is an amazing person, this world is lucky to have her, and we all are excited to see how she continues to make a positive impact in this world.

CONSENT CALENDAR

No objection was made to **HB 2179, SB 105**, appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2041, AN ACT concerning insurance; relating to unfair or deceptive acts or practices; life insurance; living organ donors; amending K.S.A. 2018 Supp. 40-2404 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 94; Nays 29; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, B. Carpenter, Claeys, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Ellis, Finch, Finney, Francis, Frownfelner, Gartner, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Barker, Bergquist, Blex, Burris, Capps, W. Carpenter, Delperdang, Dove, Eplee, Erickson, Esau, French, Garber, Hawkins, Hoffman, Huebert, Jacobs, Landwehr, Mason, Owens, Resman, Rhiley, Seiwert, Tarwater, Thimesch, Thomas, Warren, Wasinger.

Present but not voting: None.
 Absent or not voting: Clark, Straub.
 The bill passed.

HB 2066, AN ACT concerning the department of health and environment; establishing the KanCare bridge to a healthy Kansas program; amending K.S.A. 2018 Supp. 40-3213 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 69; Nays 54; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Landwehr, Lynn, Mason, Owens, Rahjes, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Present but not voting: None.
 Absent or not voting: Clark, Straub.
 The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER, I vote no on **HB 2066**. Yesterday 62 members of this body — led by the minority party that once decried the gut and go process — set a dangerous precedent by overriding the Rules Committee. Ignoring rules passed in sweeping bipartisan fashion.

We have a solemn duty to craft laws for the people of Kansas. Yesterday, we sent a message to every Kansan that rules don't matter.

With one unprecedented vote, this body became more polarized, more fractured and more political. We teach our children that the ends never justify the means.

The process used yesterday should appall even the firmest believers in Medicaid Expansion. — DANIEL HAWKINS, CHARLOTTE ESAU, BARBARA WASINGER, RON HOWARD, MEGAN LYNN

MR. SPEAKER: I vote NO on **HB 2066**. We have upwards of 4000 Disabled Kansans who have waited upwards of 8 years for services. We have a state of emergency in our prisons. We have lost kids in our foster care system. We are in the midst of a Mental Health Crisis! We have an underfunded KPERs system. We have an underfunded Judiciary. We have roads and bridges that needs fixed. We have an unresolved school funding lawsuit. Ladies and gentlemen, I firmly believe this will result in a tax increase within the next 2 years. We have so many needs that I simply cannot be ok creating a

new class of individuals dependent on a taxpayer funded health care system. STEPHEN OWENS, RON HIGHLAND, KRISTEY WILLIAMS

MR. SPEAKER: I will be voting “no” on today’s Medicaid Expansion Bill, **HB 2066**. Although there are some merits for the program, I do not believe it is in the best interest of the state presently. Currently in Kansas, we have an ongoing school funding lawsuit, a failed DCF program, unfinished transportation program, underfunded court system, rising higher-ed costs, one of the highest food sales taxes in the nation, and a Governor declared emergency for the El Dorado prison due to understaffing issues. It is my wish that we address these issues before we take on such an expansive new government program. – NICK HOHEISEL

MR. SPEAKER: I vote no on **HB 2066** as amended. While health care is important to the medical providers in the 110th District and all Kansans, I have remained a steadfast opponent of Medicaid expansion in Kansas. I will continue to work on solutions to keep our rural hospitals viable, but this is not the answer when we simply do not know what the costs will be and how it will be paid for. Priorities as legislators are formed by talking with our constituents and colleagues then doing what we think is right for our district and the state. While I was not on the prevailing side, my desire to make Kansas a great state is not diminished. Thank you, Mr. Speaker. KEN RAHJES

MR. SPEAKER: I discerningly vote “yes” on **HB 2066**.

In basketball, some calls are “black-and-white.” Others are “50/50.” Yesterday’s votes resemble the latter.

After the final buzzer, “winners” celebrate. “Losers” are outraged, incredulous, or blame others, including their own teammates and the refs. Unfortunately, few engage in serious self-reflection or dialogue.

In critical moments, your best officials err on the side of giving the losing team a fair shot to survive. Otherwise their season is over. **Rural hospitals, mental health, and the working poor are losing.**

While imperfect, today’s decision gives them a chance. Healthcare cannot be solved exclusively in Kansas; let’s resoundingly IMPLORE FEDERAL dialogue, action, and results. – MARK SAMSSEL

MR. SPEAKER: I vote yes on **HB 2066**. It ensures that thousands of Kansans can look forward to a healthier and more productive future. And at a time when 86% of Kansas hospitals have negative operating margins, this proposal will provide immediate help for their bottom line, stabilizing operations, aiding in staff recruitment, and providing a lifeline to much-needed retooling and reconfiguring of health care delivery. It has been said that in Kansas a person’s zip code is a greater determinant of health outcomes than genetics. For rural Kansans, **HB 2066** gives hope that it need not always be so. – DON HINEMAN, BRAD RALPH, JOHN P. WHEELER, JR., JIM KARLESKINT, SUZI CARLSON, SUSAN CONCANNON, LEONARD A. MASTRONI

MR. SPEAKER: A gut and go procedure was used yesterday because House leadership and committee chairmen have been blocking a vote on this issue for the last five years. Today we took an action that was wanted by 77% of Kansas citizens. I proudly vote YES on **HB 2066**. – DENNIS “BOOG” HIGHBERGER

MR. SPEAKER: If you have a low tire, do you have it repaired for \$20, or do you continue to drive on it until it's completely ruined and it costs you \$200 for a new tire? Uncompensated Emergency Care is one of the largest issues plaguing rural hospitals. Kansans who are uninsured often delay seeking medical treatment until their condition deteriorates to the point it requires expensive emergency care. Expanding accessibility to preventative healthcare will alleviate crisis health situations, reduce hospital operating losses, and ultimately lead to healthier rural communities. I vote YES on **HB 2066**. – ADAM SMITH

MR. SPEAKER, I vote No on **HB 2066**. Medicaid expansion will bankrupt the Kansas budget - future legislators will either raise taxes or rob funds from government programs like highways, mental health, HCBS, nursing homes, foster care, etc.

Medicaid expansion does a disservice to those in critical need of care – putting able bodied adults ahead of the affirmed, disabled and critically ill.

Other states which have expanded Medicaid costs rose 50% over projected costs. The proposal we are voting on will force nearly 55,000 Kansans off their current health insurance. They will lose their doctors and have longer waits trying to find a doctor. – BRENDA LANDWEHR, BLAKE CARPENTER, KYLE HOFFMAN

MR. SPEAKER: I vote no on **HB 2066**.

I vote no on circumventing our committee process and the long held tradition of this Chamber.

I vote no on “gut and go” tactics meant to deceive Kansans and block transparency.

I vote no on mandating Kansans to shoulder the cost for socialized medicine.

I vote no on depriving Kansans a free and open market, where the best healthcare thrives.

I vote no on making Kansans dependents of the State, unable to improve their livelihoods for fear of losing their free government insurance.

Today I vote no because I believe we can do better and because Kansas deserves better. – MICHAEL CAPPS, CHERYL HELMER

MR. SPEAKER, I vote NO on **HB 2066**. As one who sat in on the Medicaid Expansion round table, I left with more questions than before. Medicaid Expansion is a complex issue and I don't believe this is how we should pass policy. It truly amazes me how a legislator can be against the gut-and-go procedure until it's convenient for their issue. I think this issue has a long road ahead, and I wish work requirements, drug testing, and more money towards rural hospitals were discussed and vetted. – TORY MARIE ARNBERGER

MR. SPEAKER: I vote YES on **HB 2066**. Yesterday was a very tough vote on the Floor of the House. The majority of Kansans in my district, and in most districts are very favorable to move towards Kan Care expansion now. There was no path, there was no bill (that would be allowed), and there was no time.

We needed to send a message to the East chamber that we want them to take this issue up, have the debate, and see where this issue ends up.

YESTERDAY EMOTIONS WERE HIGH. TODAY IS A DAY OF RECONCILIATION AND MOVING FORWARD. – JOHN R. EPLEE

MR. SPEAKER: I vote NO on **HB 2066**. The original contents of this bill which were removed and replaced, were just an example of many efforts being made here to develop innovative pieces of a healthcare matrix for our state. Every private and service industry collaboration established for the purpose of meeting the needs of our citizens should be given its day here in the legislature. Then when a government answer is needed, it will be to fill needs not already met. The creative and educated professionals and caregivers of our State can be trusted to contribute to the solutions we seek. – EMIL BERGQUIST

MR. SPEAKER: I vote no on **HB 2066**. A bill designed to reduce regulations and broaden healthcare delivery by APRN's became a vehicle for entangling Kansans into a defective and inefficient Medicaid system. I find it irresponsible to take a population, of which 45% currently have private health insurance, and turn them into government dependents. This bill will increase total Kansas spending on Medicaid by nearly a billion dollars. By passing **HB 2066**, we have increased the federal deficit by over \$10 billion in the next decade. The best interests of Kansas taxpayers were at odds with the needs of the special interests, but the special interests won.—PAUL WAGGONER, BILL RHILEY, LEO DELPERDANG

MR. SPEAKER: I vote NO on **HB 2066**. I will never again respect the question, “Is there a fiscal note attached to this,” when discussing a bill.

Debt is no way to pay for health care and to suggest that increasing national debt is an economic development tool is insane.

I vote “NO” and pray for conversation for true solutions.—ERIC SMITH

MR. SPEAKER: I vote NO on “gut and go” **HB 2066**, the government confiscation of individual wealth in the disguise of the greater good for the collective whole is nothing more than government-sanctioned socialist theft. This does not guarantee to stop the closing of rural hospitals. The increase of centralized government healthcare is the expansion of socialized medicine. This is a medical tax hike on those who have the means to pay for those who do not or will not.

Winston Churchill said, “Socialism is a philosophy of failure, the creed of ignorance, and the gospel of envy, its inherent virtue is the equal sharing of misery.”

What will government fix next? – TREVOR JACOBS, SUSAN HUMPHRIES

MR. SPEAKER: I vote Yea on **HB 2066**.

Nightmare scenarios regarding Medicaid Expansion; the fear-mongering states that “55,000 people would go off private insurance,” and “not one state hit their ‘guesstimate’ on expansion costs.” Some initial estimates were incorrect, but not all were negative.

Adam Searing (Georgetown) published *Actual State Budget Impacts in Five States that Expanded Medicaid*, “Medicaid expansion not only increases availability of affordable health insurance for state residents, but also has neutral or positive effects on state budgets.”

“Michigan’s costs of expansion were fully covered by savings and new revenue.” “Louisiana’s first year of expansion saved \$199 million for the state.” Colorado was neutral. – SYDNEY CARLIN

MR. SPEAKER: I vote no on **HB 2066**. Medicaid expansion will bankrupt the Kansas budget. Medicaid expansion puts those disabled and elderly Kansans in critical need of services behind in line of those able-bodied adults under age 65. Some Kansans will be forced off their current health insurance. Kansas has so many needs that we cannot be okay creating a new group of government dependents.

I VOTE NO, BECAUSE THE PROCESS USED YESTERDAY TO MOVE THIS SWEEPING BILL TO THE HOUSE FLOOR BYPASSED THE DELIBERATIVE PROCESS WE HAVE A SOLEMN DUTY TO EMPLOY FOR THE PEOPLE OF KANSAS. — KELLIE WARREN

HB 2082, AN ACT concerning health and healthcare; relating to the practice of pharmacy; amending K.S.A. 65-1626 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: Clark, Straub.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Elections** recommends **Substitute for SB 130** be amended on page 2, following line 27, by inserting:

"Sec. 2. K.S.A. 2018 Supp. 25-2701 is hereby amended to read as follows: 25-2701. (a) (1) The county election officer shall determine the area to be served by each voting place at every election and shall provide notice of such voting places as required by law. At the discretion of the county election officer, all voters within a county may be allowed to vote at any polling location on election day, provided all rules and regulations are followed as established by the secretary of state for such purpose.

(2) Any precinct having less than 20 registered voters shall be included with an adjacent precinct or precincts in a single area to be served by a common voting place. The location of voting places shall be designated by the county election officer as provided by K.S.A. 25-2703, and amendments thereto.

(b) For any election to which this section is applicable, wherever a city is located in

two counties, the county election officer of the county in which the greater population of the city is located may designate a voting place located in a portion of the city in the other county to serve an area within that portion of the city within the county in which the greater population of the city is located.

(c) At voting places serving two or more precincts, one or more of which have less than 20 registered voters, all ballots which are identical shall be deposited in the same ballot box or boxes and such votes shall be counted and canvassed in a manner as to minimize the possibility of identifying the ballots cast by any voter.

(d) (1) The county election officer may not change a voting place prior to an election without providing mailed notice to the voters affected at least 30 days prior to the election. If an emergency is declared by the county election officer, the mailed notice requirement shall be waived.

(2) Failure to receive notice of a change in the voting place shall not give rise to a cause of action challenging the results of the election.";

Also on page 2, in line 28, by striking "is" and inserting "and 25-2701 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the second semicolon by inserting "concerning polling places;"; in line 2, after "25-1124" by inserting "and 25-2701"; also in line 2, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Elections** recommends **SB 131**, as amended by Senate Committee of the Whole, be amended on page 1, in line 10, after "declarations" by inserting "for any municipality"; in line 15, by striking all after "(c)"; by striking all in lines 16 through 21; in line 22, by striking "(d)";

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

Also on page 1, in line 33, after "election" by inserting "or appointment";

On page 2, in line 1, by striking all after "law"; by striking all in line 2; in line 3, by striking all before the period; in line 11, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2405, AN ACT concerning school districts; relating to bullying policies and procedures; creating the legislative task force on bullying prevention in public schools, by Committee on Federal and State Affairs.

HB 2406, AN ACT concerning firearms; relinquishment thereof pursuant to certain court orders; amending K.S.A. 2018 Supp. 22-3426, 60-3107 and 60-31a06 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2407, AN ACT concerning school districts; relating to bullying policies and procedures; requiring publication of such policies and procedures; amending K.S.A. 72-6147 and repealing the existing section, by Committee on Federal and State Affairs.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Humphries to replace Rep. Barker on Committee on Health and Human Services on March 21, 2019.

Also, the appointment of Rep. Tarwater to replace Rep. Averkamp on Committee on Transportation on March 21, 2019.

Also, the appointment of Rep. Woodard to replace Rep. Whipple on Committee on Elections on March 21, 2019.

REPORT ON ENGROSSED BILLS

HB 2066 reported correctly engrossed March 21, 2019.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., Friday, March 22, 2019.

Journal of the House

FORTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 22, 2019, 8:30 a.m.

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

The roll was called with 107 members present.

Rep. Carlson was excused on verified illness.

Reps. Capps, Cox, Delperdang, Donohoe, Hoffman, Huebert, Johnson, Mastroni, Ousley, Patton, Phillips, Samsel, Seiwert, Straub, Thimesch, Whipple and Xu were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker,

Heavenly Father,
we thank you for this day and for this week
and all that has been accomplished.
As our leaders wrap up their work here today
and head home for the weekend,
I ask that You once again remind them why they are here.
They are here to listen to the concerns of the people;
to work on solutions for these concerns;
and to determine the best course for all.
This is difficult because there are many avenues
in which they can take.
Help them to seek Your wisdom for the path that You deem best,
as You know each and every individual in this state
and You know what's best for all of us.
I pray this in Your Son's Name, Amen.

The Pledge of Allegiance was led by Rep. Finney.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2408. AN ACT concerning property taxation; relating to appeals; allowing for the filing of an appraisal by a certified residential real property appraiser; amending K.S.A. 2018 Supp. 79-1496 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2405, HB 2406, HB 2407.**

Taxation: **SB 125, SB 135.**

CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **HB 2118, HB 2354** from Committee on Appropriations and re-referral to Committee on Commerce, Labor and Economic Development.

MESSAGE FROM THE GOVERNOR

March 20, 2019

Message to the Kansas House of Representatives:

Enclosed is Executive Order No. 19-05 for your information.

EXECUTIVE ORDER NO. 19-05

Conditional and Temporary Relief from Certain Motor Carrier Rules and Regulations

LAURA KELLY

Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing passage of **SB 102, SB 164, SB 178.**

Announcing passage of **HB 2097, HB 2123, HB 2127.**

Announcing passage of **HB 2126**, as amended; **HB 2209**, as amended.

Announcing passage of **Sub SB 75.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 75, SB 102, SB 164, SB 178.

CONSENT CALENDAR

No objection was made to **HB 2179, SB 105** appearing on the Consent Calendar for the second day.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HR 6018** be adopted.

Committee on **Appropriations** recommends **SB 25** be amended by substituting a new bill to be designated as "House Substitute SENATE BILL NO. 25," as follows:

"House Substitute SENATE BILL NO. 25

By Committee on Appropriations

"AN ACT making and concerning appropriations for fiscal years ending June 30,

2019, June 30, 2020, June 30, 2021, and June 30, 2022, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 25** was thereupon introduced and read by title.)

Committee on **Elections** recommends **SCR 1605** be adopted.

Committee on **Energy, Utilities and Telecommunications** recommends **SB 68**, as amended by Senate Committee of the Whole, be passed.

Committee on **Energy, Utilities and Telecommunications** recommends **Substitute for SB 69** be amended on page 1, in line 17, after the comma by inserting "and notwithstanding the provisions of K.S.A. 46-1202, and amendments thereto, such selection shall be made";

On page 2, in line 4, by striking "will" and inserting "shall"; in line 6, after "completed" by inserting "and made available on the commission's website"; also in line 6, by striking "will" and inserting "shall"; in line 8, after "completed" by inserting "and made available on the commission's website"; also in line 8, by striking all after the period; in line 9, by striking all before the period and inserting "The commission shall submit the first part of the study to the house committee on energy, utilities and telecommunications and the senate committee on utilities by January 14, 2020, and shall submit the second part of the study to such committees by January 12, 2021"; and the bill be passed as amended.

Committee on **General Government Budget** recommends **HB 2383** be amended on page 2, in line 14, by striking all after the second "disease"; by striking all in lines 15 and 16; in line 17, by striking all before the semicolon and inserting ", diagnosed by a licensed healthcare professional, that is contagious or could be transmitted during the performance of barbering as defined by the department of health and environment pursuant to K.S.A. 65-1,148, and amendments thereto";

On page 5, in line 25, after "board" by inserting ": (A)"; in line 27, after "applicant" by inserting "; and (B) a social security card or one of the following: A permanent resident card, an employment authorization document or an employment-related visa";

On page 11, in line 38, by striking all after "act"; in line 39, by striking all before the semicolon; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 18** be amended on page 1, following line 5, by inserting:

"Section 1. K.S.A. 2018 Supp. 21-5840 is hereby amended to read as follows: 21-5840. (a) Counterfeiting currency is, ~~with the intent to defraud:~~

(1) Making, forging or altering any note, currency, obligation or security of the United States with the intent to defraud;

(2) distributing, or possessing with the intent to distribute, any note, currency, obligation or security of the United States knowing such note, currency, obligation or security has been ~~so~~ made, forged or altered with the intent to defraud; or

(3) possessing any paper, ink, printer, press, currency plate, computer or other item

with the intent to ~~produce any counterfeit~~ make, forge or alter any note, currency, obligation or security of the United States.

(b) Counterfeiting currency as defined in:

(1) Subsection (a)(1) or (a)(2) is a:

(A) Severity level 7, nonperson felony, if the total face value of the notes, currency, obligations or securities-seized is \$25,000 or more; and

(B) severity level 8, nonperson felony, if the total face value of the notes, currency, obligations or securities-seized is less than \$25,000; and

(2) subsection (a)(3) is a severity level 9, nonperson felony.

(c) This section shall be part of and supplemental to the Kansas criminal code.

Sec. 2. K.S.A. 2018 Supp. 21-6813 is hereby amended to read as follows: 21-6813.

(a) The court shall order the preparation of the presentence investigation report by the court services officer as soon as possible after conviction of the defendant.

(b) Each presentence investigation report prepared for an offender to be sentenced for one or more felonies committed on or after July 1, 1993, shall be limited to the following information:

(1) A summary of the factual circumstances of the crime or crimes of conviction.

(2) If the defendant desires to do so, a summary of the defendant's version of the crime.

(3) When there is an identifiable victim, a victim report. The person preparing the victim report shall submit the report to the victim and request that the information be returned to be submitted as a part of the presentence investigation. To the extent possible, the report shall include a complete listing of restitution for damages suffered by the victim.

(4) An appropriate classification of each crime of conviction on the crime severity scale.

(5) A listing of prior adult convictions or juvenile adjudications for felony or misdemeanor crimes or violations of county resolutions or city ordinances comparable to any misdemeanor defined by state law. Such listing shall include an assessment of the appropriate classification of the criminal history on the criminal history scale and the source of information regarding each listed prior conviction and any available source of journal entries or other documents through which the listed convictions may be verified. If any such journal entries or other documents are obtained by the court services officer, they shall be attached to the presentence investigation report. Any prior criminal history worksheets of the defendant shall also be attached.

(6) A proposed grid block classification for each crime, or crimes of conviction and the presumptive sentence for each crime, or crimes of conviction.

(7) If the proposed grid block classification is a grid block ~~which~~ that presumes imprisonment, the presumptive prison term range and the presumptive duration of postprison supervision as it relates to the crime severity scale.

(8) If the proposed grid block classification does not presume prison, the presumptive prison term range and the presumptive duration of the nonprison sanction as it relates to the crime severity scale and the court services officer's professional assessment as to recommendations for conditions to be mandated as part of the nonprison sanction.

(9) For defendants who are being sentenced for a conviction of a felony violation of K.S.A. 65-4160 or 65-4162, prior to their repeal, or K.S.A. 2018 Supp. 21-5706, and

amendments thereto, and meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto, the drug abuse assessment as provided in K.S.A. 2018 Supp. 21-6824, and amendments thereto.

(10) For defendants who are being sentenced for a third or subsequent felony conviction of a violation of K.S.A. 65-4160 or 65-4162, prior to their repeal, or K.S.A. 2018 Supp. 21-5706, and amendments thereto, the drug abuse assessment as provided in K.S.A. 2018 Supp. 21-6824, and amendments thereto.

(c) The presentence investigation report will become part of the court record and shall be accessible to the public, except that the official version, defendant's version and the victim's statement, any psychological reports, risk and needs assessments and drug and alcohol reports and assessments shall be accessible only to: The parties; the sentencing judge; the department of corrections; community correctional services; any entity required to receive the information under the interstate compact for adult offender supervision; and, if requested, the Kansas sentencing commission. If the offender is committed to the custody of the secretary of corrections, the report shall be sent to the secretary and, in accordance with K.S.A. 75-5220, and amendments thereto, to the warden of the state correctional institution to which the defendant is conveyed.

(d) The criminal history worksheet will not substitute as a presentence investigation report.

(e) The presentence investigation report will not include optional report components, which would be subject to the discretion of the sentencing court in each district except for psychological reports and drug and alcohol reports.

(f) Except as provided in K.S.A. 2018 Supp. 21-6814, and amendments thereto, the court may take judicial notice in a subsequent felony proceeding of an earlier presentence investigation report criminal history worksheet prepared for a prior sentencing of the defendant for a felony committed on or after July 1, 1993.

(g) All presentence investigation reports in any case in which the defendant has been convicted of a felony shall be on a form approved by the Kansas sentencing commission.":

On page 4, in line 17, after "Supp." by inserting "21-5840, 21-6813 and";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "crimes, punishment and"; also in line 1, after "to" by inserting "counterfeiting currency; sentencing; presentence investigation report;"; in line 2, after "Supp." by inserting "21-5840, 21-6813 and"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 20**, as amended by Senate Committee, be amended on page 1, following line 8, by inserting:

"New Section 1. (a) Pursuant to rules adopted by the supreme court, the district courts of this state shall extend full faith and credit to the orders, judgments and other judicial acts of the tribal courts of any federally recognized Indian tribe.

(b) In adopting rules under subsection (a), the supreme court shall only extend recognition to the judgments of tribal courts that grant full faith and credit to judgments of the courts of the state of Kansas.

(c) Nothing in this section shall be construed to be a waiver of the sovereign immunity of the state of Kansas or a waiver of the sovereign immunity of a federally recognized Indian tribe.":

On page 4, in line 12, before "The" by inserting "On and after July 1, 2019, through

June 30, 2023,";

On page 7, in line 14, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,"; in line 36, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 11, in line 27, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 17, in line 5, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 20, in line 3, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 21, in line 4, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 22, in line 29, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,"; in line 39, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 23, in line 38, before "the" by inserting "on and after July 1, 2019, through June 30, 2023,";

On page 24, in line 41, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 26, in line 25, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,"; in line 36, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 28, in line 43, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 31, in line 20, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 32, in line 41, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 33, in line 34, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 34, in line 6, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 36, in line 8, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

On page 37, in line 11, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,"; in line 28, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,"; in line 41, before "The" by inserting "On and after July 1, 2019, through June 30, 2023,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "to" by inserting "recognition of tribal court judgments"; and the bill be passed as amended.

Committee on **K-12 Education Budget** recommends **HB 2395** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2395," as follows:

"Substitute for HOUSE BILL NO. 2395

By Committee on K-12 Education Budget

"AN ACT concerning education; relating to the instruction and financing thereof;

making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, and June 30, 2021, for the department of education; amending K.S.A. 72-5130, 72-5131, 72-5132, 72-5142, 72-5144, 72-5151 and 72-5153 and K.S.A. 2018 Supp. 79-201x and 79-4227 and repealing the existing sections.";

And the substitute bill be passed.

(Sub **HB 2395** was thereupon introduced and read by title.)

Committee on **K-12 Education Budget** recommends **SB 16**, as amended by Senate Committee, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 16," as follows:

"House Substitute for SENATE BILL NO. 16

By Committee on K-12 Education Budget

"AN ACT concerning education; relating to the instruction and financing thereof; amending K.S.A. 72-1167, 72-3422, 72-4352, 72-4354, 72-5131, 72-5132, 72-5150, 72-5170, 72-5171, 72-5173, 72-5193, 72-5461, 72-5462, 72-6147, 72-6487 and 72-8193 and repealing the existing sections.";

And the substitute bill be passed.

(**H Sub for SB 16** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2345** be amended on page 3, in line 16, by striking "seven" and inserting "five"; also in line 16, by striking all after "years"; by striking all in lines 17 and 18; in line 19, by striking all before the period; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2399** be amended on page 37, in line 10, by striking "2024" and inserting "2022"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2373** be amended on page 2, in line 5, by striking "(c)" and inserting "(b)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

On page 3, in line 26, by striking all before "become" and inserting "non-state moneys"; following line 34, by inserting:

"Sec. 3. On and after July 1, 2020, K.S.A. 68-416 is hereby amended to read as follows: 68-416. The state highway fund shall be apportioned as follows:

(a) The secretary of transportation annually shall apportion and distribute quarterly, on the first day of January, April, July and October, to cities on the state highway system from the state highway fund moneys at the rate of \$3,000 per year per lane per mile for the maintenance of streets and highways in cities designated by the secretary as city connecting links. Unless a consolidated street and highway fund is established pursuant to K.S.A. 12-1,119, and amendments thereto, all moneys distributed by the secretary shall be credited to the street and alley funds of such cities. All moneys so distributed shall be used solely for the maintenance of city connecting links. Maintenance of such city connecting links shall be as prescribed in K.S.A. 68-416a, and amendments thereto. As used in this subsection, "lane" means the portion of the roadway for use of moving traffic of a standard width prescribed by the secretary. In lieu of such apportionment, the secretary, by and with the consent of the governing body of any city within the state of Kansas, may maintain such streets within the city and pay for such maintenance from the highway fund.

(b) All of the remainder of such highway fund shall be used by the secretary of transportation for:

(1) The construction, improvement, reconstruction and maintenance of the state highway system;

(2) improvements in transportation programs to aid elderly persons, persons with disabilities and the general public;

(3) for any purpose specified in K.S.A. 68-2314b, and amendments thereto, or section 1, and amendments thereto;

(4) the support and maintenance of the department of transportation;

(5) the expenses of administering the motor vehicle registration and drivers' license laws; and

(6) the payment of losses to department of transportation employees authorized by K.S.A. 2018 Supp. 75-5062, and amendments thereto.

Sec. 4. On and after July 1, 2020, K.S.A. 68-2315 is hereby amended to read as follows: 68-2315. Annually, prior to the 10th day of each regular session of the legislature, the secretary of transportation shall submit a written report to the governor and each member of the legislature providing:

(a) Summary financial information and a statement of assurance that the department of transportation has prepared a comprehensive financial report of all funds for the preceding year ~~which that~~ includes a report by independent public accountants attesting that the financial statements present fairly the financial position of the Kansas department of transportation in conformity with generally accepted accounting principles and a notification that the complete comprehensive financial report, including the auditor's report, is available upon request;

(b) a detailed explanation of the methods or criteria employed in the selection of transportation projects under ~~subsection (b) of K.S.A. 68-2314b~~ section 1(a)(1), and amendments thereto, and in the awarding of assistance to cities, counties or other transportation providers;

(c) the proposed allocation and expenditure of moneys and proposed work plan for the current fiscal year and at least the next five years;

(d) information concerning construction work completed in the preceding fiscal year and construction work in progress;

(e) information concerning the operation and financial condition of the transportation revolving fund;

(f) the annual allocation and expenditure of moneys from the coordinated public transportation assistance fund under K.S.A. 75-5035, and amendments thereto;

(g) the annual allocation and expenditure of moneys from the rail service improvement fund under K.S.A. 75-5048, and amendments thereto, including specific information relating to any grants or loans made under such program;

(h) the annual allocation and expenditure of moneys from the public use general aviation airport development fund under K.S.A. 75-5061, and amendments thereto, including specific information relating to grants made under such program;

(i) specific recommendations for any statutory changes necessary for the successful completion of the transportation program specified in ~~K.S.A. 68-2314b~~ section 1, and amendments thereto, or efficient and effective operation of the Kansas department of transportation; and

(j) an explanation of any material changes from the previous annual report.";

Also on page 3, in line 43, after "K.S.A." by inserting "68-416, 68-2315 and"; also in line 43, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "K.S.A." by inserting "68-416, 68-2315 and"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 78, by Representative Susan Ruiz, honoring Rui Xu in honor of his achievement as the first Chinese American State Legislator in Kansas;

Request No. 79, by Representative Bill Sutton, commending Colby Michael Bunch on achieving the rank of Eagle Scout;

Request No. 80, by Representative Brandon Whipple, honoring Milling Precision Tool in recognition of outstanding contribution to the Wichita economy;

Request No. 81, by Representative Brenda Dietrich, congratulating Washburn Rural High School Boys Basketball Team & Coaching Staff for placing second in the 2019 Class 6A Boys State Basketball Tournament;

Request No. 82, by Representative KC Ohaebosim, in memory of Professor, Reverend, Monsignor Innocent Onyewuenyi;

Request No. 83, by Representative Adam Smith, congratulating Weskan Coyote Football Team for being 2018 Wild West Bowl Champions;

Request No. 84, by Representative Chris Croft, congratulating Blue Valley Northwest Boys Basketball Team for winning the 2019 Kansas State 6A Basketball Championship;

Request No. 85, by Representative Mark Samsel, honoring Curtis Wright in recognition of over three decades of service to his community, church and family;

Request No. 86, by Representative Dan Hawkins, in celebration of Kansas Israel Day at the Capitol;

Request No. 87, by Representative John Alcala, commending Golden Corral for sponsoring the Kansas Culturally Relevant Pedagogy Project;

Request No. 88, by Representative Barb Wasinger, commending Ethan Klausmeyer on achieving the rank of Eagle Scout;

Request No. 89, by Representative David French, honoring Hunter Hotaling for his efforts to collect and contribute supplies and money for elementary school students and staff following Hurricane Harvey;

Request No. 90, by Representative Barb Wasinger, congratulating Cheryl Glassman, RN, on being HaysMed 2019 Nurse of the Year;

Request No. 91, by Representative Fred Patton, congratulating the individuals named 2019 Kansas Boys and Girls Club Youth of the Year;

Request No. 92, by Representative Tom Burroughs, honoring Colonel Fr. Peter Jaramillo for 21 years of service to his country, the Kansas National Guard and citizens of Kansas;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2409, AN ACT concerning postsecondary educational institutions; authorizing

income tax credits for certain contributions; relating to scholarships for students with financial need; amending K.S.A. 2018 Supp. 79-32,117 and 79-32,138 and repealing the existing sections, by Committee on Taxation.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Finch announced the appointment of Rep. Highland to replace Rep. E. Smith on Committee on Federal and State Affairs on March 22, 2019.

REPORT ON ENROLLED RESOLUTIONS

HR 6013, HR 6017, HR 6019, HR 6020 reported correctly enrolled and properly signed on March 22, 2019.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Monday, March 25, 2019.

In The House Of Representatives Of The State Of Kansas

Protest of Representatives Landwehr, B. Carpenter, Mason, Erickson, Owens,
Hoheisel, Vickrey, Arnberger, Awerkamp and Humphries
House Bill 2066
March 22, 2019

Mr. Speaker today I vote NO on HB 2066. This bill vastly increases funding to Planned Parenthood, blows a hole in an already underwater state budget, and creates a sense of false hope to rural hospitals in desperate need of a real lifeline. Make no mistake - this legislation will cause future members of this body to either raise taxes or rob funds from other crucial government programs like education, social services, and highways.

In other states which have expanded Medicaid, per patient costs and enrollment have risen by nearly 50% over projected costs. Additionally, the proposal we are voting on today will force nearly 55,000 Kansans off their current health insurance.

This body had the chance yesterday to move forward on a health care proposal which would have truly expanded access and choice in the healthcare marketplace. Instead, this body chose to set a dangerous institutional precedent and over-rule the Rules Committee. This was done to pursue a narrow political agenda. Sixty-two members of this body used an arcane process they once decried and set a poor example for children around Kansas on how government should work.

Even worse than the process that got us here today, Medicaid Expansion as passed in this chamber is terrible public policy. Shockingly, twenty-eight Republicans joined forty-one Democrats in rejecting an amendment that would have restricted funds from being sent to Planned Parenthood. For the first time, it extends state welfare benefits to able bodied adults without dependents. While there is a token cost sharing proposal included, there is no guarantee that Gov. Kelly's Administration will even pursue the proposal with the federal government. There are no work requirements, no restrictions

on funds to abortion mills in our state, no targeted mental health dollars, and no guarantees of dollars flowing to rural hospitals. Put another way - this bill has been passed with a litany of false promises.

Worst of all – Medicaid Expansion ultimately does a disservice to those in critical need of care — by putting able bodied adults ahead of the affirmed, disabled and critically ill. Medicaid Expansion will become an entitlement program for the able-bodied adults who choose not to work while our disability waiver services will continue to be voluntary expenditures made by the state. And while their lobbyists might suggest these groups not be pitted against each other, this is just a fact of living in a state where we don't print money.

I am an advocate for the disabled in our state. I am an advocate for those with mental illness. I am an advocate for the disadvantaged and the unborn. I am an advocate for rural hospitals.

This bill does nothing for them. This bill is a giveaway to four big hospitals in our state while giving false promises and perverse incentives to the truly needy.

Brenda Landwehr
Kansas State Representative
District 105

Nick Hoheisel
Kansas State Representative
District 97

Blake Carpenter
Kansas State Representative
District 81

Jene Vickrey
Kansas State Representative
District 6

Les Mason
Kansas State Representative
District 73

Tory Marie Arnberger
Kansas State Representative
District 112

Renee Erickson
Kansas State Representative
District 87

Francis Awerkamp
Kansas State Representative
District 61

Stephen Owens
Kansas State Representative
District 74

Susan Humphries
Kansas State Representative
District 99

Journal of the House

FORTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 25, 2019, 10:00 a.m.

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

The roll was called with 124 members present.

Rep. Carlson was excused on verified illness.

Prayer by guest chaplain, Rev. Kenny Graham, Pastor, Windom Church of Christ, Windom, and guest of Rep. Erickson:

Lord of Heaven and Earth,

Today we come before you with grateful attitudes for another day of life given to us. Today, in this place, important things will be discussed. Important decisions may be made that affect so many who live in our state. It is with this reality in mind, the making of policies, that I ask you to help all who are involved in the process. May wisdom prevail over this session today.

I pray that our state will never move in the direction that we think we do not need your help in deciding things like this. May we always be of sound mind to seek your counsel out in all things, not just here in this chamber, but in all the compartments of our lives. Help us to see ourselves as we really are, and in doing so be better servants for the people of Kansas.

So today I ask you to guide the hearts and minds of our legislators, especially with the difficult and complicated issues they face. I ask these things in your name. Amen.

The Pledge of Allegiance was led by Rep. Helgerson.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Adam Smith are spread upon the Journal:

Albert Einstein once said, "The measure of intelligence is the ability to change."

In 2014, Weskan High School had a decision to make... form a sports cooperative with another school or try something that has never been done before. Weskan, along with other schools who were tired of driving hours and hours to find football opponents, decided to forge a new path and create a brand new 6-man football division in Kansas. Much like the 8-man division, this new breed of football is high-octane, fast-paced

offense that is thrilling to watch, exciting to play, and I can also say from experience... very fascinating to coach.

In the spirit of that excitement, the state championship game is appropriately named the Wild West Bowl and held in none other than Dodge City.

The very first Wild West Bowl was held in 2016 – crowning that year’s undefeated Weskan Coyotes as the very first division champion. This year’s Weskan Coyote football team was not undefeated. In fact, by the end of their third game of the season, this team already had two losses. Strength in the face of adversity is a life lesson these young men will never forget. As any good coach will tell you, more lessons can be taught following defeat than victory... and this team responded incredibly well to the encouragement and motivation from their inspirational coaches. Following those two losses, Weskan never lost another game and captured their 2nd state title in three years, including a huge playoff win over one of the teams they had lost to early in the season.

As a coach, you certainly want your team to win the game, but more importantly you want them to learn teamwork, good sportsmanship, and how to respond well to adversity because you know those are lessons they will remember long after most have forgotten the final score. In Weskan, we honor these student athletes not only for their victory on the gridiron, but also the fine young men they are becoming... men of character, wisdom, and integrity. And that hasn’t happened by accident; their coaches are among the best in the state as respectable leaders and role models.

At this time, I would like to introduce these members of the 2018 State Championship Weskan Coyote football team:

Tracer Vincent, Zack Box, Caleb Schemm, Dallas Langdell, Austin Stewart, Jace Mackley, Samuel Leedom, Zachary Schemm, Mac Purvis, Dalton Mackley, Lane Purvis, Assistant Coach, Josh Schattel and Head Coach, Brett Clow.

I would also like to recognize Jace Mackley for receiving honors of All-State quarterback for the second straight year. He was also selected as All-State Kicker this year. Mac Purvis received honors for All-State receiver.

Mr. Speaker, members of the Kansas House of Representatives, please join me in congratulating the 2018 Wild West Bowl State Champions, the Weskan Coyotes!

Rep. Adam Smith presented the Coyotes with a framed House certificate in honor of their championship.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Winn are spread upon the Journal:

Good morning. Today, Rep. Alcalá and I would like to recognize partners who have contributed to the grand success of our first annual Culturally Relevant Pedagogy Seminar, held at Washburn University. The Culturally Relevant Pedagogy Seminar is an intensive 4-week seminar for Kansas educators, grades 7-12. The seminar provides Kansas educators an opportunity to infuse culturally relevant data into their existing curriculum units. The seminar consists of lectures, group discussions, cultural events and scholarly research. Leading academics from across the nation lead the seminar and the teachers have the opportunity of not only gaining more knowledge and expertise in their respective disciplines, but also have the opportunity of obtaining graduate credit from Washburn University. With the support of the Kansas State Department of

Education and the State Board of Education and after successful completion of KSDE criteria, they may become a KSDE Certified Culturally Relevant Pedagogy Consultant.

We are honored to have with us today:

- Ryan Irsik and Tonya McClain - Walmart
- Joseph Rupnick and Zack Pahmahmie -Prairie Band Potawatomi Nation
- Michelle de la Isla-Westar Energy
- Cody Foster-Advisors Excel
- Dr. Jerry Farley-Washburn University
- Darrell and Matt Dammann-Golden Corral
- Tammy Dishman and Lloyd Rainge-Capital Federal Foundation
- Jim Porter-SBOE; Ben Jones- BOE; Janet Waugh-SBOE
- Deena Horst-SBOE; Ann Mah-SBOE
- Dr. Randy Watson, Commissioner of Education
- Don Gifford-KSDE-Ed Specialists
- Ms. Christina Valdivia-Alcala- Tonantzin Society

Unable to attend were:

- Rebecca Acuna-Kansas Beverage Association and Pepsico
- Cox Communications
- Sac and Fox Nation-Tribal Council

On behalf of the State of Kansas and the Kansas House of Representatives, please give a sincere welcome to our partners of the Culturally Relevant Pedagogy Seminar Project, 2019.

Rep. Alcala presented the honored guests with framed House certificates in recognition of their accomplishments.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Rahjes are spread upon the Journal:

I rise this morning to recognize and congratulate the Ellis High School Cheerleading squad for winning the 1A/2A Spirit Game Day Championship. These young ladies competed in the areas of band chant, fight song and crowd leading. They competed against 22 other schools, and in fact came into this year's competition as the defending champion of this contest.

Members of the cheer squad joining us on the house floor include:

- Cassie Waldschmidt,
- Rylee Werth,
- Grace Beisner,
- Clara Crawford,
- Cheyenne Born
- Camryn Frickey,
- Michaela Keller

In the Gallery: Maddy Gufffy, Madison Gottschalk, Michelle Gottschalk and parent, Christi Werth.

There is one guest that has yet to be recognized, that being Head Coach Kristie Bittel. Coach Bittel was named Midwest Coach of the year for girls' Spirit for Kansas and the surrounding five states; quite an honor.

Coach, on behalf of the Kansas House of Representatives, please accept these framed certificates recognizing your hard work and true school spirit!

I ask all members to rise and congratulate the Ellis High School Cheerleading Squad and Coach Bittel.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2410, AN ACT concerning the offices of the state treasure and the commissioner of insurance; relating to the filling of a vacancy; amending K.S.A. 25-101b and 40-106 and repealing the existing sections, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **SB 75**.

Federal and State Affairs: **SB 164**.

Judiciary: **SB 102**.

Taxation: **HB 2408, HB 2409, SB 178**.

CONSENT CALENDAR

No objection was made to **HB 2179, SB 105** appearing on the Consent Calendar for the third day. The bills were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2179, AN ACT concerning the division of motor vehicles; relating to the disclosure of records; adopting the driver's privacy protection act; amending K.S.A. 74-2012 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgeson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill,

Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 105, AN ACT concerning cities; relating to elections; amending K.S.A. 25-313 and K.S.A. 2018 Supp. 25-2120 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that **SB 82**, **SB 60**, **SB 90**, **SB 94**, **SB 97**, **H Sub for SB 25** be passed.

Committee report to **SB 28** be adopted; and the bill be passed as amended.

Committee report to **SB 66** be adopted; and the bill be passed as amended.

Committee report to **HB 2274** be adopted.

Also, on motion of Rep. Highberger to amend **HB 2274**, the motion did not prevail.

Also, on further motion of Rep. Highberger to amend **HB 2274**, the motion did not prevail.

Also, on motion of Rep. Neighbor to amend **HB 2274**, Rep. Bergquist requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Roll call was demanded on motion of Rep. Horn to amend **HB 2274**, on page 1, in line 23, after "resources." by inserting:

"BE AWARE: The American College of Obstetricians and Gynecologists advises that medication abortion "reversal" procedures are unproven and unethical.";

On page 2, in line 17, by striking "and"; in line 23, after "abortion" by inserting "; and

(C) a warning that the American college of obstetricians and gynecologists advises that medication abortion reversal procedures are unproven and unethical"

On roll call, the vote was: Yeas 41; Nays 83; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson.

The motion of Rep. Horn to amend, did not prevail.

Also, roll call was demanded on motion of Rep. Parker to amend **HB 2274**, on page 3, in line 5, after "(f)" by inserting "(1) A physician, if such physician does not practice in a medical care facility, as defined in K.S.A. 65-425, and amendments thereto, shall be exempt from the provisions of this section, if such physician feels that posting the required notice and providing the required information violates the physician's medical ethics.

(2) A medical care facility, as defined in K.S.A. 65-425, and amendments thereto, shall be exempt from the provisions of this section, if posting the required notice and providing the required information contradicts the medical care facility's evidence-based medical standards and guidelines.

(g)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

On roll call, the vote was: Yeas 42; Nays 82; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger,

Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Pannbacker, Parker, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Averkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson.

The motion of Rep. Parker to amend did not prevail.

Also, roll call was demanded on motion of Rep. Carlin to amend **HB 2274**, on page 4, following line 28, by inserting:

"New Sec. 2. (a) Medicaid assistance eligibility shall be granted to a person for life if such person:

(1) has a medically diagnosed birth defect; and
 (2) the person's biological mother took or had administered the first pill or tablet for a medication abortion, subsequently received the notice as provided by section 1, and amendments thereto, and attempted to reverse the medication abortion.

(b) The department of health and environment shall implement and administer this section consistent with applicable federal laws and regulations and shall submit to the United States centers for medicare and medicaid services any state medicaid plan amendment, waiver request or other approval request necessary to implement this section.

(c) As used in this section, "birth defect" means any physical or mental abnormality or condition, including any susceptibility to any illness or condition other than the normal childhood illnesses or conditions.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "requirements" by inserting "; eligibility for medicaid benefits"

On roll call, the vote was: Yeas 42; Nays 81; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Landwehr, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Averkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Kessinger, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton,

Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson, Johnson.

The motion of Rep. Carlin to amend **HB 2274**, did not prevail and the bill be passed as amended.

Committee report to **HB 2054** be adopted.

Also, roll call was demanded on motion of Rep. Ward to amend **HB 2054**, on page 1, following line 10, by inserting:

"New Section 1. (a) The provisions of this section shall apply to any individual or group health insurance policy, medical service plan, contract, hospital service corporation contract, hospital and medical service corporation contract, fraternal benefit society or health maintenance organization that provides coverage for accident and health services or healthcare benefit coverage that is not considered insurance and that is issued by a nonprofit agricultural membership organization incorporated in Kansas on June 23, 1931, or any affiliate thereof, that provides healthcare benefit coverage for medical, surgical, chiropractic, physical therapy, speech pathology, audiology, professional mental health, dental, hospital, or optometric expenses.

(b) No policy providing hospital, medical or surgical expense benefits issued or renewed within this state or issued or renewed outside this state covering residents within this state shall limit or exclude benefits for specific conditions existing at or prior to the effective date of coverage thereunder. Such policy may impose a preexisting condition exclusion, not to exceed 90 days following the date of enrollment, for benefits for conditions whether mental or physical, regardless of the cause of the conditions for which medical advice, diagnosis, care or treatment was recommended or received in the 90 days prior to the effective date of enrollment. Any preexisting condition exclusion shall run concurrently with any waiting period.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, after the second "insurance" by inserting "and certain healthcare benefit coverage"; in line 3, after "to" by inserting "coverage for preexisting conditions;"

On roll call, the vote was: Yeas 40; Nays 81; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burriss, Capps, B. Carpenter, W. Carpenter, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert,

Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson, Claeys, Garber, Ousley.

The motion of Rep. Ward to amend did not prevail.

Also, on further motion of Rep. Ward to amend **HB 2054**, Rep. Cox requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

The motion of Rep. Ward to amend **HB 2054**, did not prevail; and the bill be passed as amended.

Committee report to **HB 2307** be adopted; and the bill be passed as amended.

Committee report to **SB 15** be adopted.

Also, on motion of Rep. Benson to amend **SB 15**, Rep. Cox requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report to **Sub HB 2018** be adopted.

Also, on motion of Rep. Jennings, **Sub HB 2018** be amended on page 2, in line 23, by striking "behavioral health association of"; also in line 23, after "Kansas" by inserting "sentencing commission"; in line 40, after "(d)" by inserting "Members of the commission shall be appointed before August 1, 2019. The appointing authorities shall provide notice of such appointments to the office of revisor of statutes and the legislative research department.

(e)";

On page 3, in line 34, after the period by inserting "The facilitator, in coordination with the office of revisor of statutes and the legislative research department, shall call the first meeting of the commission, which shall take place during August 2019.";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

and **Sub HB 2018** be passed as amended.

Committee report to **SB 63** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2369** be amended on page 1, following line 7, by inserting:

"Section 1. K.S.A. 68-2001 is hereby amended to read as follows: 68-2001. As used in this act, the following words and terms shall have the following meanings, unless the context shall indicate another or different meaning or intent:

(a) ~~The word "Authority" shall mean~~ means the Kansas turnpike authority, created by K.S.A. 68-2003, and amendments thereto, or, if ~~said the~~ authority shall be abolished, the board, body or commission succeeding to the principal functions thereof or to whom the powers given by this act to the authority shall be given by law.

(b) ~~The word "Project" or the words "turnpike project" shall mean~~ means any express highway or superhighway constructed under the provisions of this act ~~by the~~

authority, including all bridges, tunnels, overpasses, underpasses, interchanges, entrance plazas, approaches, toll houses, service stations, and administration, storage and other buildings and facilities ~~which that~~ the authority may deem necessary for the operation of such project, together with all property, rights, easements, and interests ~~which that~~ may be acquired by the authority for the construction or the operation of such project.

(c) ~~The word "Cost,"~~ as applied to a turnpike project ~~shall embrace,~~ means the cost of construction, the cost of the acquisition of all land, rights-of-way, property, rights, easements and interests acquired by the authority for such construction, and the cost of demolishing or removing any buildings or structures on land so acquired, including the cost of acquiring any lands to which such buildings or structures may be moved, the cost of all machinery and equipment, financing charges, interest prior to and during construction and, if deemed advisable by the authority, for a period of not exceeding one year after completion of construction, cost of traffic estimates and of engineering and legal services, plans, specifications, surveys, estimates of cost and of revenues, other expenses necessary or ~~incident~~ incidental to determining the feasibility or practicability of constructing any such project, administrative expense, and such other expenses as may be necessary or incident to the construction of the project, the financing of such construction and the placing of the project in operation. Any obligation or expense ~~hereafter~~ incurred by the department of transportation with the approval of the authority for traffic surveys, borings, preparation of plans and specifications, and other engineering services in connection with the construction of a project shall be regarded as a part of the cost of such project and shall be reimbursed to ~~said the~~ department out of the proceeds of turnpike revenue bonds ~~hereinafter~~ authorized.

(d) ~~The words "Public highways"~~ shall include all public highways, roads and streets in the state, whether maintained by the state or by any county, city, town or other political subdivision.

(e) ~~The word "Bonds" or the words "turnpike revenue bonds"~~ ~~shall mean~~ means revenue bonds of the authority authorized under the provisions of this act.

(f) ~~The word "Owner"~~ ~~shall include~~ includes all individuals, copartnerships, associations or corporations having any title or interest in any property, rights, easements and interest authorized to be acquired by this act.";

On page 2, in line 14, by striking "constructed by it";

On page 3, in line 19, by striking "a new"; also in line 19 by striking the first "project" and inserting "projects"; also in line 19, by striking all after "turnpike"; by striking all in line 20; in line 21, by striking all before the period and inserting "projects"; in line 26, by striking "one or a combination of public funds, private funds or"; also in line 26, after "revenues" by inserting "in combination with other funds"; in line 28, by striking the first "projects" and inserting "project"; also in line 28, by striking "projects are" and inserting "project is"; in line 29, by striking "projects" and inserting "project"; in line 31, by striking "participation" and inserting "contribution"; in line 32, by striking "and would be acceptable to the affected local community"; in line 38, by striking "a new" and inserting "the"; in line 39, by striking all after the second "project"; by striking all in line 40; in line 41, by striking all before the period; following line 41, by inserting:

"(c) Toll projects or turnpike projects constructed under subsection (b) shall only be constructed to add capacity to existing highways or bridges, or to construct new

highways or bridges where a highway or bridge did not previously exist.

(d) Prior to constructing a toll project or turnpike project, the secretary and local unit or units of government shall prepare a joint proposal for the construction of the toll project or turnpike project and present the joint proposal to the Kansas turnpike authority and the state finance council. The secretary and the local unit or units of government must receive:

(1) A resolution passed by the Kansas turnpike authority approving the construction of the toll project or turnpike project; and

(2) a resolution passed by the state finance council approving the construction of the toll project or turnpike project.

(e) For purposes of subsection (d):

(1) "Local unit or units of government" means the city council, if the toll project or turnpike project will be located partially or wholly within the limits of a city, and the county commission where the toll project or turnpike project is located, if the toll project or turnpike project is not wholly located within the limits of a city or cities; and

(2) "Approving" means a vote by the Kansas turnpike authority or the state finance council approving the construction of the toll project or turnpike project by a majority of the members present, when a quorum of the members are present for the vote.

(f) Tolls shall be charged only to users of the additional capacity of the highway or bridge constructed as a toll project or turnpike project. Tolls shall be charged to all users of toll projects or turnpike projects that construct highways or bridges where none previously existed.

(g) The secretary shall use toll revenue for payment of the cost of the toll project or turnpike project for which the toll was collected. The secretary shall not use the toll revenue for payment of costs not associated with the toll project or turnpike project for which the toll was collected.

(h) Tolls shall be charged to all users of the toll project or turnpike project regardless of class, size or kind of traffic.

(i) The approvals by the state finance council required by subsection (d) are hereby characterized as matters of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. Such approvals may be given by the state finance council when the legislature is in session.;

On page 6, in line 43, by striking "a portion or" and inserting "new or added capacity";

On page 7, in line 3, by striking "such" and inserting "new or added capacity"; by striking all in line 9; in line 10, by striking all before the period and inserting "may construct such toll road after meeting the requirements of K.S.A. 60-20,120, and amendments thereto"; in line 21, after "K.S.A." by inserting "68-2001,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking all before the semicolon and inserting "certain toll projects for new projects or expanded capacity; required approval from local units of government, the Kansas turnpike authority and the state finance council"; in line 3, after "K.S.A." by inserting "68-2001,"; and the bill be passed as amended.

Committee on **Children and Seniors** recommends **HB 2403** be amended on page 1, in line 9, by striking all after "(1)"; by striking all in lines 10 through 21; in line 22, by striking all before the semicolon and inserting "Data on child maltreatment and demographic trends impacting the child welfare system;

(2) the duties, responsibilities and contributions of the Kansas department for children and families, the Kansas department for aging and disability services, the department of health and environment, the department of corrections, law enforcement and the judicial branch that comprise and impact the child welfare system;

(3) the programs, services and benefits offered directly or through grants or contracts by the Kansas department for children and families, the Kansas department for aging and disability services, the department of health and environment, the department of corrections, law enforcement and the judicial branch that impact children and families at risk of becoming involved or who are involved in the child welfare system, including:

(A) Child maltreatment prevention;

(B) investigations of child maltreatment;

(C) in-home family services, including services offered through federal prevention and family preservation funding; and

(D) foster care, reintegration and adoption services;

(4) trends, performance outcomes, activities and improvement plans related to the federal child and family services reviews;

(5) reports from child welfare-related groups, including, but not limited to, citizen review panels, the Kansas supreme court permanency planning task force, the Kansas children's cabinet and any interim study committees or work groups authorized by the Kansas legislature;

(6) implementation of the 2019 child welfare system task force report recommendations, including top-tier recommendations related to the child welfare workforce, data technology, access to behavioral healthcare for high-risk youth and implementation of the federal family first prevention services act;

(7) reports on concerns received from the Kansas department for children and families child welfare ombudsman or customer service department or similar office;

(8) opportunities for Kansas to strengthen the child welfare system through evidence-based interventions and services for children and families";

On page 2, in line 31, by striking "before August" and inserting "after January"; in line 32, by striking "2019" and inserting "2020"; in line 34, by striking "for two consecutive days"; in line 36, by striking all after "year"; in line 37, by striking all before the period;

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Children and Seniors** recommends **HB 2404** be amended on page 2, in line 26, after "services" by inserting ";

(20) one representative of the American association of retired persons, appointed by the American association of retired persons";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2118**, be amended by adoption of the amendments recommended by the House Committee on Commerce, Labor and Economic Development as reported in the Journal of the House on February 18, 2019, and the bill, as printed with amendments by House Committee, be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2354** be amended by substituting a new bill as recommended by the House Committee on Commerce, Labor and Economic Development as reported in the Journal of the House on February 25, 2019, and the substitute bill, as printed, be passed.
(**Sub HB 2354** was thereupon introduced and read by title.)

Committee on **Federal and State Affairs** recommends **HB 2326** be passed.

Committee on **Federal and State Affairs** recommends **HB 2392** be amended on page 1, in line 7, by striking "38-2223 and"; by striking all in lines 10 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 37;

On page 5, in line 22, by striking "38-2223 and"; also in line 22, by striking "are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "to"; in line 2, by striking all before "investigation"; in line 3, by striking "38-2223 and"; in line 4, by striking "sections" and inserting "section"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **SB 70**, as amended by Senate Committee of the Whole, be amended on page 24, in line 20, by striking "establishment/caterer" and inserting "establishment caterer"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **SB 99**, as amended by Senate Committee, be amended on page 54, in line 30, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2402** be amended on page 1, in line 7, by striking all after "(a)"; by striking all in lines 8 through 11 and inserting "Notwithstanding any other provision of law, a business entity issued a certificate of authorization by the board may employ or contract with one or more licensees of the board for the purpose of providing professional services for which such licensees hold a valid license issued by the board. Nothing in the Kansas healing arts act shall be construed to prohibit a licensee from being employed by or under contract to provide professional services for a business entity granted a certificate of authorization pursuant to this section. Medical care facilities, as defined by K.S.A. 65-425, and amendments thereto, that are in compliance with department of health and environment licensure requirements are exempt from the provisions of this section. Nothing contained herein shall be construed to allow a corporation to practice optometry or dentistry, except as otherwise provided in K.S.A. 17-2706, and amendments thereto.";

Also on page 1, in line 33, by striking "\$500" and inserting "\$1,000";

On page 2, in line 1, by striking "engage in the" and inserting "employ individuals licensed to"; in line 2, by striking "of"; in line 3, by striking "biennially" and inserting "annually"; in line 7, before "No" by inserting "Except as provided in K.S.A. 40-4303, and amendments thereto,"; in line 16, by striking all after "not"; in line 17, by striking all before the period and inserting ":

(1) In any manner, directly or indirectly, interfere with, diminish, restrict, substitute its judgment for or otherwise exercise control over the independent professional judgment and decisions of its employed licensees as it relates to the care of patients; or

(2) prohibit or restrict any employed licensee from discussing with or disclosing to any patient or other individual any medically appropriate healthcare information that

such licensee deems appropriate regarding the nature of treatment options, the risks or alternatives thereto, the process used or the decision made by the business entity to approve or deny healthcare services, the availability of alternate therapies, consultations or tests, or from advocating on behalf of the patient";

Also on page 2, in line 20, before "offers" by inserting "utilizes electronic medical records and"; also in line 20, after "services" by inserting "solely"; in line 23, after "carrier" by inserting "that utilizes electronic medical records"; in line 24, after "services" by inserting "solely"; in line 26, after "designs" by inserting ", utilizes"; in line 28, after "Kansas" by inserting "and offers medicine and surgery or chiropractic services solely to its employees and the dependents of such employees at the employer's work sites in Kansas";

Also on page 2, following line 34, by inserting:

"(3) "Licensee" means a person licensed by the state board of healing arts to practice medicine and surgery or chiropractic and whose license is in a full active status and has not been revoked, suspended, limited or placed under probationary conditions.";

Also on page 2, in line 35, after "(g)" by inserting "A business entity's certificate of authorization may be revoked, suspended or limited, may be publicly censured or placed under probationary conditions, or an application for a certificate or for reinstatement of a certificate may be denied upon a finding of the existence of any of the following grounds:

(1) The business entity has committed fraud or misrepresentation in applying for or securing an original, renewal or reinstated certificate.

(2) The business entity has willfully or repeatedly violated this act, the pharmacy act of the state of Kansas or the uniform controlled substances act, or any rules and regulations adopted pursuant thereto, or any rules and regulations of the secretary of health and environment that are relevant to the practice of the healing arts.

(3) The business entity has had a certificate, or equivalent authorization, to employ licensees to practice the healing arts revoked, suspended or limited, has been censured or has had other disciplinary action taken, or an application for a certificate or license denied, by the proper licensing authority of another state.

(4) The business entity has violated any lawful rule and regulation promulgated by the board.

(5) The business entity has failed to report or reveal the knowledge required to be reported or revealed under K.S.A. 65-28,122, and amendments thereto.

(6) The business entity has failed to report to the board any adverse action taken against the business entity by another state or licensing jurisdiction, a governmental agency, by a law enforcement agency or a court for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

(7) The business entity has engaged in conduct likely to deceive, defraud or harm the public.

(8) The business entity has engaged in conduct that violates patient trust and exploits the licensee-patient relationship for corporate gain.

(9) The business entity has used any false, fraudulent or deceptive statement in any document connected with the practice of the healing arts, including the intentional falsifying or fraudulent altering of a patient healthcare record.

(10) The business entity has failed to furnish to the board, or its investigators or representatives, any information legally requested by the board.

(11) The business entity has had, or failed to report to the board, any adverse judgment, award or settlement against the business entity resulting from a medical liability claim related to acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

(12) The business entity has been convicted of a felony or class A misdemeanor, or substantially similar offense in another jurisdiction, related to the practice of the healing arts.

(h)";

Also on page 2, following line 36, by inserting:

"(i) For the purposes of determining the impact on the healthcare stabilization fund of requiring business entities to comply with the provisions of the healthcare provider insurance availability act, the healthcare stabilization fund is hereby directed to conduct such actuarial and operational studies as are necessary to determine such impact, and to report the findings to the legislature on or before January 1, 2020.";

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

Also on page 2, by striking all in lines 39 through 43;

By striking all on pages 3 through 5;

On page 6, by striking all in lines 1 through 38;

On page 10, in line 42, by striking "and K.S.A. 2018"; in line 43, by striking "Supp. 40-3401";

On page 11, in line 2, by striking "January" and inserting "March";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking "and K.S.A. 2018"; in line 4, by striking "Supp. 40-3401"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2340** be amended on page 1, in line 21, before "The" by inserting "Commencing July 1, 2020, and thereafter,"; in line 27, after "the" by inserting "proper classification of commercial and industrial machinery and equipment, or the"; in line 30, by striking "\$1,000" and inserting "\$5,000"; also in line 30, after the period by inserting "The provisions of the preceding sentence shall not apply to newly constructed structures, unless the appraisal exceeds the building permit enumerated costs by 115%.";

On page 6, following line 7, by inserting:

"New Sec. 2. (a) Prior to June 1 of each year, the county appraiser shall provide to the county clerk a certified list of all real properties that are: (1) Protesting the valuation or assessment of property for the current year and have not been resolved as of June 1; and (2) appraised greater than \$40,000 and seeking an exemption from property or ad valorem taxes. The list shall include the owner, address and appraised value of each parcel.

(b) Prior to June 15 of each year, the county clerk shall provide the list created pursuant to subsection (a) to each taxing jurisdiction potentially impacted by the protest or exemption along with the assessed value of each parcel.

New Sec. 3. (a) Prior to January 10 of each year, the county treasurer shall provide to each taxing jurisdiction potentially impacted by an escrow a certified list of all real properties that have tax dollars escrowed pursuant to K.S.A. 79-2005, and amendments thereto. The list shall include the owner, address and assessed value of each parcel, and amount of tax for that entity escrowed.

(b) This list may be sent electronically, if delivery can be confirmed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "notice by county appraiser to other taxing entities of properties under protest;"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2371** be amended on page 3, in line 3, by striking "July" and inserting "January"; in line 5, by striking "sixty" and inserting "two hundred fifty"; in line 7, by striking "one hundred" and inserting "two hundred fifty"; in line 9, by striking "fifty" and inserting "twenty-five"; in line 11, by striking "three" and inserting "two"; in line 12, by striking "four" and inserting "two"; in line 14, by striking "\$100" and inserting "\$50";

On page 5, following line 32, by inserting:

"New Sec. 2. (a) Commencing on and after January 1, 2020, each company that operates an escort vehicle service in this state shall register annually with the secretary of transportation in accordance with rules and regulations adopted by the secretary.

(b) Each application for registration shall be accompanied by the following:

(1) The name and address of the agent for service of process;

(2) proof that each vehicle operated in this state by the applicant maintains the required insurance, self-insurance or other financial security required pursuant to K.S.A. 40-3104, and amendments thereto;

(3) proof that each driver of an escort vehicle has a valid operator's license issued by a state or territory of the United States;

(4) proof that each driver has successfully completed an escort vehicle training course approved by the secretary; and

(5) such other information as the secretary may require.

(c) The secretary may revoke, suspend or refuse to issue a registration for any violation of this section.";

On page 1, in the title, in line 2, after the semicolon, by inserting "escort vehicle service, registration;"

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2372** be amended on page 2, in line 1, by striking all after "for"; in line 2, by striking all before the comma and inserting "each plug-in hybrid electric vehicle"; in line 3, by striking "electric"; also in line 3, after "vehicle" by inserting "that is an all-electric plug-in vehicle"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2380** be amended on page 6, following line 35, by inserting:

"Sec. 6. K.S.A. 2018 Supp. 79-4105 is hereby amended to read as follows: 79-4105. The provisions of K.S.A. 75-5133, 79-3605, 79-3607, 79-3609, 79-3610, 79-3611, 79-3612, 79-3613, 79-3615, 79-3617 and 79-3619, and amendments thereto, relating to enforcement, collection and administration, insofar as practicable, shall have full force and effect with respect to taxes imposed under the provisions of K.S.A. 79-4101 ~~to through~~ 79-4104, ~~inclusive~~, and amendments thereto. Wherever the word "director" is used in such statutes it shall be construed to mean, for the purposes of this act, the director of taxation. The provisions of K.S.A. 74-2422, 74-2425, 74-2426 and 74-2427, and amendments thereto, relating to the approval of rules and regulations, and the adoption of uniform rules and regulations for such hearings and for appeals from

orders of the director of taxation and prescribing the duties of county attorneys with respect to such appeals, insofar as practicable, shall have full force and effect with respect to taxes imposed by, and proceedings under, the provisions of K.S.A. 79-4101 ~~to through 79-4108, inclusive,~~ and amendments thereto.";

Also on page 6, in line 37, after "79-3643" by inserting ", 79-4105";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "tax;" by inserting "administration of liquor enforcement tax;"; in line 5, after "79-3643" by inserting ", 79-4105"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2388** be amended on page 1, by striking all in lines 7 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 14; in line 28, by striking "100%" and inserting "80%";

On page 4, in line 38, by striking "79-32,138 and"; also in line 38, by striking "are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking all after the semicolon; in line 3, by striking all before "amending"; in line 4, by striking all before "79-32,143"; also in line 4, by striking "sections" and inserting "section"; and the bill be passed as amended.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2411, AN ACT concerning administrative rules and regulations; relating to review by the director of the budget; amending K.S.A. 2018 Supp. 77-416 and 77-420 and repealing the existing sections, by Committee on Federal and State Affairs.

On motion of Rep. Hawkins, the House recessed until 3:45 p.m.

AFTERNOON SESSION

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

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2137**, **SB 68** be passed.

Committee report to **HB 2314** be adopted.

Also, on motion of Rep. Frownfelter, **HB 2314** be amended on page 4, in line 42, by striking "(h)" and inserting "(i)";

On page 5, in line 8, by striking "(h)" and inserting "(i)"; in line 12, by striking "or" and inserting "and" and the bill be passed as amended.

On motion of Rep. Jennings, **HB 2396** be amended on page 1, following line 5, by inserting:

"Section 1. K.S.A. 2018 Supp. 21-6604 is hereby amended to read as follows: 21-6604. (a) Whenever any person has been found guilty of a crime, the court may adjudge any of the following:

(1) Commit the defendant to the custody of the secretary of corrections if the current crime of conviction is a felony and the sentence presumes imprisonment, or the sentence imposed is a dispositional departure to imprisonment; or, if confinement is for a misdemeanor, to jail for the term provided by law;

(2) impose the fine applicable to the offense and may impose the provisions of subsection (q);

(3) release the defendant on probation if the current crime of conviction and criminal history fall within a presumptive nonprison category or through a departure for substantial and compelling reasons subject to such conditions as the court may deem appropriate. In felony cases except for violations of K.S.A. 8-1567 or 8-2,144, and amendments thereto, the court may include confinement in a county jail not to exceed 60 days, which need not be served consecutively, as a condition of an original probation sentence;

(4) assign the defendant to a community correctional services program as provided in K.S.A. 75-5291, and amendments thereto, or through a departure for substantial and compelling reasons subject to such conditions as the court may deem appropriate, including orders requiring full or partial restitution;

(5) assign the defendant to a conservation camp for a period not to exceed six months as a condition of probation followed by a six-month period of follow-up through adult intensive supervision by a community correctional services program, if the offender successfully completes the conservation camp program;

(6) assign the defendant to a house arrest program pursuant to K.S.A. 2018 Supp. 21-6609, and amendments thereto;

(7) order the defendant to attend and satisfactorily complete an alcohol or drug education or training program as provided by K.S.A. 2018 Supp. 21-6602(c), and amendments thereto;

(8) order the defendant to repay the amount of any reward paid by any crime stoppers chapter, individual, corporation or public entity ~~which that~~ materially aided in the apprehension or conviction of the defendant; repay the amount of any costs and expenses incurred by any law enforcement agency in the apprehension of the defendant, if one of the current crimes of conviction of the defendant includes escape from custody or aggravated escape from custody, as defined in K.S.A. 2018 Supp. 21-5911, and amendments thereto; repay expenses incurred by a fire district, fire department or fire company responding to a fire ~~which that~~ has been determined to be arson or aggravated arson as defined in K.S.A. 2018 Supp. 21-5812, and amendments thereto, if the defendant is convicted of such crime; repay the amount of any public funds utilized by a

law enforcement agency to purchase controlled substances from the defendant during the investigation ~~which that~~ leads to the defendant's conviction; or repay the amount of any medical costs and expenses incurred by any law enforcement agency or county. Such repayment of the amount of any such costs and expenses incurred by a county, law enforcement agency, fire district, fire department or fire company or any public funds utilized by a law enforcement agency shall be deposited and credited to the same fund from which the public funds were credited to prior to use by the county, law enforcement agency, fire district, fire department or fire company;

(9) order the defendant to pay the administrative fee authorized by K.S.A. 22-4529, and amendments thereto, unless waived by the court;

(10) order the defendant to pay a domestic violence special program fee authorized by K.S.A. 20-369, and amendments thereto;

(11) if the defendant is convicted of a misdemeanor or convicted of a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, assign the defendant to work release program, other than a program at a correctional institution under the control of the secretary of corrections as defined in K.S.A. 75-5202, and amendments thereto, provided such work release program requires such defendant to return to confinement at the end of each day in the work release program. On a second or subsequent conviction of K.S.A. 8-1567, and amendments thereto, an offender placed into a work release program shall serve the total number of hours of confinement mandated by that section;

(12) order the defendant to pay the full amount of unpaid costs associated with the conditions of release of the appearance bond under K.S.A. 22-2802, and amendments thereto;

(13) impose any appropriate combination of (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11) and (12); or

(14) suspend imposition of sentence in misdemeanor cases.

(b) (1) In addition to or in lieu of any of the above, the court shall order the defendant to pay restitution, which shall include, but not be limited to, damage or loss caused by the defendant's crime, unless the court finds compelling circumstances ~~which that~~ would render a plan of restitution unworkable. In regard to a violation of K.S.A. 2018 Supp. 21-6107, and amendments thereto, such damage or loss shall include, but not be limited to, attorney fees and costs incurred to repair the credit history or rating of the person whose personal identification documents were obtained and used in violation of such section, and to satisfy a debt, lien or other obligation incurred by the person whose personal identification documents were obtained and used in violation of such section. In regard to a violation of K.S.A. 2018 Supp. 21-5801, 21-5807 or 21-5813, and amendments thereto, such damage or loss shall include the cost of repair or replacement of the property that was damaged, the reasonable cost of any loss of production, crops and livestock, reasonable labor costs of any kind, reasonable material costs of any kind and any reasonable costs that are attributed to equipment that is used to abate or repair the damage to the property. If the court finds a plan of restitution unworkable, the court shall state on the record in detail the reasons therefor.

(2) If the court orders restitution, the restitution shall be a judgment against the defendant, which may be collected by the court by garnishment or other execution as on judgments in civil cases. If, after 60 days from the date restitution is ordered by the court, a defendant is found to be in noncompliance with the plan established by the

court for payment of restitution, and the victim to whom restitution is ordered paid has not initiated proceedings in accordance with K.S.A. 60-4301 et seq., and amendments thereto, the court shall assign an agent procured by the attorney general pursuant to K.S.A. 75-719, and amendments thereto, to collect the restitution on behalf of the victim. The chief judge of each judicial district may assign such cases to an appropriate division of the court for the conduct of civil collection proceedings.

(c) In addition to or in lieu of any of the above, the court shall order the defendant to submit to and complete an alcohol and drug evaluation, and pay a fee therefor, when required by K.S.A. 2018 Supp. 21-6602(d), and amendments thereto.

(d) In addition to any of the above, the court shall order the defendant to reimburse the county general fund for all or a part of the expenditures by the county to provide counsel and other defense services to the defendant. Any such reimbursement to the county shall be paid only after any order for restitution has been paid in full. In determining the amount and method of payment of such sum, the court shall take account of the financial resources of the defendant and the nature of the burden that payment of such sum will impose. A defendant who has been required to pay such sum and who is not willfully in default in the payment thereof may at any time petition the court ~~which that~~ sentenced the defendant to waive payment of such sum or any unpaid portion thereof. If it appears to the satisfaction of the court that payment of the amount due will impose manifest hardship on the defendant or the defendant's immediate family, the court may waive payment of all or part of the amount due or modify the method of payment.

(e) In releasing a defendant on probation, the court shall direct that the defendant be under the supervision of a court services officer. If the court commits the defendant to the custody of the secretary of corrections or to jail, the court may specify in its order the amount of restitution to be paid and the person to whom it shall be paid if restitution is later ordered as a condition of parole, conditional release or postrelease supervision.

(f) (1) When a new felony is committed while the offender is incarcerated and serving a sentence for a felony, or while the offender is on probation, assignment to a community correctional services program, parole, conditional release or postrelease supervision for a felony, a new sentence shall be imposed consecutively pursuant to the provisions of K.S.A. 2018 Supp. 21-6606, and amendments thereto, and the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

(2) When a new felony is committed during a period of time ~~during which when~~ the defendant would have been on probation, assignment to a community correctional services program, parole, conditional release or postrelease supervision for a felony had the defendant not been granted release by the court pursuant to K.S.A. 2018 Supp. 21-6608(d), and amendments thereto, or the prisoner review board pursuant to K.S.A. 22-3717, and amendments thereto, the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

(3) When a new felony is committed while the offender is incarcerated in a juvenile correctional facility pursuant to K.S.A. 38-1671, prior to its repeal, or K.S.A. 2018 Supp. 38-2373, and amendments thereto, for an offense, which if committed by an adult

would constitute the commission of a felony, upon conviction, the court shall sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure. The conviction shall operate as a full and complete discharge from any obligations, except for an order of restitution, imposed on the offender arising from the offense for which the offender was committed to a juvenile correctional facility.

(4) When a new felony is committed while the offender is on release for a felony pursuant to the provisions of article 28 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto, or similar provisions of the laws of another jurisdiction, a new sentence may be imposed consecutively pursuant to the provisions of K.S.A. 2018 Supp. 21-6606, and amendments thereto, and the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

(g) Prior to imposing a dispositional departure for a defendant whose offense is classified in the presumptive nonprison grid block of either sentencing guideline grid, prior to sentencing a defendant to incarceration whose offense is classified in grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, prior to sentencing a defendant to incarceration whose offense is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and whose offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto, prior to revocation of a nonprison sanction of a defendant whose offense is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and whose offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto, or prior to revocation of a nonprison sanction of a defendant whose offense is classified in the presumptive nonprison grid block of either sentencing guideline grid or grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, the court shall consider placement of the defendant in the Labette correctional conservation camp, conservation camps established by the secretary of corrections pursuant to K.S.A. 75-52,127, and amendments thereto, or a community intermediate sanction center. Pursuant to this subsection the defendant shall not be sentenced to imprisonment if space is available in a conservation camp or community intermediate sanction center and the defendant meets all of the conservation camp's or community intermediate sanction center's placement criteria unless the court states on the record the reasons for not placing the defendant in a conservation camp or community intermediate sanction center.

(h) In committing a defendant to the custody of the secretary of corrections, the

court shall fix a term of confinement within the limits provided by law. In those cases where the law does not fix a term of confinement for the crime for which the defendant was convicted, the court shall fix the term of such confinement.

(i) In addition to any of the above, the court shall order the defendant to reimburse the state general fund for all or part of the expenditures by the state board of indigents' defense services to provide counsel and other defense services to the defendant. In determining the amount and method of payment of such sum, the court shall take account of the financial resources of the defendant and the nature of the burden that payment of such sum will impose. A defendant who has been required to pay such sum and who is not willfully in default in the payment thereof may at any time petition the court ~~which that~~ sentenced the defendant to waive payment of such sum or any unpaid portion thereof. If it appears to the satisfaction of the court that payment of the amount due will impose manifest hardship on the defendant or the defendant's immediate family, the court may waive payment of all or part of the amount due or modify the method of payment. The amount of attorney fees to be included in the court order for reimbursement shall be the amount claimed by appointed counsel on the payment voucher for indigents' defense services or the amount prescribed by the board of indigents' defense services reimbursement tables as provided in K.S.A. 22-4522, and amendments thereto, whichever is less.

(j) This section shall not deprive the court of any authority conferred by any other Kansas statute to decree a forfeiture of property, suspend or cancel a license, remove a person from office or impose any other civil penalty as a result of conviction of crime.

(k) An application for or acceptance of probation or assignment to a community correctional services program shall not constitute an acquiescence in the judgment for purpose of appeal, and any convicted person may appeal from such conviction, as provided by law, without regard to whether such person has applied for probation, suspended sentence or assignment to a community correctional services program.

(l) The secretary of corrections is authorized to make direct placement to the Labette correctional conservation camp or a conservation camp established by the secretary pursuant to K.S.A. 75-52,127, and amendments thereto, of an inmate sentenced to the secretary's custody if the inmate:

(1) Has been sentenced to the secretary for a probation revocation, as a departure from the presumptive nonimprisonment grid block of either sentencing grid, for an offense ~~which that~~ is classified in grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, or for an offense ~~which that~~ is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and such offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto; and

(2) otherwise meets admission criteria of the camp.

If the inmate successfully completes a conservation camp program, the secretary of corrections shall report such completion to the sentencing court and the county or district attorney. The inmate shall then be assigned by the court to six months of follow-up supervision conducted by the appropriate community corrections services program.

The court may also order that supervision continue thereafter for the length of time authorized by K.S.A. 2018 Supp. 21-6608, and amendments thereto.

(m) When it is provided by law that a person shall be sentenced pursuant to K.S.A. 1993 Supp. 21-4628, prior to its repeal, the provisions of this section shall not apply.

(n) (1) Except as provided by K.S.A. 2018 Supp. 21-6630 and 21-6805(f), and amendments thereto, in addition to any of the above, for felony violations of K.S.A. 2018 Supp. 21-5706, and amendments thereto, the court shall require the defendant who meets the requirements established in K.S.A. 2018 Supp. 21-6824, and amendments thereto, to participate in a certified drug abuse treatment program, as provided in K.S.A. 2018 Supp. 75-52,144, and amendments thereto, including, but not limited to, an approved after-care plan. The amount of time spent participating in such program shall not be credited as service on the underlying prison sentence.

(2) If the defendant fails to participate in or has a pattern of intentional conduct that demonstrates the defendant's refusal to comply with or participate in the treatment program, as established by judicial finding, the defendant shall be subject to sanction or revocation pursuant to the provisions of K.S.A. 22-3716, and amendments thereto. If the defendant's probation is revoked, the defendant shall serve the underlying prison sentence as established in K.S.A. 2018 Supp. 21-6805, and amendments thereto.

(A) Except as provided in subsection (n)(2)(B), for those offenders who are convicted on or after July 1, 2003, but prior to July 1, 2013, upon completion of the underlying prison sentence, the offender shall not be subject to a period of postrelease supervision.

(B) Offenders whose crime of conviction was committed on or after July 1, 2013, and whose probation is revoked pursuant to K.S.A. 22-3716(c), and amendments thereto, or whose underlying prison term expires while serving a sanction pursuant to K.S.A. 22-3716(c)(1)(~~C~~) or ~~(c)(1)(D)~~, and amendments thereto, shall serve a period of postrelease supervision upon the completion of the underlying prison term.

(o) (1) Except as provided in paragraph (3), in addition to any other penalty or disposition imposed by law, upon a conviction for unlawful possession of a controlled substance or controlled substance analog in violation of K.S.A. 2018 Supp. 21-5706, and amendments thereto, in which the trier of fact makes a finding that the unlawful possession occurred while transporting the controlled substance or controlled substance analog in any vehicle upon a highway or street, the offender's driver's license or privilege to operate a motor vehicle on the streets and highways of this state shall be suspended for one year.

(2) Upon suspension of a license pursuant to this subsection, the court shall require the person to surrender the license to the court, which shall transmit the license to the division of motor vehicles of the department of revenue, to be retained until the period of suspension expires. At that time, the licensee may apply to the division for return of the license. If the license has expired, the person may apply for a new license, which shall be issued promptly upon payment of the proper fee and satisfaction of other conditions established by law for obtaining a license unless another suspension or revocation of the person's privilege to operate a motor vehicle is in effect.

(3) (A) In lieu of suspending the driver's license or privilege to operate a motor vehicle on the highways of this state of any person as provided in paragraph (1), the judge of the court in which such person was convicted may enter an order ~~which that~~ places conditions on such person's privilege of operating a motor vehicle on the

highways of this state, a certified copy of which such person shall be required to carry any time such person is operating a motor vehicle on the highways of this state. Any such order shall prescribe the duration of the conditions imposed, which in no event shall be for a period of more than one year.

(B) Upon entering an order restricting a person's license hereunder, the judge shall require such person to surrender such person's driver's license to the judge who shall cause it to be transmitted to the division of vehicles, together with a copy of the order. Upon receipt thereof, the division of vehicles shall issue without charge a driver's license, which shall indicate on its face that conditions have been imposed on such person's privilege of operating a motor vehicle and that a certified copy of the order imposing such conditions is required to be carried by the person for whom the license was issued any time such person is operating a motor vehicle on the highways of this state. If the person convicted is a nonresident, the judge shall cause a copy of the order to be transmitted to the division and the division shall forward a copy of it to the motor vehicle administrator of such person's state of residence. Such judge shall furnish to any person whose driver's license has had conditions imposed on it under this paragraph a copy of the order, which shall be recognized as a valid Kansas driver's license until such time as the division shall issue the restricted license provided for in this paragraph.

(C) Upon expiration of the period of time for which conditions are imposed pursuant to this subsection, the licensee may apply to the division for the return of the license previously surrendered by such licensee. In the event such license has expired, such person may apply to the division for a new license, which shall be issued immediately by the division upon payment of the proper fee and satisfaction of the other conditions established by law, unless such person's privilege to operate a motor vehicle on the highways of this state has been suspended or revoked prior thereto. If any person shall violate any of the conditions imposed under this paragraph, such person's driver's license or privilege to operate a motor vehicle on the highways of this state shall be revoked for a period of not less than 60 days nor more than one year by the judge of the court in which such person is convicted of violating such conditions.

(4) As used in this subsection, "highway" and "street" mean the same as in K.S.A. 8-1424 and 8-1473, and amendments thereto.

(p) In addition to any of the above, for any criminal offense that includes the domestic violence designation pursuant to K.S.A. 2018 Supp. 22-4616, and amendments thereto, the court shall require the defendant to: (1) Undergo a domestic violence offender assessment conducted by a certified batterer intervention program; and (2) follow all recommendations made by such program, unless otherwise ordered by the court or the department of corrections. The court may order a domestic violence offender assessment and any other evaluation prior to sentencing if the assessment or evaluation would assist the court in determining an appropriate sentence. The entity completing the assessment or evaluation shall provide the assessment or evaluation and recommendations to the court and the court shall provide the domestic violence offender assessment to any entity responsible for supervising such defendant. A defendant ordered to undergo a domestic violence offender assessment shall be required to pay for the assessment and, unless otherwise ordered by the court or the department of corrections, for completion of all recommendations.

(q) In imposing a fine, the court may authorize the payment thereof in installments. In lieu of payment of any fine imposed, the court may order that the person perform

community service specified by the court. The person shall receive a credit on the fine imposed in an amount equal to \$5 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed by the later of one year after the fine is imposed or one year after release from imprisonment or jail, or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance shall become due on that date. If conditional reduction of any fine is rescinded by the court for any reason, then pursuant to the court's order the person may be ordered to perform community service by one year after the date of such rescission or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date. All credits for community service shall be subject to review and approval by the court.

(r) In addition to any other penalty or disposition imposed by law, for any defendant sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, for crimes committed on or after July 1, 2006, the court shall order that the defendant be electronically monitored upon release from imprisonment for the duration of the defendant's natural life and that the defendant shall reimburse the state for all or part of the cost of such monitoring as determined by the prisoner review board.

(s) Whenever the court has released the defendant on probation pursuant to subsection (a)(3), the defendant's supervising court services officer, with the concurrence of the chief court services officer, may impose the violation sanctions as provided in K.S.A. 22-3716(c)(1)(B), and amendments thereto, without further order of the court, unless: ~~(1) The court has specifically withheld this authority in its sentencing order; or~~

~~(2) the defendant, after being apprised of the right to a revocation hearing before the court pursuant to K.S.A. 22-3716(b), and amendments thereto, refuses to waive such right.~~

(t) Whenever the court has assigned the defendant to a community correctional services program pursuant to subsection (a)(4), the defendant's community corrections officer, with the concurrence of the community corrections director, may impose the violation sanctions as provided in K.S.A. 22-3716(c)(1)(B), and amendments thereto, without further order of the court unless:

~~(1) The court has specifically withheld this authority in its sentencing order; or~~

~~(2) the defendant, after being apprised of the right to a revocation hearing before the court pursuant to K.S.A. 22-3716(b), and amendments thereto, refuses to waive such right.~~

(u) In addition to any of the above, the court shall authorize an additional 18 days of confinement in a county jail to be reserved for sanctions as set forth in K.S.A. 22-3716(b)(3)(B), (b)(4) or (c)(1)(B), and amendments thereto.”;

On page 3, following line 13, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 22-3716 is hereby amended to read as follows: 22-3716. (a) At any time during probation, assignment to a community correctional services program, suspension of sentence or pursuant to subsection (e) for defendants who committed a crime prior to July 1, 1993, and at any time ~~during which~~ when a

defendant is serving a nonprison sanction for a crime committed on or after July 1, 1993, or pursuant to subsection (e), the court may issue a warrant for the arrest of a defendant for violation of any of the conditions of release or assignment, a notice to appear to answer to a charge of violation or a violation of the defendant's nonprison sanction. The notice shall be personally served upon the defendant. The warrant shall authorize all officers named in the warrant to return the defendant to the custody of the court or to any certified detention facility designated by the court. Any court services officer or community correctional services officer may arrest the defendant without a warrant or may deputize any other officer with power of arrest to do so by giving the officer a written or verbal statement setting forth that the defendant has, in the judgment of the court services officer or community correctional services officer, violated the conditions of the defendant's release or a nonprison sanction. A written statement delivered to the official in charge of a county jail or other place of detention shall be sufficient warrant for the detention of the defendant. After making an arrest, the court services officer or community correctional services officer shall present to the detaining authorities a similar statement of the circumstances of violation. Provisions regarding release on bail of persons charged with a crime shall be applicable to defendants arrested under these provisions.

(b) (1) Upon arrest and detention pursuant to subsection (a), the court services officer or community correctional services officer shall immediately notify the court and shall submit in writing a report showing in what manner the defendant has violated the conditions of release or assignment or a nonprison sanction.

(2) Unless the defendant, after being apprised of the right to a hearing by the supervising court services or community correctional services officer, waives such hearing, the court shall cause the defendant to be brought before it without unnecessary delay for a hearing on the violation charged. The hearing shall be in open court and the state shall have the burden of establishing the violation. The defendant shall have the right to be represented by counsel and shall be informed by the judge that, if the defendant is financially unable to obtain counsel, an attorney will be appointed to represent the defendant. The defendant shall have the right to present the testimony of witnesses and other evidence on the defendant's behalf. Relevant written statements made under oath may be admitted and considered by the court along with other evidence presented at the hearing.

(3) (A) Except as otherwise provided, if the original crime of conviction was a felony, other than a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, and a violation is established, the court may impose the violation sanctions as provided in subsection (c)(1).

(B) Except as otherwise provided, if the original crime of conviction was a misdemeanor or a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, and a violation is established, the court may:

(i) Continue or modify the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and impose confinement in a county jail not to exceed 60 days. If an offender is serving multiple probation terms concurrently, any confinement periods imposed shall be imposed concurrently;

(ii) impose an intermediate sanction of confinement in a county jail, to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed

pursuant to this subparagraph and ~~subsections subsection~~ (b)(4)(A) and (b)(4)(B) shall not exceed 18 total days during the term of supervision, except as provided in subsection (h); or

(iii) revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and require the defendant to serve the sentence imposed, or any lesser sentence, and, if imposition of sentence was suspended, may impose any sentence ~~which that~~ might originally have been imposed.

(4) ~~Except as otherwise provided, if the defendant waives the right to a hearing and the sentencing court has not specifically withheld the authority from court services or community correctional services to impose sanctions, the following sanctions may be imposed without further order of the court:~~

(A) ~~If the defendant was on probation at the time of the violation, the defendant's supervising court services officer, with the concurrence of the chief court services officer, may impose an intermediate sanction of confinement in a county jail, to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed pursuant to this subparagraph and subsections (b)(4)(B) and (c)(1)(B) shall not exceed 18 total days during the term of supervision, except as provided in subsection (h); and~~

(B) ~~if the defendant was assigned to a community correctional services program at the time of the violation, the defendant's community corrections officer, with the concurrence of the community corrections director, may impose an intermediate sanction of confinement in a county jail, to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed pursuant to this subparagraph and subsections (b)(4)(A) and (c)(1)(B) shall not exceed 18 total days during the term of supervision, except as provided in subsection (h).~~

(c) (1) ~~Except as otherwise provided, if the original crime of conviction was a felony, other than a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, and a violation is established, the court may impose the following sanctions:~~

(A) ~~Continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction;~~

(B) ~~continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and an intermediate sanction of confinement in a county jail to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed pursuant to this subparagraph and ~~subsections subsection~~ (b)(4)(A) and (b)(4)(B) shall not exceed 18 total days during the term of supervision, except as provided in subsection (h); or~~

(C) ~~if the violator already had at least one intermediate sanction imposed pursuant to subsection (b)(4)(A), (b)(4)(B) or (c)(1)(B) related to the crime for which the original supervision was imposed, continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and remanding the defendant to the custody of the secretary of corrections for a period of 120 days, subject to a reduction of up to 60 days in the discretion of the secretary. This sanction shall not be imposed more than once during the term of supervision. The sanction imposed pursuant to this subparagraph shall begin upon pronouncement by the court and shall not be served by prior~~

confinement credit, except as provided in subsection (e)(7);

~~(D) if the violator already had a sanction imposed pursuant to subsection (b)(4)(A), (b)(4)(B), (e)(1)(B) or (e)(1)(C) related to the crime for which the original supervision was imposed, continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and remanding the defendant to the custody of the secretary of corrections for a period of 180 days, subject to a reduction of up to 90 days in the discretion of the secretary. This sanction shall not be imposed more than once during the term of supervision. The sanction imposed pursuant to this subparagraph shall begin upon pronouncement by the court and shall not be served by prior confinement credit, except as provided in subsection (e)(7); or~~

~~(E) if the violator already had a sanction imposed pursuant to subsection (e)(1)(C) or (e)(1)(D) (c)(1)(B) related to the crime for which the original supervision was imposed, revocation of the probation, assignment to a community corrections services program, suspension of sentence or nonprison sanction and requiring such violator to serve the sentence imposed, or any lesser sentence and, if imposition of sentence was suspended, imposition of any sentence which that might originally have been imposed.~~

(2) Except as otherwise provided in subsections (c)(3), ~~(e)(8)~~ and ~~(c)(9)(7)~~, no offender for whom a violation of conditions of release or assignment or a nonprison sanction has been established as provided in this section shall be required to serve any time for the sentence imposed or which might originally have been imposed in a state facility in the custody of the secretary of corrections for such violation, unless such person has already had at least one prior assignment to a community correctional services program related to the crime for which the original sentence was imposed.

(3) The provisions of subsection (c)(2) shall not apply to adult felony offenders as described in K.S.A. 75-5291(a)(3), and amendments thereto.

(4) The court may require an offender for whom a violation of conditions of release or assignment or a nonprison sanction has been established as provided in this section to serve any time for the sentence imposed or which might originally have been imposed in a state facility in the custody of the secretary of corrections without a prior assignment to a community correctional services program if the court finds and sets forth with particularity the reasons for finding that the safety of the members of the public will be jeopardized or that the welfare of the inmate will not be served by such assignment to a community correctional services program.

(5) When a new felony is committed while the offender is on probation or assignment to a community correctional services program, the new sentence shall be imposed consecutively pursuant to the provisions of K.S.A. 2018 Supp. 21-6606, and amendments thereto, and the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

~~(6) Except as provided in subsection (f), upon completion of a violation sanction imposed pursuant to subsection (e)(1)(C) or (e)(1)(D) such offender shall return to community correctional services supervision. The sheriff shall not be responsible for the return of the offender to the county where the community correctional services supervision is assigned.~~

~~(7) A violation sanction imposed pursuant to subsection (c)(1)(B), (e)(1)(C) or (e)~~

(1)(D) shall not be longer than the amount of time remaining on the offender's underlying prison sentence.

~~(8) (A) If the offender commits a new felony or misdemeanor while the offender is on probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction, the court may revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction of an offender pursuant to subsection (e)(1)(E) without having previously imposed a sanction pursuant to subsection (e)(1)(B), (e)(1)(C) or (e)(1)(D):~~

~~(B) If the offender absconds from supervision while the offender is on probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction, the court may:~~(i) ~~Revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction of an offender pursuant to subsection (e)(1)(E) without having previously imposed a sanction pursuant to subsection (e)(1)(B), (e)(1)(C) or (e)(1)(D); or~~

~~(ii) sanction the offender under subsection (e)(1)(A), (e)(1)(C) or (e)(1)(D) without imposing a sanction under (e)(1)(B):~~

~~(9)(7) The court may revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction of an offender pursuant to subsection (c)(1)(E) without having previously imposed a sanction pursuant to subsection (c)(1)(B), (e)(1)(C) or (e)(1)(D) if:~~

~~(A) The court finds and sets forth with particularity the reasons for finding that the safety of members of the public will be jeopardized or that the welfare of the offender will not be served by such sanction; or~~

~~(B) the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction was originally granted as the result of a dispositional departure granted by the sentencing court pursuant to K.S.A. 2018 Supp. 21-6815, and amendments thereto;~~

~~(C) the offender commits a new felony or misdemeanor while the offender is on probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction; or~~

~~(D) the offender absconds from supervision while the offender is on probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction.~~

~~(10)(8) If an offender is serving multiple probation terms concurrently, any violation sanctions imposed pursuant to subsection (c)(1)(B), (e)(1)(C) or (e)(1)(D), or any sanction imposed pursuant to subsection (c)(1)(9), shall be imposed concurrently.~~

~~(11)(9) If the original crime of conviction was a felony, except for violations of K.S.A. 8-1567 or 8-2,144, and amendments thereto, and the court makes a finding that the offender has committed one or more violations of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction, the court may impose confinement in a county jail not to exceed 60 days upon each such finding. Such confinement is separate and distinct from the violation sanctions provided in subsection (c)(1)(B), (e)(1)(C), (e)(1)(D) and (e)(1)(E) and shall not be imposed at the same time as any such violation sanction.~~

~~(12)(10) The violation sanctions provided in this subsection shall apply to any violation of conditions of release or assignment or a nonprison sanction occurring on and after July 1, 2013, regardless of when the offender was sentenced for the original~~

crime or committed the original crime for which sentenced.

(d) A defendant who is on probation, assigned to a community correctional services program, under suspension of sentence or serving a nonprison sanction and for whose return a warrant has been issued by the court shall be considered a fugitive from justice if it is found that the warrant cannot be served. If it appears that the defendant has violated the provisions of the defendant's release or assignment or a nonprison sanction, the court shall determine whether the time from the issuing of the warrant to the date of the defendant's arrest, or any part of it, shall be counted as time served on probation, assignment to a community correctional services program, suspended sentence or pursuant to a nonprison sanction.

(e) The court shall have 30 days following the date probation, assignment to a community correctional service program, suspension of sentence or a nonprison sanction was to end to issue a warrant for the arrest or notice to appear for the defendant to answer a charge of a violation of the conditions of probation, assignment to a community correctional service program, suspension of sentence or a nonprison sanction.

(f) For crimes committed on and after July 1, 2013, a felony offender whose nonprison sanction is revoked pursuant to subsection (c) or whose underlying prison term expires while serving a sanction pursuant to subsection (c)(1)~~(C)~~ or ~~(c)(1)(D)~~ shall serve a period of postrelease supervision upon the completion of the prison portion of the underlying sentence.

(g) Offenders who have been sentenced pursuant to K.S.A. 2018 Supp. 21-6824, and amendments thereto, and who subsequently violate a condition of the drug and alcohol abuse treatment program shall be subject to an additional nonprison sanction for any such subsequent violation. Such nonprison sanctions shall include, but not be limited to, up to 60 days in a county jail, fines, community service, intensified treatment, house arrest and electronic monitoring.

(h) If the court continues or modifies the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction, pursuant to subsection (b) or (c), the court shall authorize an additional 18 days of sanction time in a county jail to be reserved for sanctions as set forth in subsection (b)(3), (b)(4) or (c)(1).

Sec. 4. K.S.A. 2018 Supp. 22-3717 is hereby amended to read as follows: 22-3717. (a) Except as otherwise provided by this section; K.S.A. 1993 Supp. 21-4628, prior to its repeal; K.S.A. 21-4624, 21-4635 through 21-4638 and 21-4642, prior to their repeal; K.S.A. 2018 Supp. 21-6617, 21-6620, 21-6623, 21-6624, 21-6625 and 21-6626, and amendments thereto; and K.S.A. 8-1567, and amendments thereto; an inmate, including an inmate sentenced pursuant to K.S.A. 21-4618, prior to its repeal, or K.S.A. 2018 Supp. 21-6707, and amendments thereto, shall be eligible for parole after serving the entire minimum sentence imposed by the court, less good time credits.

(b) (1) An inmate sentenced to imprisonment for life without the possibility of parole pursuant to K.S.A. 2018 Supp. 21-6617, and amendments thereto, shall not be eligible for parole.

(2) Except as provided by K.S.A. 21-4635 through 21-4638, prior to their repeal, and K.S.A. 2018 Supp. 21-6620, 21-6623, 21-6624 and 21-6625, and amendments thereto, an inmate sentenced to imprisonment for the crime of: (A) Capital murder committed on or after July 1, 1994, shall be eligible for parole after serving 25 years of

confinement, without deduction of any good time credits; (B) murder in the first degree based upon a finding of premeditated murder committed on or after July 1, 1994, but prior to July 1, 2014, shall be eligible for parole after serving 25 years of confinement, without deduction of any good time credits; and (C) murder in the first degree as described in K.S.A. 2018 Supp. 21-5402(a)(2), and amendments thereto, committed on or after July 1, 2014, shall be eligible for parole after serving 25 years of confinement, without deduction of any good time credits.

(3) Except as provided by subsections (b)(1), (b)(2) and (b)(5), K.S.A. 1993 Supp. 21-4628, prior to its repeal, K.S.A. 21-4635 through 21-4638, prior to their repeal, and K.S.A. 2018 Supp. 21-6620, 21-6623, 21-6624 and 21-6625, and amendments thereto, an inmate sentenced to imprisonment for an off-grid offense committed on or after July 1, 1993, but prior to July 1, 1999, shall be eligible for parole after serving 15 years of confinement, without deduction of any good time credits and an inmate sentenced to imprisonment for an off-grid offense committed on or after July 1, 1999, shall be eligible for parole after serving 20 years of confinement without deduction of any good time credits.

(4) Except as provided by K.S.A. 1993 Supp. 21-4628, prior to its repeal, an inmate sentenced for a class A felony committed before July 1, 1993, including an inmate sentenced pursuant to K.S.A. 21-4618, prior to its repeal, or K.S.A. 2018 Supp. 21-6707, and amendments thereto, shall be eligible for parole after serving 15 years of confinement, without deduction of any good time credits.

(5) An inmate sentenced to imprisonment for a violation of K.S.A. 21-3402(a), prior to its repeal, committed on or after July 1, 1996, but prior to July 1, 1999, shall be eligible for parole after serving 10 years of confinement without deduction of any good time credits.

(6) An inmate sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, committed on or after July 1, 2006, shall be eligible for parole after serving the mandatory term of imprisonment without deduction of any good time credits.

(c) (1) Except as provided in subsection (e), if an inmate is sentenced to imprisonment for more than one crime and the sentences run consecutively, the inmate shall be eligible for parole after serving the total of:

(A) The aggregate minimum sentences, as determined pursuant to K.S.A. 21-4608, prior to its repeal, or K.S.A. 2018 Supp. 21-6606, and amendments thereto, less good time credits for those crimes which are not class A felonies; and

(B) an additional 15 years, without deduction of good time credits, for each crime which is a class A felony.

(2) If an inmate is sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, for crimes committed on or after July 1, 2006, the inmate shall be eligible for parole after serving the mandatory term of imprisonment.

(d) (1) Persons sentenced for crimes, other than off-grid crimes, committed on or after July 1, 1993, or persons subject to subparagraph (G), will not be eligible for parole, but will be released to a mandatory period of postrelease supervision upon completion of the prison portion of their sentence as follows:

(A) Except as provided in subparagraphs (D) and (E), persons sentenced for nondrug severity levels 1 through 4 crimes, drug severity levels 1 and 2 crimes

committed on or after July 1, 1993, but prior to July 1, 2012, and drug severity levels 1, 2 and 3 crimes committed on or after July 1, 2012, must serve 36 months on postrelease supervision.

(B) Except as provided in subparagraphs (D) and (E), persons sentenced for nondrug severity levels 5 and 6 crimes, drug severity level 3 crimes committed on or after July 1, 1993, but prior to July 1, 2012, and drug severity level 4 crimes committed on or after July 1, 2012, must serve 24 months on postrelease supervision.

(C) Except as provided in subparagraphs (D) and (E), persons sentenced for nondrug severity levels 7 through 10 crimes, drug severity level 4 crimes committed on or after July 1, 1993, but prior to July 1, 2012, and drug severity level 5 crimes committed on or after July 1, 2012, must serve 12 months on postrelease supervision.

(D) Persons sentenced to a term of imprisonment that includes a sentence for a sexually violent crime as defined in K.S.A. 22-3717, and amendments thereto, committed on or after July 1, 1993, but prior to July 1, 2006, a sexually motivated crime in which the offender has been ordered to register pursuant to K.S.A. 22-3717(d)(1)(D) (vii), and amendments thereto, electronic solicitation, K.S.A. 21-3523, prior to its repeal, or K.S.A. 2018 Supp. 21-5509, and amendments thereto, or unlawful sexual relations, K.S.A. 21-3520, prior to its repeal, or K.S.A. 2018 Supp. 21-5512, and amendments thereto, shall serve the period of postrelease supervision as provided in subsections (d)(1)(A), (d)(1)(B) or (d)(1)(C), plus the amount of good time and program credit earned and retained pursuant to K.S.A. 21-4722, prior to its repeal, or K.S.A. 2018 Supp. 21-6821, and amendments thereto, on postrelease supervision.

(i) If the sentencing judge finds substantial and compelling reasons to impose a departure based upon a finding that the current crime of conviction was sexually motivated, departure may be imposed to extend the postrelease supervision to a period of up to 60 months.

(ii) If the sentencing judge departs from the presumptive postrelease supervision period, the judge shall state on the record at the time of sentencing the substantial and compelling reasons for the departure. Departures in this section are subject to appeal pursuant to K.S.A. 21-4721, prior to its repeal, or K.S.A. 2018 Supp. 21-6820, and amendments thereto.

(iii) In determining whether substantial and compelling reasons exist, the court shall consider:

(a) Written briefs or oral arguments submitted by either the defendant or the state;

(b) any evidence received during the proceeding;

(c) the presentence report, the victim's impact statement and any psychological evaluation as ordered by the court pursuant to K.S.A. 21-4714(e), prior to its repeal, or K.S.A. 2018 Supp. 21-6813(e), and amendments thereto; and

(d) any other evidence the court finds trustworthy and reliable.

(iv) The sentencing judge may order that a psychological evaluation be prepared and the recommended programming be completed by the offender. The department of corrections or the prisoner review board shall ensure that court ordered sex offender treatment be carried out.

(v) In carrying out the provisions of subsection (d)(1)(D), the court shall refer to K.S.A. 21-4718, prior to its repeal, or K.S.A. 2018 Supp. 21-6817, and amendments thereto.

(vi) Upon petition and payment of any restitution ordered pursuant to K.S.A. 2018

Supp. 21-6604, and amendments thereto, the prisoner review board may provide for early discharge from the postrelease supervision period imposed pursuant to subsection (d)(1)(D)(i) upon completion of court ordered programs and completion of the presumptive postrelease supervision period, as determined by the crime of conviction, pursuant to subsection (d)(1)(A), (d)(1)(B) or (d)(1)(C). Early discharge from postrelease supervision is at the discretion of the board.

(vii) Persons convicted of crimes deemed sexually violent or sexually motivated shall be registered according to the offender registration act, K.S.A. 22-4901 through 22-4910, and amendments thereto.

(viii) Persons convicted of K.S.A. 21-3510 or 21-3511, prior to their repeal, or K.S.A. 2018 Supp. 21-5508, and amendments thereto, shall be required to participate in a treatment program for sex offenders during the postrelease supervision period.

(E) The period of postrelease supervision provided in subparagraphs (A) and (B) may be reduced by up to 12 months and the period of postrelease supervision provided in subparagraph (C) may be reduced by up to six months based on the offender's compliance with conditions of supervision and overall performance while on postrelease supervision. The reduction in the supervision period shall be on an earned basis pursuant to rules and regulations adopted by the secretary of corrections.

(F) In cases where sentences for crimes from more than one severity level have been imposed, the offender shall serve the longest period of postrelease supervision as provided by this section available for any crime upon which sentence was imposed irrespective of the severity level of the crime. Supervision periods will not aggregate.

(G) (i) Except as provided in subsection (u), persons sentenced to imprisonment for a sexually violent crime committed on or after July 1, 2006, when the offender was 18 years of age or older, and who are released from prison, shall be released to a mandatory period of postrelease supervision for the duration of the person's natural life.

(ii) Persons sentenced to imprisonment for a sexually violent crime committed on or after the effective date of this act, when the offender was under 18 years of age, and who are released from prison, shall be released to a mandatory period of postrelease supervision for 60 months, plus the amount of good time and program credit earned and retained pursuant to K.S.A. 21-4722, prior to its repeal, or K.S.A. 2018 Supp. 21-6821, and amendments thereto.

(2) Persons serving a period of postrelease supervision pursuant to subsections (d)(1)(A), (d)(1)(B) or (d)(1)(C) may petition the prisoner review board for early discharge. Upon payment of restitution, the prisoner review board may provide for early discharge.

(3) Persons serving a period of incarceration for a supervision violation shall not have the period of postrelease supervision modified until such person is released and returned to postrelease supervision.

(4) Offenders whose crime of conviction was committed on or after July 1, 2013, and whose probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction is revoked pursuant to K.S.A. 22-3716(c), and amendments thereto, or whose underlying prison term expires while serving a sanction pursuant to K.S.A. 22-3716(c)(1)(C) or (c)(1)(D), and amendments thereto, shall serve a period of postrelease supervision upon the completion of the underlying prison term.

(5) As used in this subsection, "sexually violent crime" means:

(A) Rape, K.S.A. 21-3502, prior to its repeal, or K.S.A. 2018 Supp. 21-5503, and amendments thereto;

(B) indecent liberties with a child, K.S.A. 21-3503, prior to its repeal, or K.S.A. 2018 Supp. 21-5506(a), and amendments thereto;

(C) aggravated indecent liberties with a child, K.S.A. 21-3504, prior to its repeal, or K.S.A. 2018 Supp. 21-5506(b), and amendments thereto;

(D) criminal sodomy, K.S.A. 21-3505(a)(2) and (a)(3), prior to its repeal, or K.S.A. 2018 Supp. 21-5504(a)(3) and (a)(4), and amendments thereto;

(E) aggravated criminal sodomy, K.S.A. 21-3506, prior to its repeal, or K.S.A. 2018 Supp. 21-5504(b), and amendments thereto;

(F) indecent solicitation of a child, K.S.A. 21-3510, prior to its repeal, or K.S.A. 2018 Supp. 21-5508(a), and amendments thereto;

(G) aggravated indecent solicitation of a child, K.S.A. 21-3511, prior to its repeal, or K.S.A. 2018 Supp. 21-5508(b), and amendments thereto;

(H) sexual exploitation of a child, K.S.A. 21-3516, prior to its repeal, or K.S.A. 2018 Supp. 21-5510, and amendments thereto;

(I) aggravated sexual battery, K.S.A. 21-3518, prior to its repeal, or K.S.A. 2018 Supp. 21-5505(b), and amendments thereto;

(J) aggravated incest, K.S.A. 21-3603, prior to its repeal, or K.S.A. 2018 Supp. 21-5604(b), and amendments thereto;

(K) aggravated human trafficking, as defined in K.S.A. 21-3447, prior to its repeal, or K.S.A. 2018 Supp. 21-5426(b), and amendments thereto, if committed in whole or in part for the purpose of the sexual gratification of the defendant or another;

(L) internet trading in child pornography, as defined in K.S.A. 2018 Supp. 21-5514(a), and amendments thereto;

(M) aggravated internet trading in child pornography, as defined in K.S.A. 2018 Supp. 21-5514(b), and amendments thereto;

(N) commercial sexual exploitation of a child, as defined in K.S.A. 2018 Supp. 21-6422, and amendments thereto; or

(O) an attempt, conspiracy or criminal solicitation, as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2018 Supp. 21-5301, 21-5302 or 21-5303, and amendments thereto, of a sexually violent crime as defined in this section.

(6) As used in this subsection, "sexually motivated" means that one of the purposes for which the defendant committed the crime was for the purpose of the defendant's sexual gratification.

(e) If an inmate is sentenced to imprisonment for a crime committed while on parole or conditional release, the inmate shall be eligible for parole as provided by subsection (c), except that the prisoner review board may postpone the inmate's parole eligibility date by assessing a penalty not exceeding the period of time which could have been assessed if the inmate's parole or conditional release had been violated for reasons other than conviction of a crime.

(f) If a person is sentenced to prison for a crime committed on or after July 1, 1993, while on probation, parole, conditional release or in a community corrections program, for a crime committed prior to July 1, 1993, and the person is not eligible for retroactive application of the sentencing guidelines and amendments thereto pursuant to K.S.A. 21-4724, prior to its repeal, the new sentence shall not be aggregated with the old sentence, but shall begin when the person is paroled or reaches the conditional release date on the

old sentence. If the offender was past the offender's conditional release date at the time the new offense was committed, the new sentence shall not be aggregated with the old sentence but shall begin when the person is ordered released by the prisoner review board or reaches the maximum sentence expiration date on the old sentence, whichever is earlier. The new sentence shall then be served as otherwise provided by law. The period of postrelease supervision shall be based on the new sentence, except that those offenders whose old sentence is a term of imprisonment for life, imposed pursuant to K.S.A. 1993 Supp. 21-4628, prior to its repeal, or an indeterminate sentence with a maximum term of life imprisonment, for which there is no conditional release or maximum sentence expiration date, shall remain on postrelease supervision for life or until discharged from supervision by the prisoner review board.

(g) Subject to the provisions of this section, the prisoner review board may release on parole those persons confined in institutions who are eligible for parole when: (1) The board believes that the inmate should be released for hospitalization, deportation or to answer the warrant or other process of a court and is of the opinion that there is reasonable probability that the inmate can be released without detriment to the community or to the inmate; or (2) the secretary of corrections has reported to the board in writing that the inmate has satisfactorily completed the programs required by any agreement entered under K.S.A. 75-5210a, and amendments thereto, or any revision of such agreement, and the board believes that the inmate is able and willing to fulfill the obligations of a law abiding citizen and is of the opinion that there is reasonable probability that the inmate can be released without detriment to the community or to the inmate. Parole shall not be granted as an award of clemency and shall not be considered a reduction of sentence or a pardon.

(h) The prisoner review board shall hold a parole hearing at least the month prior to the month an inmate will be eligible for parole under subsections (a), (b) and (c). At least one month preceding the parole hearing, the county or district attorney of the county where the inmate was convicted shall give written notice of the time and place of the public comment sessions for the inmate to any victim of the inmate's crime who is alive and whose address is known to the county or district attorney or, if the victim is deceased, to the victim's family if the family's address is known to the county or district attorney. Except as otherwise provided, failure to notify pursuant to this section shall not be a reason to postpone a parole hearing. In the case of any inmate convicted of an off-grid felony or a class A felony, the secretary of corrections shall give written notice of the time and place of the public comment session for such inmate at least one month preceding the public comment session to any victim of such inmate's crime or the victim's family pursuant to K.S.A. 74-7338, and amendments thereto. If notification is not given to such victim or such victim's family in the case of any inmate convicted of an off-grid felony or a class A felony, the board shall postpone a decision on parole of the inmate to a time at least 30 days after notification is given as provided in this section. Nothing in this section shall create a cause of action against the state or an employee of the state acting within the scope of the employee's employment as a result of the failure to notify pursuant to this section. If granted parole, the inmate may be released on parole on the date specified by the board, but not earlier than the date the inmate is eligible for parole under subsections (a), (b) and (c). At each parole hearing and, if parole is not granted, at such intervals thereafter as it determines appropriate, the board shall consider: (1) Whether the inmate has satisfactorily completed the programs

required by any agreement entered under K.S.A. 75-5210a, and amendments thereto, or any revision of such agreement; and (2) all pertinent information regarding such inmate, including, but not limited to, the circumstances of the offense of the inmate; the presentence report; the previous social history and criminal record of the inmate; the conduct, employment, and attitude of the inmate in prison; the reports of such physical and mental examinations as have been made, including, but not limited to, risk factors revealed by any risk assessment of the inmate; comments of the victim and the victim's family including in person comments, contemporaneous comments and prerecorded comments made by any technological means; comments of the public; official comments; any recommendation by the staff of the facility where the inmate is incarcerated; proportionality of the time the inmate has served to the sentence a person would receive under the Kansas sentencing guidelines for the conduct that resulted in the inmate's incarceration; and capacity of state correctional institutions.

(i) In those cases involving inmates sentenced for a crime committed after July 1, 1993, the prisoner review board will review the inmate's proposed release plan. The board may schedule a hearing if they desire. The board may impose any condition they deem necessary to insure public safety, aid in the reintegration of the inmate into the community, or items not completed under the agreement entered into under K.S.A. 75-5210a, and amendments thereto. The board may not advance or delay an inmate's release date. Every inmate while on postrelease supervision shall remain in the legal custody of the secretary of corrections and is subject to the orders of the secretary.

(j) (1) Before ordering the parole of any inmate, the prisoner review board shall have the inmate appear either in person or via a video conferencing format and shall interview the inmate unless impractical because of the inmate's physical or mental condition or absence from the institution. Every inmate while on parole shall remain in the legal custody of the secretary of corrections and is subject to the orders of the secretary. Whenever the board formally considers placing an inmate on parole and no agreement has been entered into with the inmate under K.S.A. 75-5210a, and amendments thereto, the board shall notify the inmate in writing of the reasons for not granting parole. If an agreement has been entered under K.S.A. 75-5210a, and amendments thereto, and the inmate has not satisfactorily completed the programs specified in the agreement, or any revision of such agreement, the board shall notify the inmate in writing of the specific programs the inmate must satisfactorily complete before parole will be granted. If parole is not granted only because of a failure to satisfactorily complete such programs, the board shall grant parole upon the secretary's certification that the inmate has successfully completed such programs. If an agreement has been entered under K.S.A. 75-5210a, and amendments thereto, and the secretary of corrections has reported to the board in writing that the inmate has satisfactorily completed the programs required by such agreement, or any revision thereof, the board shall not require further program participation. However, if the board determines that other pertinent information regarding the inmate warrants the inmate's not being released on parole, the board shall state in writing the reasons for not granting the parole. If parole is denied for an inmate sentenced for a crime other than a class A or class B felony or an off-grid felony, the board shall hold another parole hearing for the inmate not later than one year after the denial unless the board finds that it is not reasonable to expect that parole would be granted at a hearing if held in the next three years or during the interim period of a deferral. In such case, the board may defer

subsequent parole hearings for up to three years but any such deferral by the board shall require the board to state the basis for its findings. If parole is denied for an inmate sentenced for a class A or class B felony or an off-grid felony, the board shall hold another parole hearing for the inmate not later than three years after the denial unless the board finds that it is not reasonable to expect that parole would be granted at a hearing if held in the next 10 years or during the interim period of a deferral. In such case, the board may defer subsequent parole hearings for up to 10 years, but any such deferral shall require the board to state the basis for its findings.

(2) Inmates sentenced for a class A or class B felony who have not had a board hearing in the five years prior to July 1, 2010, shall have such inmates' cases reviewed by the board on or before July 1, 2012. Such review shall begin with the inmates with the oldest deferral date and progress to the most recent. Such review shall be done utilizing existing resources unless the board determines that such resources are insufficient. If the board determines that such resources are insufficient, then the provisions of this paragraph are subject to appropriations therefor.

(k) (1) Parolees and persons on postrelease supervision shall be assigned, upon release, to the appropriate level of supervision pursuant to the criteria established by the secretary of corrections.

(2) Parolees and persons on postrelease supervision are, and shall agree in writing to be, subject to searches of the person and the person's effects, vehicle, residence and property by a parole officer or a department of corrections enforcement, apprehension and investigation officer, at any time of the day or night, with or without a search warrant and with or without cause. Nothing in this subsection shall be construed to authorize such officers to conduct arbitrary or capricious searches or searches for the sole purpose of harassment.

(3) Parolees and persons on postrelease supervision are, and shall agree in writing to be, subject to searches of the person and the person's effects, vehicle, residence and property by any law enforcement officer based on reasonable suspicion of the person violating conditions of parole or postrelease supervision or reasonable suspicion of criminal activity. Any law enforcement officer who conducts such a search shall submit a written report to the appropriate parole officer no later than the close of the next business day after such search. The written report shall include the facts leading to such search, the scope of such search and any findings resulting from such search.

(l) The prisoner review board shall promulgate rules and regulations in accordance with K.S.A. 77-415 et seq., and amendments thereto, not inconsistent with the law and as it may deem proper or necessary, with respect to the conduct of parole hearings, postrelease supervision reviews, revocation hearings, orders of restitution, reimbursement of expenditures by the state board of indigents' defense services and other conditions to be imposed upon parolees or releasees. Whenever an order for parole or postrelease supervision is issued it shall recite the conditions thereof.

(m) Whenever the prisoner review board orders the parole of an inmate or establishes conditions for an inmate placed on postrelease supervision, the board:

(1) Unless it finds compelling circumstances ~~which that~~ would render a plan of payment unworkable, shall order as a condition of parole or postrelease supervision that the parolee or the person on postrelease supervision pay any transportation expenses resulting from returning the parolee or the person on postrelease supervision to this state to answer criminal charges or a warrant for a violation of a condition of probation,

assignment to a community correctional services program, parole, conditional release or postrelease supervision;

(2) to the extent practicable, shall order as a condition of parole or postrelease supervision that the parolee or the person on postrelease supervision make progress towards or successfully complete the equivalent of a secondary education if the inmate has not previously completed such educational equivalent and is capable of doing so;

(3) may order that the parolee or person on postrelease supervision perform community or public service work for local governmental agencies, private corporations organized not-for-profit or charitable or social service organizations performing services for the community;

(4) may order the parolee or person on postrelease supervision to pay the administrative fee imposed pursuant to K.S.A. 22-4529, and amendments thereto, unless the board finds compelling circumstances—~~which that~~ would render payment unworkable;

(5) unless it finds compelling circumstances—~~which that~~ would render a plan of payment unworkable, shall order that the parolee or person on postrelease supervision reimburse the state for all or part of the expenditures by the state board of indigents' defense services to provide counsel and other defense services to the person. In determining the amount and method of payment of such sum, the prisoner review board shall take account of the financial resources of the person and the nature of the burden that the payment of such sum will impose. Such amount shall not exceed the amount claimed by appointed counsel on the payment voucher for indigents' defense services or the amount prescribed by the board of indigents' defense services reimbursement tables as provided in K.S.A. 22-4522, and amendments thereto, whichever is less, minus any previous payments for such services;

(6) shall order that the parolee or person on postrelease supervision agree in writing to be subject to searches of the person and the person's effects, vehicle, residence and property by a parole officer or a department of corrections enforcement, apprehension and investigation officer, at any time of the day or night, with or without a search warrant and with or without cause. Nothing in this subsection shall be construed to authorize such officers to conduct arbitrary or capricious searches or searches for the sole purpose of harassment; and

(7) shall order that the parolee or person on postrelease supervision agree in writing to be subject to searches of the person and the person's effects, vehicle, residence and property by any law enforcement officer based on reasonable suspicion of the person violating conditions of parole or postrelease supervision or reasonable suspicion of criminal activity.

(n) If the court—~~which that~~ sentenced an inmate specified at the time of sentencing the amount and the recipient of any restitution ordered as a condition of parole or postrelease supervision, the prisoner review board shall order as a condition of parole or postrelease supervision that the inmate pay restitution in the amount and manner provided in the journal entry unless the board finds compelling circumstances—~~which that~~ would render a plan of restitution unworkable.

(o) Whenever the prisoner review board grants the parole of an inmate, the board, within 14 days of the date of the decision to grant parole, shall give written notice of the decision to the county or district attorney of the county where the inmate was sentenced.

(p) When an inmate is to be released on postrelease supervision, the secretary,

within 30 days prior to release, shall provide the county or district attorney of the county where the inmate was sentenced written notice of the release date.

(q) Inmates shall be released on postrelease supervision upon the termination of the prison portion of their sentence. Time served while on postrelease supervision will vest.

(r) An inmate who is allocated regular good time credits as provided in K.S.A. 22-3725, and amendments thereto, may receive meritorious good time credits in increments of not more than 90 days per meritorious act. These credits may be awarded by the secretary of corrections when an inmate has acted in a heroic or outstanding manner in coming to the assistance of another person in a life-threatening situation, preventing injury or death to a person, preventing the destruction of property or taking actions ~~which that~~ result in a financial savings to the state.

(s) The provisions of subsections (d)(1)(A), (d)(1)(B), (d)(1)(C) and (d)(1)(E) shall be applied retroactively as provided in subsection (t).

(t) For offenders sentenced prior to July 1, 2014, who are eligible for modification of their postrelease supervision obligation, the department of corrections shall modify the period of postrelease supervision as provided for by this section:

(1) On or before September 1, 2013, for offenders convicted of:

(A) Severity levels 9 and 10 crimes on the sentencing guidelines grid for nondrug crimes;

(B) severity level 4 crimes on the sentencing guidelines grid for drug crimes committed prior to July 1, 2012; and

(C) severity level 5 crimes on the sentencing guidelines grid for drug crimes committed on and after July 1, 2012;

(2) on or before November 1, 2013, for offenders convicted of:

(A) Severity levels 6, 7 and 8 crimes on the sentencing guidelines grid for nondrug crimes;

(B) level 3 crimes on the sentencing guidelines grid for drug crimes committed prior to July 1, 2012; and

(C) level 4 crimes on the sentencing guidelines grid for drug crimes committed on or after July 1, 2012; and

(3) on or before January 1, 2014, for offenders convicted of:

(A) Severity levels 1, 2, 3, 4 and 5 crimes on the sentencing guidelines grid for nondrug crimes;

(B) severity levels 1 and 2 crimes on the sentencing guidelines grid for drug crimes committed at any time; and

(C) severity level 3 crimes on the sentencing guidelines grid for drug crimes committed on or after July 1, 2012.

(u) An inmate sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, for crimes committed on or after July 1, 2006, shall be placed on parole for life and shall not be discharged from supervision by the prisoner review board. When the board orders the parole of an inmate pursuant to this subsection, the board shall order as a condition of parole that the inmate be electronically monitored for the duration of the inmate's natural life.

(v) Whenever the prisoner review board orders a person to be electronically monitored pursuant to this section, or the court orders a person to be electronically monitored pursuant to K.S.A. 2018 Supp. 21-6604(r), and amendments thereto, the board shall order the person to reimburse the state for all or part of the cost of such

monitoring. In determining the amount and method of payment of such sum, the board shall take account of the financial resources of the person and the nature of the burden that the payment of such sum will impose.

(w) (1) On and after July 1, 2012, for any inmate who is a sex offender, as defined in K.S.A. 22-4902, and amendments thereto, whenever the prisoner review board orders the parole of such inmate or establishes conditions for such inmate placed on postrelease supervision, such inmate shall agree in writing to not possess pornographic materials.

(A) As used in this subsection, "pornographic materials" means any obscene material or performance depicting sexual conduct, sexual contact or a sexual performance; and any visual depiction of sexually explicit conduct.

(B) As used in this subsection, all other terms have the meanings provided by K.S.A. 2018 Supp. 21-5510, and amendments thereto.

(2) The provisions of this subsection shall be applied retroactively to every sex offender, as defined in K.S.A. 22-4902, and amendments thereto, who is on parole or postrelease supervision on July 1, 2012. The prisoner review board shall obtain the written agreement required by this subsection from such offenders as soon as practicable.";

Also on page 3, in line 14, after "Supp." by inserting "21-6604,"; also in line 14, by striking "is" and inserting ", 22-3716 and 22-3717 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the first semicolon by inserting "conditions of probation; sanctions for violation;"; in line 3, after "Supp." by inserting "21-6604,"; also in line 3, after "21-6824" by inserting ", 22-3716 and 22-3717"; also in line 3, by striking "section" and inserting "sections" and **HB 2396** be passed as amended.

Committee report to **SB 78** be adopted; and the bill be passed as amended.

Committee report to **HB 2173** be adopted.

Also, on motion of Rep. Dove to amend **HB 2173**, the motion was withdrawn.

Also, on further motion of Rep. Dove to amend **HB 2173**, the motion did not prevail. and the bill be passed as amended.

On motion of Rep. Hawkins, the House recessed until 7:45 p.m.

EVENING SESSION

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

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

COMMITTEE OF THE WHOLE

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

Recommended that **SB 71**, **SB 199** be passed.

HR 6018 be adopted.

HCR 5009, SCR 1605, SB 7 be passed over and retain a place on the calendar.

Committee report to **HB 2389** be adopted; and the bill be passed as amended.

Committee report to **SB 53** be adopted; and the bill be passed as amended.

On motion of Rep. Vickrey, **SB 67** be amended on page 1, in line 5, before "Section" by inserting "New"; in line 8, before "Sec." by inserting "New";

On page 2, in line 15, before "Sec." by inserting "New";

On page 3, following line 39, by inserting:

"Sec. 4. K.S.A. 2018 Supp. 40-2404 is hereby amended to read as follows: 40-2404. The following are hereby defined as unfair methods of competition and unfair or deceptive acts or practices in the business of insurance:

(1) *Misrepresentations and false advertising of insurance policies.* Making, issuing, circulating or causing to be made, issued or circulated, any estimate, illustration, circular, statement, sales presentation, omission or comparison ~~which that~~:

(a) Misrepresents the benefits, advantages, conditions or terms of any insurance policy;

(b) misrepresents the dividends or share of the surplus to be received on any insurance policy;

(c) makes any false or misleading statements as to the dividends or share of surplus previously paid on any insurance policy;

(d) is misleading or is a misrepresentation as to the financial condition of any person, or as to the legal reserve system upon which any life insurer operates;

(e) uses any name or title of any insurance policy or class of insurance policies misrepresenting the true nature thereof;

(f) is a misrepresentation for the purpose of inducing or tending to induce the lapse, forfeiture, exchange, conversion or surrender of any insurance policy;

(g) is a misrepresentation for the purpose of effecting a pledge or assignment of or effecting a loan against any insurance policy; or

(h) misrepresents any insurance policy as being shares of stock.

(2) *False information and advertising generally.* Making, publishing, disseminating, circulating or placing before the public, or causing, directly or indirectly, to be made, published, disseminated, circulated or placed before the public, in a newspaper, magazine or other publication, or in the form of a notice, circular, pamphlet, letter or poster, or over any radio or television station, or in any other way, an advertisement, announcement or statement containing any assertion, misrepresentation or statement with respect to the business of insurance or with respect to any person in the conduct of such person's insurance business, ~~which that~~ is untrue, deceptive or misleading.

(3) *Defamation.* Making, publishing, disseminating or circulating, directly or indirectly, or aiding, abetting or encouraging the making, publishing, disseminating or circulating of any oral or written statement or any pamphlet, circular, article or literature ~~which that~~ is false, or maliciously critical of or derogatory to the financial condition of any person, and ~~which that~~ is calculated to injure such person.

(4) *Boycott, coercion and intimidation.* Entering into any agreement to commit, or

by any concerted action committing, any act of boycott, coercion or intimidation resulting in or tending to result in unreasonable restraint of the business of insurance, or by any act of boycott, coercion or intimidation monopolizing or attempting to monopolize any part of the business of insurance.

(5) *False statements and entries.* (a) Knowingly filing with any supervisory or other public official, or knowingly making, publishing, disseminating, circulating or delivering to any person, or placing before the public, or knowingly causing directly or indirectly, to be made, published, disseminated, circulated, delivered to any person, or placed before the public, any false material statement of fact as to the financial condition of a person.

(b) Knowingly making any false entry of a material fact in any book, report or statement of any person or knowingly omitting to make a true entry of any material fact pertaining to the business of such person in any book, report or statement of such person.

(6) *Stock operations and advisory board contracts.* Issuing or delivering or permitting agents, officers or employees to issue or deliver, agency company stock or other capital stock, or benefit certificates or shares in any common-law corporation, or securities or any special or advisory board contracts or other contracts of any kind promising returns and profits as an inducement to insurance. Nothing herein shall prohibit the acts permitted by K.S.A. 40-232, and amendments thereto.

(7) *Unfair discrimination.* (a) Making or permitting any unfair discrimination between individuals of the same class and equal expectation of life in the rates charged for any contract of life insurance or life annuity or in the dividends or other benefits payable thereon, or in any other of the terms and conditions of such contract.

(b) Making or permitting any unfair discrimination between individuals of the same class and of essentially the same hazard in the amount of premium, policy fees or rates charged for any policy or contract of accident or health insurance or in the benefits payable thereunder, or in any of the terms or conditions of such contract, or in any other manner whatever.

(c) Refusing to insure, or refusing to continue to insure, or limiting the amount, extent or kind of coverage available to an individual, or charging an individual a different rate for the same coverage solely because of blindness or partial blindness. With respect to all other conditions, including the underlying cause of the blindness or partial blindness, persons who are blind or partially blind shall be subject to the same standards of sound actuarial principles or actual or reasonably anticipated experience as are sighted persons. Refusal to insure includes denial by an insurer of disability insurance coverage on the grounds that the policy defines "disability" as being presumed in the event that the insured loses such person's eyesight. However, an insurer may exclude from coverage disabilities consisting solely of blindness or partial blindness when such condition existed at the time the policy was issued.

(d) Refusing to insure, or refusing to continue to insure, or limiting the amount, extent or kind of coverage available for accident and health and life insurance to an applicant who is the proposed insured or charge a different rate for the same coverage or excluding or limiting coverage for losses or denying a claim incurred by an insured as a result of abuse based on the fact that the applicant who is the proposed insured is, has been, or may be the subject of domestic abuse, except as provided in ~~subpart (v) subsection (7)(d)(v).~~ "Abuse" as used in this subsection (7)(d) paragraph means one or

more acts defined in ~~subsection (a) or (b)~~ of K.S.A. 60-3102, and amendments thereto, between family members, current or former household members, or current or former intimate partners.

(i) An insurer may not ask an applicant for life or accident and health insurance who is the proposed insured if the individual is, has been or may be the subject of domestic abuse or seeks, has sought or had reason to seek medical or psychological treatment or counseling specifically for abuse, protection from abuse or shelter from abuse.

(ii) Nothing in this section shall be construed to prohibit a person from declining to issue an insurance policy insuring the life of an individual who is, has been or has the potential to be the subject of abuse if the perpetrator of the abuse is the applicant or would be the owner of the insurance policy.

(iii) No insurer that issues a life or accident and health policy to an individual who is, has been or may be the subject of domestic abuse shall be subject to civil or criminal liability for the death or any injuries suffered by that individual as a result of domestic abuse.

(iv) No person shall refuse to insure, refuse to continue to insure, limit the amount, extent or kind of coverage available to an individual or charge a different rate for the same coverage solely because of physical or mental condition, except where the refusal, limitation or rate differential is based on sound actuarial principles.

(v) Nothing in this section shall be construed to prohibit a person from underwriting or rating a risk on the basis of a preexisting physical or mental condition, even if such condition has been caused by abuse, provided that:

(A) The person routinely underwrites or rates such condition in the same manner with respect to an insured or an applicant who is not a victim of abuse;

(B) the fact that an individual is, has been or may be the subject of abuse may not be considered a physical or mental condition; and

(C) such underwriting or rating is not used to evade the intent of this section or any other provision of the Kansas insurance code.

(vi) Any person who underwrites or rates a risk on the basis of preexisting physical or mental condition as set forth in subsection (7)(d)(v), shall treat such underwriting or rating as an adverse underwriting decision pursuant to K.S.A. 40-2,112, and amendments thereto.

(vii) The provisions of ~~subsection (d) this paragraph~~ shall apply to all policies of life and accident and health insurance issued in this state after the effective date of this act and all existing contracts ~~which that~~ are renewed on or after the effective date of this act.

(e) Refusing to insure, or refusing to continue to insure, or limiting the amount, extent or kind of coverage available for life insurance to an individual, or charging an individual a different rate for the same coverage, solely because of such individual's status as a living organ donor. With respect to all other conditions, persons who are living organ donors shall be subject to the same standards of sound actuarial principles or actual or reasonably anticipated experience as are persons who are not organ donors.

(8) *Rebates.* (a) Except as otherwise expressly provided by law, knowingly permitting, offering to make or making any contract of life insurance, life annuity or accident and health insurance, or agreement as to such contract other than as plainly expressed in the insurance contract issued thereon; paying, allowing, giving or offering

to pay, allow or give, directly or indirectly, as inducement to such insurance, or annuity, any rebate of premiums payable on the contract, any special favor or advantage in the dividends or other benefits thereon, or any valuable consideration or inducement whatever not specified in the contract; or giving, selling, purchasing or offering to give, sell or purchase as inducement to such insurance contract or annuity or in connection therewith, any stocks, bonds or other securities of any insurance company or other corporation, association or partnership, or any dividends or profits accrued thereon, or anything of value whatsoever not specified in the contract.

(b) Nothing in subsection (7) or (8)(a) shall be construed as including within the definition of discrimination or rebates any of the following practices:

(i) In the case of any contract of life insurance or life annuity, paying bonuses to policyholders or otherwise abating their premiums in whole or in part out of surplus accumulated from nonparticipating insurance. Any such bonuses or abatement of premiums shall be fair and equitable to policyholders and for the best interests of the company and its policyholders;

(ii) in the case of life insurance policies issued on the industrial debit plan, making allowance to policyholders who have continuously for a specified period made premium payments directly to an office of the insurer in an amount ~~which~~ that fairly represents the saving in collection expenses; or

(iii) readjustment of the rate of premium for a group insurance policy based on the loss or expense experience thereunder, at the end of the first or any subsequent policy year of insurance thereunder, which may be made retroactive only for such policy year.

(9) *Unfair claim settlement practices.* It is an unfair claim settlement practice if any of the following or any rules and regulations pertaining thereto are: ~~(A)~~ either committed flagrantly and in conscious disregard of such provisions, or ~~(B)~~ committed with such frequency as to indicate a general business practice.:

(a) Misrepresenting pertinent facts or insurance policy provisions relating to coverages at issue;

(b) failing to acknowledge and act reasonably promptly upon communications with respect to claims arising under insurance policies;

(c) failing to adopt and implement reasonable standards for the prompt investigation of claims arising under insurance policies;

(d) refusing to pay claims without conducting a reasonable investigation based upon all available information;

(e) failing to affirm or deny coverage of claims within a reasonable time after proof of loss statements have been completed;

(f) not attempting in good faith to effectuate prompt, fair and equitable settlements of claims in which liability has become reasonably clear;

(g) compelling insureds to institute litigation to recover amounts due under an insurance policy by offering substantially less than the amounts ultimately recovered in actions brought by such insureds;

(h) attempting to settle a claim for less than the amount to which a reasonable person would have believed that such person was entitled by reference to written or printed advertising material accompanying or made part of an application;

(i) attempting to settle claims on the basis of an application ~~which~~ that was altered without notice to, or knowledge or consent of the insured;

(j) making claims payments to insureds or beneficiaries not accompanied by a

statement setting forth the coverage under which payments are being made;

(k) making known to insureds or claimants a policy of appealing from arbitration awards in favor of insureds or claimants for the purpose of compelling them to accept settlements or compromises less than the amount awarded in arbitration;

(l) delaying the investigation or payment of claims by requiring an insured, claimant or the physician of either to submit a preliminary claim report and then requiring the subsequent submission of formal proof of loss forms, both of which submissions contain substantially the same information;

(m) failing to promptly settle claims, where liability has become reasonably clear, under one portion of the insurance policy coverage in order to influence settlements under other portions of the insurance policy coverage; or

(n) failing to promptly provide a reasonable explanation of the basis in the insurance policy in relation to the facts or applicable law for denial of a claim or for the offer of a compromise settlement.

(10) *Failure to maintain complaint handling procedures.* Failure of any person, who is an insurer on an insurance policy, to maintain a complete record of all the complaints ~~which~~ that it has received since the date of its last examination under K.S.A. 40-222, and amendments thereto; but no such records shall be required for complaints received prior to the effective date of this act. The record shall indicate the total number of complaints, their classification by line of insurance, the nature of each complaint, the disposition of the complaints, the date each complaint was originally received by the insurer and the date of final disposition of each complaint. For purposes of this subsection, "complaint" means any written communication primarily expressing a grievance related to the acts and practices set out in this section.

(11) *Misrepresentation in insurance applications.* Making false or fraudulent statements or representations on or relative to an application for an insurance policy, for the purpose of obtaining a fee, commission, money or other benefit from any insurer, agent, broker or individual.

(12) *Statutory violations.* Any violation of any of the provisions of K.S.A. 40-216, 40-276a, 40-2,155 or 40-1515, and amendments thereto.

(13) *Disclosure of information relating to adverse underwriting decisions and refund of premiums.* Failing to comply with the provisions of K.S.A. 40-2,112, and amendments thereto, within the time prescribed in such section.

(14) *Rebates and other inducements in title insurance.* (a) No title insurance company or title insurance agent, or any officer, employee, attorney, agent or solicitor thereof, may pay, allow or give, or offer to pay, allow or give, directly or indirectly, as an inducement to obtaining any title insurance business, any rebate, reduction or abatement of any rate or charge made incident to the issuance of such insurance, any special favor or advantage not generally available to others of the same classification, or any money, thing of value or other consideration or material inducement. The words "charge made incident to the issuance of such insurance" includes, without limitations, escrow, settlement and closing charges.

(b) No insured named in a title insurance policy or contract nor any other person directly or indirectly connected with the transaction involving the issuance of the policy or contract, including, but not limited to, mortgage lender, real estate broker, builder, attorney or any officer, employee, agent representative or solicitor thereof, or any other person may knowingly receive or accept, directly or indirectly, any rebate, reduction or

abatement of any charge, or any special favor or advantage or any monetary consideration or inducement referred to in subsection (14)(a).

(c) Nothing in this section shall be construed as prohibiting:

(i) The payment of reasonable fees for services actually rendered to a title insurance agent in connection with a title insurance transaction;

(ii) the payment of an earned commission to a duly appointed title insurance agent for services actually performed in the issuance of the policy of title insurance; or

(iii) the payment of reasonable entertainment and advertising expenses.

(d) Nothing in this section prohibits the division of rates and charges between or among a title insurance company and its agent, or one or more title insurance companies and one or more title insurance agents, if such division of rates and charges does not constitute an unlawful rebate under the provisions of this section and is not in payment of a forwarding fee or a finder's fee.

~~(e) As used in paragraphs (e) through (i)(7) of this subpart subsections (14)(e) through (14)(i), unless the context otherwise requires:~~

(i) "Associate" means any firm, association, organization, partnership, business trust, corporation or other legal entity organized for profit in which a producer of title business is a director, officer or partner thereof, or owner of a financial interest; the spouse or any relative within the second degree by blood or marriage of a producer of title business who is a natural person; any director, officer or employee of a producer of title business or associate; any legal entity that controls, is controlled by, or is under common control with a producer of title business or associate; and any natural person or legal entity with whom a producer of title business or associate has any agreement, arrangement or understanding or pursues any course of conduct, the purpose or effect of which is to evade the provisions of this section.

(ii) "Financial interest" means any direct or indirect interest, legal or beneficial, where the holder thereof is or will be entitled to 1% or more of the net profits or net worth of the entity in which such interest is held. Notwithstanding the foregoing, an interest of less than 1% or any other type of interest shall constitute a "financial interest" if the primary purpose of the acquisition or retention of that interest is the financial benefit to be obtained as a consequence of that interest from the referral of title business.

(iii) "Person" means any natural person, partnership, association, cooperative, corporation, trust or other legal entity.

(iv) "Producer of title business" or "producer" means any person, including any officer, director or owner of 5% or more of the equity or capital or both of any person, engaged in this state in the trade, business, occupation or profession of:

(A) Buying or selling interests in real property;

(B) making loans secured by interests in real property; or

(C) acting as broker, agent, representative or attorney for a person who buys or sells any interest in real property or who lends or borrows money with such interest as security.

(v) "Refer" means to direct or cause to be directed or to exercise any power or influence over the direction of title insurance business, whether or not the consent or approval of any other person is sought or obtained with respect to the referral.

(f) No title insurer or title agent may accept any order for, issue a title insurance policy to, or provide services to, an applicant if it knows or has reason to believe that

the applicant was referred to it by any producer of title business or by any associate of such producer, where the producer, the associate, or both, have a financial interest in the title insurer or title agent to which business is referred unless the producer has disclosed to the buyer, seller and lender the financial interest of the producer of title business or associate referring the title insurance business.

(g) No title insurer or title agent may accept an order for title insurance business, issue a title insurance policy, or receive or retain any premium, or charge in connection with any transaction if: (i) The title insurer or title agent knows or has reason to believe that the transaction will constitute controlled business for that title insurer or title agent; and (ii) 70% or more of the closed title orders of that title insurer or title agent during the 12 full calendar months immediately preceding the month in which the transaction takes place is derived from controlled business. The prohibitions contained in this ~~subparagraph~~ paragraph shall not apply to transactions involving real estate located in a county that has a population, as shown by the last preceding decennial census, of 10,000 or less.

(h) Within 90 days following the end of each business year, as established by the title insurer or title agent, each title insurer or title agent shall file with the department of insurance and any title insurer with which the title agent maintains an underwriting agreement, a report executed by the title insurer's or title agent's chief executive officer or designee, under penalty of perjury, stating the percent of closed title orders originating from controlled business. The failure of a title insurer or title agent to comply with the requirements of this section, at the discretion of the commissioner, shall be grounds for the suspension or revocation of a license or other disciplinary action, with the commissioner able to mitigate any such disciplinary action if the title insurer or title agent is found to be in substantial compliance with competitive behavior as defined by federal housing and urban development statement of policy 1996-2.

(i) (1) No title insurer or title agent may accept any title insurance order or issue a title insurance policy to any person if it knows or has reason to believe that such person was referred to it by any producer of title business or by any associate of such producer, where the producer, the associate, or both, have a financial interest in the title insurer or title agent to which business is referred unless the producer has disclosed in writing to the person so referred the fact that such producer or associate has a financial interest in the title insurer or title agent, the nature of the financial interest and a written estimate of the charge or range of charges generally made by the title insurer or agent for the title services. Such disclosure shall include language stating that the consumer is not obligated to use the title insurer or agent in which the referring producer or associate has a financial interest and shall include the names and telephone numbers of not less than three other title insurers or agents ~~which that~~ operate in the county in which the property is located. If fewer than three insurers or agents operate in that county, the disclosure shall include all title insurers or agents operating in that county. Such written disclosure shall be signed by the person so referred and must have occurred prior to any commitment having been made to such title insurer or agent.

(2) No producer of title business or associate of such producer shall require, directly or indirectly, as a condition to selling or furnishing any other person any loan or extension thereof, credit, sale, property, contract, lease or service, that such other person shall purchase title insurance of any kind through any title agent or title insurer if such producer has a financial interest in such title agent or title insurer.

(3) No title insurer or title agent may accept any title insurance order or issue a title insurance policy to any person it knows or has reason to believe that the name of the title company was pre-printed in the sales contract, prior to the buyer or seller selecting that title company.

(4) Nothing in this ~~subpart (i) paragraph~~ shall prohibit any producer of title business or associate of such producer from referring title business to any title insurer or title agent of such producer's or associate's choice, and, if such producer or associate of such producer has any financial interest in the title insurer, from receiving income, profits or dividends produced or realized from such financial interest, so long as:

(a) Such financial interest is disclosed to the purchaser of the title insurance in accordance with ~~part paragraphs (i)(1) through (i)(4) of this subpart;~~

(b) the payment of income, profits or dividends is not in exchange for the referral of business; and

(c) the receipt of income, profits or dividends constitutes only a return on the investment of the producer or associate.

(5) Any producer of title business or associate of such producer who violates the provisions of paragraphs (i)(2) through (i)(4), or any title insurer or title agent who accepts an order for title insurance knowing that it is in violation of paragraphs (i)(2) through (i)(4), in addition to any other action ~~which that~~ may be taken by the commissioner of insurance, shall be subject to a fine by the commissioner in an amount equal to five times the premium for the title insurance and, if licensed pursuant to K.S.A. 58-3034 et seq., and amendments thereto, shall be deemed to have committed a prohibited act pursuant to K.S.A. 58-3602, and amendments thereto, and shall be liable to the purchaser of such title insurance in an amount equal to the premium for the title insurance.

(6) Any title insurer or title agent that is a competitor of any title insurer or title agent that, subsequent to the effective date of this act, has violated or is violating the provisions of ~~subpart (i) this paragraph~~, shall have a cause of action against such title insurer or title agent and, upon establishing the existence of a violation of any such provision, shall be entitled, in addition to any other damages or remedies provided by law, to such equitable or injunctive relief as the court deems proper. In any such action under this subsection, the court may award to the successful party the court costs of the action together with reasonable attorney fees.

(7) The commissioner shall also require each title agent to provide core title services as required by the real estate settlement procedures act.

(j) The commissioner shall adopt any regulations necessary to carry out the provisions of this act.

(15) *Disclosure of nonpublic personal information.* (a) No person shall disclose any nonpublic personal information contrary to the provisions of title V of the Gramm-Leach-Bliley act of 1999 (public law 106-102). The commissioner may adopt rules and regulations necessary to carry out this ~~section subsection~~. Such rules and regulations shall be consistent with and not more restrictive than the model regulation adopted on September 26, 2000, by the national association of insurance commissioners entitled "Privacy of consumer financial and health information regulation".

~~(b) Any rules and regulations adopted by the commissioner which implement article V of the model regulation adopted on September 26, 2000, by the national association of insurance commissioners entitled "Privacy of consumer financial and~~

health information regulation" shall become effective on and after February 1, 2002.

(e) Nothing in this ~~paragraph (15)~~ subsection shall be deemed or construed to authorize the promulgation or adoption of any regulation ~~which that~~ preempts, supersedes or is inconsistent with any provision of Kansas law concerning requirements for notification of, or obtaining consent from, a parent, guardian or other legal custodian of a minor relating to any matter pertaining to the health and medical treatment for such minor.

Sec. 5. K.S.A. 2018 Supp. 40-2404 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "relating to unfair or deceptive acts or practices;"; in line 2, after "act" by inserting "; amending K.S.A. 2018 Supp. 40-2404 and repealing the existing section" and the bill be passed as amended.

Committee report to **SB 77** be adopted; and the bill be passed as amended.

On motion of Rep. Arnberger to amend **SB 128**, the motion did not prevail; and **SB 128** be passed.

Committee report to **HB 2383** be adopted.

Also, on motion of Rep. Highberger to amend **HB 2383** on page 3 in line 15, by adding after disability, "sexual orientation, gender identity"

Rep. Arnberger requested a ruling on the amendment being germane to the bill. The rules chair ruled the amendment was germane.

Also, roll call was demanded on motion of Rep. Highberger to amend.

On roll call, the vote was: Yeas 58; Nays 61; Present but not voting: 1; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clark, Clayton, Collins, Cox, Curtis, Dierks, Finch, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Jennings, Karleskint, Kessinger, Kuether, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Pannbacker, Parker, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Tarwater, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Corbet, Croft, Delperdang, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Kelly, Landwehr, Long, Lynn, Mason, Orr, Owens, F. Patton, Proehl, Ralph, Resman, Rhiley, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Present but not voting: Rahjes.

Absent or not voting: Carlson, Concannon, Francis, Hineman, Ryckman.

The motion to amend did not prevail.

Also, the motion to recommend **HB 2383** favorably for passage did not prevail.

Committee report to **SB 20** be adopted; and the bill be passed as amended.

Committee report to **SB 18** be adopted; and the bill be passed as amended.

Committee report to **SB 69** be adopted.

Also, on motion of Rep. Finney to amend **SB 69**, Rep. Bergquist requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report recommending a substitute bill to **SB 16** be adopted.

Also, on motion of Rep. Francis, **H Sub for SB 16** be amended on page 21, in line 12, by striking "five" and inserting "seven"

Also, on motion of Rep. Stogsdill to amend **H Sub for SB 16**, on page 7, following line 8, by inserting:

"Sec. 9. K.S.A. 72-2252 is hereby amended to read as follows: 72-2252. As used in ~~this act K.S.A. 72-2252 through 72-2262, and amendments thereto:~~ (a) "Teacher" means any professional employee who is required to hold a certificate to teach in any school district and any teacher or instructor in any technical college, the institute of technology at Washburn university or community college. The term "teacher" does not include within its meaning any supervisor, principal, superintendent or any person employed under the authority of K.S.A. 72-1134, and amendments thereto, or any persons person employed in an administrative capacity by any technical college, the institute of technology at Washburn university or community college.

(b) "Board" means the board of education of any school district, governing body of any technical college or the institute of technology at Washburn university, and the board of trustees of any community college.

Sec. 10. K.S.A. 72-2253 is hereby amended to read as follows: 72-2253. (a) Whenever a teacher is given written notice of intention by a board to not renew or to terminate the contract of the teacher as provided in K.S.A. 72-2251, and amendments thereto, the written notice of the proposed nonrenewal or termination shall include: (1) A statement of the reasons for the proposed nonrenewal or termination; and (2) a statement that the teacher may have the matter heard by a hearing officer upon written request filed with the clerk of the board of education or the board of control or the secretary of the board of trustees within 15 calendar days from the date of such notice of nonrenewal or termination.

(b) Within 10 calendar days after the filing of any written request of a teacher to be heard as provided in subsection (a), the board shall notify the commissioner of education that a list of qualified hearing officers is required. Such notice shall contain the mailing address of the teacher. Within 10 days after receipt of notification from the board, the commissioner shall provide to the board and to the teacher, a list of five randomly selected, qualified hearing officers.

(c) Within five days after receiving the list from the commissioner, each party shall eliminate two names from the list, and the remaining individual on the list shall serve as hearing officer. In the process of elimination, each party shall eliminate no more than one name at a time, the parties alternating after each name has been eliminated. The first name to be eliminated shall be chosen by the teacher within five days after the teacher receives the list. The process of elimination shall be completed within five days thereafter.

(d) Either party may request that one new list be provided within five days after receiving the list. If such a request is made, the party making the request shall notify the commissioner and the other party, and the commissioner shall generate a new list and

distribute it to the parties in the same manner as the original list.

(e) In lieu of using the process provided in subsections (b) and (c), if the parties agree, they may make a request to the American arbitration association for an arbitrator to serve as the hearing officer. Any party desiring to use this alternative procedure shall so notify the other party in the notice required under subsection (a). If the parties agree to use this procedure, the parties shall make a joint request to the American arbitration association for a hearing officer within 10 days after the teacher files a request for a hearing. If the parties choose to use this procedure, the parties shall each pay one-half of the cost of the arbitrator and of the arbitrator's expenses.

(f) The commissioner of education shall compile and maintain a list of hearing officers comprised of residents of this state who are attorneys at law. Such list shall include a statement of the qualifications of each hearing officer.

(g) Attorneys interested in serving as hearing officers under the provisions of this act shall submit an application to the commissioner of education. The commissioner shall determine if the applicant is eligible to serve as a hearing officer pursuant to the provisions of subsection (h).

(h) An attorney shall be eligible for appointment to the list if the attorney has: (1) Completed a minimum of 10 hours of continuing legal education credit in the area of education law, due process, administrative law or employment law within the past five years; or (2) previously served as the chairperson of a due process hearing committee prior to the effective date of this act. An attorney shall not be eligible for appointment to the list if the attorney has been employed to represent a board or a teacher in a due process hearing within the past five years.

Sec. 11. K.S.A. 72-2254 is hereby amended to read as follows: 72-2254. The hearing provided for under K.S.A. 72-2253, and amendments thereto, shall commence within 45 calendar days after the hearing officer is selected unless the hearing officer grants an extension of time. The hearing shall afford procedural due process, including the following:

(a) The right of each party to have counsel of such party's own choice present and to receive the advice of such counsel or other person whom such party may select;

(b) the right of each party or such party's counsel to cross-examine any person who provides information for the consideration of the hearing officer, except those persons whose testimony is presented by affidavit;

(c) the right of each party to present such party's own witnesses in person, or their testimony by affidavit or deposition, except that testimony of a witness by affidavit may be presented only if such witness lives more than 100 miles from the location of the unified school district office, the technical college, institute of technology at Washburn university or community college, or is absent from the state, or is unable to appear because of age, illness, infirmity or imprisonment. When testimony is presented by affidavit the same shall be served upon the clerk of the board of education, the board of control, the secretary of the board of trustees or the agent of the board and upon the teacher in person or by first-class mail to the address of the teacher which is on file with the board not less than 10 calendar days prior to presentation to the hearing officer;

(d) the right of the teacher to testify in the teacher's own behalf and give reasons for the teacher's conduct, and the right of the board to present its testimony through such persons as the board may call to testify in its behalf and to give reasons for its actions, rulings or policies;

- (e) the right of the parties to have an orderly hearing; and
- (f) the right of the teacher to a fair and impartial decision based on substantial evidence.

Sec. 12. K.S.A. 72-2260 is hereby amended to read as follows: 72-2260. (a) Except as otherwise provided in this section, the provisions of K.S.A. 72-2253 through 72-2258, and amendments thereto, apply only to:

(1) Teachers who have completed not less than three consecutive years of employment, and been offered a fourth contract, in the school district, technical college, institute of technology at Washburn university or community college by which any such teacher is currently employed; and

(2) teachers who have completed not less than two consecutive years of employment, and been offered a third contract, in the school district, technical college, institute of technology at Washburn university or community college by which any such teacher is currently employed if at any time prior to the current employment the teacher has completed the years of employment requirement of paragraph (1) ~~of this subsection~~ in any school district, technical college, the institute of technology at Washburn university or community college in this state.

(b) Any board may waive, at any time, the years of employment requirements of subsection (a)(1) for any teacher employed by it.

(c) The provisions of this ~~subsection~~ section are subject to the provisions of K.S.A. 72-2262, and amendments thereto.

(d) The provisions of K.S.A. 72-2253 through 72-2258, and amendments thereto, do not apply to any teacher whose license has been non-renewed or revoked by the state board of education because the teacher has:

(1) Been convicted of a felony under K.S.A. 2010 Supp. 21-36a01 through 21-36a17, prior to their transfer, or article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or any felony violation of any provision of the uniform controlled substances act prior to July 1, 2009;

(2) been convicted of a felony described in article 34 of chapter 21 of the Kansas Statutes Annotated, prior to its repeal, or article 54 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2018 Supp. 21-6104, 21-6325, 21-6326 or 21-6418, and amendments thereto, or an act described in K.S.A. 21-3412 or 21-3412a, prior to its repeal, or K.S.A. 2018 Supp. 21-5413(a) or 21-5414, and amendments thereto, if the victim is a minor or student;

(3) been convicted of a felony described in article 35 of chapter 21 of the Kansas Statutes Annotated, prior to its repeal, or article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2018 Supp. 21-6419 through 21-6422, and amendments thereto, or has been convicted of an act described in K.S.A. 21-3517, prior to its repeal, or K.S.A. 2018 Supp. 21-5505(a), and amendments thereto, if the victim is a minor or student;

(4) been convicted of any act described in article 36 of chapter 21 of the Kansas Statutes Annotated, prior to its repeal, or article 56 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto;

(5) been convicted of a felony described in article 37 of chapter 21 of the Kansas Statutes Annotated, prior to its repeal, or article 58 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2018 Supp. 21-6412(a)(6), and amendments thereto;

(6) been convicted of an attempt under K.S.A. 21-3301, prior to its repeal, or K.S.A. 2018 Supp. 21-5301, and amendments thereto, to commit any act specified in

this subsection:

(7) been convicted of any act that is described in K.S.A. 21-4301, 21-4301a or 21-4301c, prior to its repeal, or K.S.A. 2018 Supp. 21-6401 or 21-6402, and amendments thereto;

(8) been convicted in another state or by the federal government of an act similar to any act described in this subsection; or

(9) has entered into a criminal diversion agreement after having been charged with any offense described in this subsection.";

On page 40, in line 2, after the first comma by inserting "72-2252, 72-2253, 72-2254, 72-2260,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the first comma by inserting "72-2252, 72-2253, 72-2254, 72-2260,"

Rep. Williams requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Roll call was demanded on motion of Rep. Stogsdill to amend **H Sub for SB 16**.

On roll call, the vote was: Yeas 55; Nays 68; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Cox, Curtis, Dierks, Dietrich, Finney, French, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hodge, Holscher, Horn, Howard, Karleskint, Kessinger, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Stogsdill, Toplikar, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, Garber, Hawkins, Helmer, Highland, Hineman, Hoffman, Hoheisel, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Orr, Owens, Pannbacker, F. Patton, Prochl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson, Thompson.

The motion of Rep. Stogsdill to amend **H Sub for SB 16** did not prevail and the substitute bill be passed.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, March 26, 2019.

Journal of the House

FORTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 26, 2019, 11:00 a.m.

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

The roll was called with 124 members present.

Rep. Carlson was excused on verified illness.

Excused later: Rep. Howard.

Prayer by guest chaplain, Rev. Curtis Wright, Pastor, Wellsville Family Worship Center, Wellsville, and guest of Rep. Samsel:

Heavenly Father, we look to You now asking that You would grace this room, and these public servants, with Your presence. Not just here and now, but every time they gather to seek wisdom and understanding as they wrestle with how to best meet the needs of the people of not just this great state but even of this great nation! And that each of these men and women would be mindful of the fact that, even in their respective levels of service, still... You, Creator God, are the ultimate source of all power and authority, and to whom much is given, much will be required. And the best way to leverage that power and authority is on behalf of the people they were elected to represent. Recognizing that... when a servant's power is leveraged on behalf of the people they serve, then the Apostle Paul's words will begin to ring true ... that we may, indeed, lead quiet and peaceable lives in all godliness and reverence. We pray these things in the Name of our Lord and Savior, Jesus Christ, Amen.

The Pledge of Allegiance was led by Rep. Burriss.

PERSONAL PRIVILEGE

There being no objection, the following remarks of Rep. Susan Ruiz are spread upon the Journal:

Thank you Mr. Speaker. I invite the Representatives from Johnson County to join me at the well.

I am recognizing Rui Xu as the first Chinese American to be elected to the Kansas House of Representatives.

Rui was born in Switzerland in 1989 to Chinese graduate students pursuing their PhDs. Due to the 1 child policy in China and the fact that Rui had an older sister, the family moved to the United States when Rui was 2 years old. He would spend the remainder of his childhood growing up in the town of Rolla, Missouri, where he became a naturalized US citizen at the age of 12. After graduating from the University of Southern California with a degree in economics, he married his high school sweetheart, Kearsha and moved to Kansas City to pursue a career in sports analytics. Rui and Kearsha moved to Olathe, KS in 2013 and later moved to Westwood in 2015. During that time Rui worked for Sporting Kansas City for 3.5 years during the time that the team won the MLS Championship in 2013.

In 2016 Rui decided he wanted to switch gears and take on a career that helped people. He became a marketing operations analyst at Children's International, which is the largest non-profit, supporting over 200,000 children around the world. At the same time Rui began volunteering his time in the literacy KC board, helping low-literacy adults in the area improve their reading ability. Ultimately this led to his run for state representative because he believes that a strong, open and trustworthy government can be a catalyst for growth for all the people in Kansas.

Rep. Susan Ruiz presented Rep. Xu with a framed House certificate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill and concurrent resolution were introduced and read by title:

HB 2412, AN ACT concerning advanced practice registered nurses; board of nursing; relating to the definition of practice; prescribing authority; licensure requirements; rules and regulations; amending K.S.A. 65-1130 and 65-4101, K.S.A. 2017 Supp. 65-1113, as amended by section 2 of chapter 42 of the 2018 Session Laws of Kansas, and K.S.A. 2018 Supp. 40-3401 and repealing the existing sections, by Committee on Federal and State Affairs.

HOUSE CONCURRENT RESOLUTION No. **HCR 5010**—

By Committee on Federal and State Affairs

A PROPOSITION to amend article 3 of the constitution of the state of Kansas by adding a new section thereto, concerning the issuance of decisions by the Kansas supreme court.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Article 3 of the constitution of the state of Kansas is hereby amended by adding a new section to read as follows:

"§ 21. Time limit on issuance of supreme court decisions. The supreme court shall issue an opinion or decision in any case that is pending before the court, including any decision on a motion filed with the court, within one year after the final submission of all appellate briefs or the date of oral arguments, if any such arguments are scheduled, whichever occurs later."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment would require the Kansas supreme court to issue an opinion or decision, including any decision on a motion filed with the court, within one year after receiving all final arguments in a case or on a motion.

"A vote for this proposition would prohibit the Kansas supreme court from taking more than one year to issue an opinion or decision in a case, including any motion filed with the court, once the court has received all final arguments in the case or on the motion.

"A vote against this proposition would make no changes to the time the Kansas supreme court may take to issue an opinion or decision in a case."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2410, HB 2411.**

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2018, AN ACT creating the Kansas criminal justice reform commission; relating to duties and membership; report to legislature, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 4; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris, Garber, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The substitute bill passed, as amended.

HB 2054, AN ACT concerning insurance; relating to health insurance; pertaining to association health plans; jurisdiction of the commissioner; exemption from regulation as small employer health plans; updating requirements, terminology and references related thereto; amending K.S.A. 40-2209b and 40-2209e and K.S.A. 2018 Supp. 40-2209, 40-2209d, 40-2222, 40-2222a and 40-2222b and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 23; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Ballard, Barker, Bergquist, Blex, Burris, Capps, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Neighbor, Orr, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard.

Nays: Alcalá, Amyx, Benson, Bishop, Burroughs, Carmichael, Finney, Henderson, Highberger, Hodge, Horn, Kuether, Lusk, Murnan, Ohaebosim, Ousley, Pittman, Ruiz, L., Stogsdill, Victors, Ward, Winn, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

HB 2137, AN ACT concerning the Kansas open records act; relating to exceptions to disclosure of public records; legislative review; amending K.S.A. 2018 Supp. 9-513c, 40-3407 and 45-229 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple,

K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

HB 2173, AN ACT concerning industrial hemp; establishing a commercial industrial hemp program; amending K.S.A. 65-4101 and 65-4105 and K.S.A. 2018 Supp. 2-3901, 2-3902, 2-3903, 21-5701 and 21-5702 and repealing the existing sections; also repealing K.S.A. 65-4101c and 65-4105b and K.S.A. 2018 Supp. 21-5701a, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 5; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Ellis, Erickson, Landwehr, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

HB 2274, AN ACT concerning abortion; relating to medication abortions; notification requirements, was considered on final action.

On roll call, the vote was: Yeas 85; Nays 39; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warfield, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger,

Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER, **HB 2274**-Abortion Pill Reversal provides pregnant women considering an abortion, additional choices if they have commenced RU-486 treatment. This is pro-life and pro-women's health. Remember, this is just oral and written notice of an option.

Colleagues, I choose to stand with the 2,500 members of the American Association of Pro-Life OB/Gyns in support of abortion pill reversal. I vote Yes on **HB 2274** – JOHN EPLEE, MARTIN LONG, DAVE BAKER, CHERYL HELMER, MARK SAMSEL, LES MASON, RONALD ELLIS, DOUG BLEX, TORY MARIE ARNBERGER, KELLIE WARREN, BARBARA WASINGER, ADAM THOMAS, KYLE HOFFMAN, ERIC SMITH, LEONARD MASTRONI, RON HOWARD, KEN COLLINS, BILL SUTTON, LONNIE CLARK, BRENDA LANDWEHR, CHARLOTTE ESAU, SUSAN HUMPHRIES, MEGAN LYNN, JACK THIMESCH, SEAN TARWATER, JOE SEIWERT, JOHN WHEELER, JR., EMIL BERGQUIST

MR. SPEAKER: I vote Yes on **HB 2274**, because We the people of Kansas, grateful to Almighty God for our civil and religious privileges, in order to insure the full enjoyment of our rights as American citizens, believe "All men are possessed of equal and inalienable natural rights, among which are *life, liberty, and the pursuit of happiness.*" It's impossible to continue to enjoy these God given rights and privileges if Kansas continues to allow helpless babies to be murdered in the womb. God gives life; the State Constitution is to protect innocent life. If politicians won't protect the lives of babies in the womb, then who will? TREVOR JACOBS

HB 2307, AN ACT concerning insurance; relating to dental benefits; covered services and non-covered services; limitations on plan changes; amending K.S.A. 2018 Supp. 40-2,186 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 91; Nays 33; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burris, Burroughs, Capps, Carlin, Claeys, Clark, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgeson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Straub, Thompson, Toplikar, Victors, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Averkamp, Bergquist, Blex, Carmichael, B. Carpenter, W. Carpenter, Collins, Corbet, Croft, Delperdang, Dove, Erickson, Esau, Garber, Hoffman, Huebert, Humphries, Jacobs, Long, Mason, Owens, Resman, Rhiley, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Vickrey, Waggoner, Warren, Wasinger.

Present but not voting: None.
 Absent or not voting: Carlson.
 The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER, I vote no on **HB 2307**. When a Dentist contracts with a health insurance carrier, they agree to certain rates for certain services. Health carriers negotiate on behalf of their consumers to ensure reasonable costs for services, including those not covered by the health insurance contract. These are additional benefits of the insurance agreement, that the consumer paid a premium to have. This bill undermines those contracts that were negotiated and agreed to, and isn't consumer friendly. A Yes vote is a vote to raise health care costs for Kansans. My constituents will know I made every effort to drive down the cost of health care. – SEAN TARWATER, SR., ERIC SMITH, KYLE HOFFMAN, JACK THIMESCH, JOE SEIWERT, JOHN RESMAN, MARTIN LONG, TREVOR JACOBS, CHARLOTTE ESAU

HB 2314, AN ACT concerning cities; relating to the rehabilitation of abandoned property; amending K.S.A. 2018 Supp. 12-1750 and 12-1756a and repealing the existing sections; also repealing K.S.A. 2018 Supp. 12-1756e, was considered on final action.

On roll call, the vote was: Yeas 97; Nays 27; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Burroughs, Carlin, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Helgerson, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thompson, Vickrey, Waggoner, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu

Nays: Awerkamp, Blex, Burris, Capps, Carmichael, B. Carpenter, W. Carpenter, Croft, Delperdang, Erickson, Finney, Hawkins, Helmer, Henderson, Hibbard, Hodge, Humphries, Jacobs, Ohaebosim, Owens, Rhiley, Sutton, Thomas, Toplikar, Victors, Warren, Wasinger.

Present but not voting: None.
 Absent or not voting: Carlson.
 The bill passed, as amended.

HB 2389, AN ACT concerning controlled substances; relating to prescriptions therefor; requiring electronic prescriptions for certain controlled substances, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson,

Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

HB 2396, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; conditions of probation; sanctions for violation; certified drug abuse treatment programs; amending K.S.A. 2018 Supp. 21-6604, 21-6824, 22-3716 and 22-3717 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 97; Nays 27; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Awerkamp, Baker, Ballard, Benson, Bishop, Burroughs, Capps, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Aramberger, Barker, Bergquist, Blex, Burris, B. Carpenter, W. Carpenter, Collins, Corbet, Dove, Erickson, Esau, Finch, Garber, Helmer, Hoffman, Jacobs, Landwehr, Mason, Owens, Resman, Rhiley, Seiwert, Straub, Tarwater, Thimesch, Thomas.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

HR 6018, A RESOLUTION requesting the federal government address water quality issues in the Arkansas River Basin in Southeast Colorado and Southwest Kansas and the prevalence of radionuclides in the waters of the Arkansas River Basin, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not

voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The resolution was adopted.

SB 15, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; definition of service-connected; amending K.S.A. 74-4952 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 16, AN ACT concerning education; relating to the instruction and financing thereof; amending K.S.A. 72-1167, 72-3422, 72-4352, 72-4354, 72-5131, 72-5132, 72-5150, 72-5170, 72-5171, 72-5173, 72-5193, 72-5461, 72-5462, 72-6147, 72-6487 and 72-8193 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 63; Nays 61; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Averkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Concannon, Corbet, Croft, Delperdang, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Kelly, Landwehr, Lynn, Mason, Owens, Pannbacker, F. Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Nays: Alcala, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Collins, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hodge, Holscher, Horn, Jennings, Karleskint, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The substitute bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: Accountability is the cornerstone of all good policy. When the Legislature commits millions more annually to education, it is our responsibility to ensure those dollars are being allocated in ways that improve student achievement – at all levels, especially the at-risk level. Placing more resources in the classroom for instruction is the most important accountability measure to better move students toward success. Per the words of KSDE, without the foundation of the classroom, the whole education system is doomed to failure. Mr. Speaker, I vote yes on **SB 16**. – KRISTEY WILLIAMS, STEPHEN OWENS, TREVOR JACOBS

MR. SPEAKER: I vote no on **SB 16**. Our vote is the most important instrument we have. Its power is great and it's not meant to be traded or manipulated. Our job is to serve the people. And the people we need to worry about are the ones out there. It's liberating when you free yourselves and vote for the people. No one out there - supports this bill. So, I implore everyone, be the courageous Legislator you were meant to be, and vote no on this bill. You'll be a hero where it matters—out there. – CINDY HOLSCHER

MR. SPEAKER: I vote no on **Senate Bill 16**. The policy portion of the Gannon suit has already been settled, and this bill merely opens the state to further potential litigation. The Kansas Supreme Court made their position very clear. I will not support a bill that takes our progress on school finance backward rather than toward resolution. Kansas children and teachers deserve better. We must do the job we were both mandated and elected to do. **SB 16** does not do that job. – TOM SAWYER, BARBARA BALLARD, RUI XU, PAM CURTIS, TIM HODGE, CINDY NEIGHBOR, SYDNEY CARLIN, GAIL FINNEY, STEPHANIE CLAYTON, NANCY LUSK, JERRY STOGSDILL, EILEEN HORN, VALDENIA WINN, DAVE BENSON, BRODERICK HENDERSON, JIM GARTNER, FRED A WARFIELD, BRANDON WOODARD, MONICA MURNAN, JEFF PITTMAN

MR. SPEAKER: Body, I believe that many, many Kansans want these policies in **SB 16**. Who would that be?

- Parents who want to know where the dollars are spent in their districts.
- Parents whose children are in failing schools and they see a way out with these policies.
- Parents whose children have dyslexia.

These policies are about parents and children. And I vote yes on **SB 16**.—SUSAN HUMPHRIES

MR. SPEAKER: I vote “yes” on **SB 16** because I have had a majority of MY constituents ask about accountability. We are not held to listening only to one side and I am not LED to a vote. — ERIC SMITH

MR. SPEAKER: I ran on accountability for schools and more dollars to the classroom. I took the time to explain the school funding issue to my constituents. I’ve gotten past the newspapers and special interest group emails. I knew there was a problem when, after a \$500M raise, the KASB testified against diagnosing dyslexia at an early age because it cost too much to teach them properly. I simply cannot just write another blank check, without accountability. While I certainly support schools, when they are pitted against the children, MY Constituents know that I will always fight for their children. I vote Yes on **SB 16**. — SEAN TARWATER, SR., CHARLOTTE ESAU

SB 18, AN ACT concerning crimes, punishment and criminal procedure; relating to counterfeiting currency; sentencing; presentence investigation report; diversion agreements; attorney general; amending K.S.A. 22-2906 and K.S.A. 2018 Supp. 21-5840, 21-6813 and 22-2909 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 20, AN ACT concerning courts; relating to recognition of tribal court judgments; court fees and costs; judicial branch surcharge fund; amending K.S.A. 65-409 and K.S.A. 2018 Supp. 8-2107, 8-2110, 20-3021, 21-6614, 22-2410, 23-2510, 28-170, 28-172a, 28-177, 28-178, 28-179, 32-1049a, 38-2215, 38-2312, 38-2314, 59-104, 60-729, 60-2001, 60-2203a, 61-2704 and 61-4001 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 6; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Vickers, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris, Capps, Garber, Helmer, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 25, AN ACT making and concerning appropriations for fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, and June 30, 2022, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 99; Nays 25; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Blex, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Francis, French, Frownfelter, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Tarwater, Thimesch, Thompson,

Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bishop, Burris, Burroughs, Capps, Carmichael, Dove, Erickson, Esau, Finney, Garber, Helgerson, Hodge, Houser, Jacobs, Kuether, Neighbor, Ohaebosim, Probst, Rhiley, Stogsdill, Sutton, Thomas, Ward, Wasinger.

Present but not voting: None.

Absent or not voting: Carlson.

The substitute bill passed.

SB 28, AN ACT concerning insurance; relating to fraudulent insurance acts; amount involved; amending K.S.A. 2018 Supp. 40-2,118 and repealing the existing section; also repealing K.S.A. 2018 Supp. 40-2,118a, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Pittman.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 53, AN ACT concerning state emblems; designating the chambourcin as the state red wine grape; designating the vignoles as the state white wine grape, was considered on final action.

On roll call, the vote was: Yeas 88; Nays 36; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Awerkamp, Baker, Ballard, Barker, Benson, Bishop, Burroughs, Carlin, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Finch, Finney, Francis, French, Gartner, Hawkins, Helmer, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Victors, Warfield, Weigel, Wheeler, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Bergquist, Blex, Burris, Capps, Carmichael, B. Carpenter, W. Carpenter, Concannon, Delperdang, Erickson, Esau, Frownfelter, Garber, Helgerson, Henderson, Hodge, Houser, Jacobs, Landwehr, Lynn, Mason, Owens, Parker, Rhiley, Smith, A., Straub, Thompson, Vickrey, Waggoner, Ward, Warren, Wasinger, Waymaster, Whipple, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 60, AN ACT concerning real estate; relating to licensing of brokers and salespersons; application, temporary licenses, education requirements, deactivation and reinstatement of licenses, broker's primary office, fees, effect on other licenses of suspension or revocation of certain licenses; Kansas real estate commission; organization, seal; amending K.S.A. 74-4202 and K.S.A. 2018 Supp. 58-3039, 58-3040, 58-3045, 58-3046a, 58-3047, 58-3060, 58-3063, 58-3080 and 58-3081 and repealing the existing sections; also repealing K.S.A. 58-3049, was considered on final action.

On roll call, the vote was: Yeas 107; Nays 17; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burroughs, Capps, Carlin, Carmichael, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kueher, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bergquist, Blex, Burris, B. Carpenter, W. Carpenter, Croft, Dove, Erickson, Esau, Garber, Jacobs, Owens, Pittman, Rhiley, Sutton, Vickrey.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 63, AN ACT concerning transportation; relating to transportation network company vehicles; regulating the use of authorized lights, city ordinances; requiring vehicle drivers to stop for on-track train equipment at railroad grade crossing signals; amending K.S.A. 8-1551 and K.S.A. 2018 Supp. 8-1729 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer,

Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 66, AN ACT concerning insurance; relating to the version of risk-based capital instructions in effect; exempting certain domestic insurers from filing enterprise risk reports; amending K.S.A. 2018 Supp. 40-2c01 and 40-3305 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 67, AN ACT concerning life insurance; relating to unfair or deceptive acts or practices; establishing the unclaimed life insurance benefits act; amending K.S.A. 2018 Supp. 40-2404 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch,

Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 68, AN ACT concerning cities; relating to a valid contract franchise ordinance and wireless service providers; prohibitions; amending K.S.A. 2018 Supp. 12-2001 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 12; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Capps, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delpendang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Owens, Pannbacker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard.

Nays: Burroughs, Carlin, Clayton, Frownfelter, Helmer, Hodge, Ousley, Parker, Rhiley, Ruiz, S., Stogsdill, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 69, AN ACT concerning electric utilities; requiring a study of electric rates; relating to the legislative coordinating council; state corporation commission, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 7; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delpendang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch,

Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Hineman, Hodge, Kuether, Rhiley, Samsel, Sutton, Wasinger.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 71, AN ACT concerning postsecondary education; relating to the state board of regents; eliminating the expiration of the postsecondary technical education authority; requiring an annual report; amending K.S.A. 74-32,402 and repealing the existing section; also repealing K.S.A. 74-32,404, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 77, AN ACT concerning children and minors; relating to children with sexual behavior problems; Kansas department for children and families; voluntary services, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch,

Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 78, AN ACT concerning consumer protection; relating to assignment of rights or benefits to a residential contractor under a property and casualty insurance policy insuring residential real estate; consumer protection act; definitions of consumer transaction and supplier; amending K.S.A. 2018 Supp. 50-624 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Finch.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

SB 82, AN ACT concerning financial institutions; relating to the state banking code; form of delivery of certain notices; certificates of existence; conversion to state banks; amending K.S.A. 2018 Supp. 9-550, 9-808, 9-908 and 9-1506 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson,

Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 90, AN ACT concerning economic development; relating to the center for entrepreneurship act; extending the tax credit for contributions to financial institutions and increasing the annual credit available for all contributors; amending K.S.A. 74-99c09 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Rhiley, Waggoner.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 94, AN ACT concerning motor vehicle insurance; relating to reductions in premiums; approved motor vehicle accident prevention courses; pertaining to course duration and approving entities; amending K.S.A. 40-1112a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 4; Present but not voting: 0; Absent or not

voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael, Hodge, Rhiley, Tarwater.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 97, AN ACT concerning motor vehicles; relating to fleet rental vehicles; registrations; creating the fleet rental vehicle administration fund; amending K.S.A. 2018 Supp. 8-145 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 128, AN ACT concerning schools; relating to safety drills; requiring a certain number of fire, tornado and crisis drills; rules and regulations of the state fire marshal; amending K.S.A. 2018 Supp. 31-133 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: W. Carpenter.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

SB 199, AN ACT concerning education; relating to Kansas high school equivalency credentials; establishing the AO-K to work program, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Barker, the House concurred in Senate amendments to **HB 2035**, AN ACT concerning alcoholic beverages; relating to cereal malt beverages and enforcement of laws regulating the sale thereof; amending K.S.A. 2016 Supp. 41-308, as amended by section 6 of chapter 56 of the 2017 Session Laws of Kansas, and K.S.A. 2018 Supp. 41-106 and 79-4101 and repealing the existing sections.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Hodge, Thompson.

Present but not voting: None.

Absent or not voting: Carlson.

On motion of Rep. Proehl, the House nonconcurred in Senate amendments to **HB 2126** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurred in Senate amendments to **HB 2209** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Vickrey, Cox and Neighbor as conferees on the part of the House.

PERSONAL PRIVILEGE

Rep. Lusk requested unanimous consent of the House to have her vote changed from Aye to Nay on **HB 2054**. There was no objection.

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

COMMITTEE OF THE WHOLE

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

Recommended that **SCR 1605** be adopted.

Roll call was demanded on motion of Rep. Burroughs, to amend **HB 2154** on page 27, following line 39, by inserting:

"Sec. 5. K.S.A. 2018 Supp. 44-706 is hereby amended to read as follows: 44-706. The secretary shall examine whether an individual has separated from employment for each week claimed. The secretary shall apply the provisions of this section to the individual's most recent employment prior to the week claimed. An individual shall be disqualified for benefits:

(a) If the individual left work voluntarily without good cause attributable to the work or the employer, subject to the other provisions of this subsection. For purposes of this subsection, "good cause" is cause of such gravity that would impel a reasonable, not supersensitive, individual exercising ordinary common sense to leave employment. Good cause requires a showing of good faith of the individual leaving work, including the presence of a genuine desire to work. Failure to return to work after expiration of approved personal or medical leave, or both, shall be considered a voluntary resignation. After a temporary job assignment, failure of an individual to affirmatively request an additional assignment on the next succeeding workday, if required by the employment agreement, after completion of a given work assignment, shall constitute leaving work voluntarily. The disqualification shall begin the day following the separation and shall continue until after the individual has become reemployed and has had earnings from insured work of at least three times the individual's weekly benefit amount. An individual shall not be disqualified under this subsection if:

(1) The individual was forced to leave work because of illness or injury upon the advice of a licensed and practicing health care provider and, upon learning of the necessity for absence, immediately notified the employer thereof, or the employer consented to the absence, and after recovery from the illness or injury, when recovery was certified by a practicing health care provider, the individual returned to the employer and offered to perform services and the individual's regular work or comparable and suitable work was not available. As used in this paragraph "health care provider" means any person licensed by the proper licensing authority of any state to engage in the practice of medicine and surgery, osteopathy, chiropractic, dentistry, optometry, podiatry or psychology;

(2) the individual left temporary work to return to the regular employer;

(3) the individual left work to enlist in the armed forces of the United States, but was rejected or delayed from entry;

(4) the spouse of an individual who is a member of the armed forces of the United States who left work because of the voluntary or involuntary transfer of the individual's spouse from one job to another job, which is for the same employer or for a different employer, at a geographic location which makes it unreasonable for the individual to continue work at the individual's job. For the purposes of this provision the term "armed forces" means active duty in the army, navy, marine corps, air force, coast guard or any branch of the military reserves of the United States;

(5) the individual left work because of hazardous working conditions; in determining whether or not working conditions are hazardous for an individual, the degree of risk involved to the individual's health, safety and morals, the individual's physical fitness and prior training and the working conditions of workers engaged in the

same or similar work for the same and other employers in the locality shall be considered; as used in this paragraph, "hazardous working conditions" means working conditions that could result in a danger to the physical or mental well-being of the individual; each determination as to whether hazardous working conditions exist shall include, but shall not be limited to, a consideration of: (A) The safety measures used or the lack thereof; and (B) the condition of equipment or lack of proper equipment; no work shall be considered hazardous if the working conditions surrounding the individual's work are the same or substantially the same as the working conditions generally prevailing among individuals performing the same or similar work for other employers engaged in the same or similar type of activity;

(6) the individual left work to enter training approved under section 236(a)(1) of the federal trade act of 1974, provided the work left is not of a substantially equal or higher skill level than the individual's past adversely affected employment, as defined for purposes of the federal trade act of 1974, and wages for ~~such the~~ work are not less than 80% of the individual's average weekly wage as determined for the purposes of the federal trade act of 1974;

(7) the individual left work because of unwelcome harassment of the individual by the employer or another employee of which the employing unit had knowledge and that would impel the average worker to give up ~~such the~~ worker's employment;

(8) the individual left work to accept better work; each determination as to whether or not the work accepted is better work shall include, but shall not be limited to, consideration of: (A) The rate of pay, the hours of work and the probable permanency of the work left as compared to the work accepted; (B) the cost to the individual of getting to the work left in comparison to the cost of getting to the work accepted; and (C) the distance from the individual's place of residence to the work accepted in comparison to the distance from the individual's residence to the work left;

(9) the individual left work as a result of being instructed or requested by the employer, a supervisor or a fellow employee to perform a service or commit an act in the scope of official job duties which is in violation of an ordinance or statute;

(10) the individual left work because of a substantial violation of the work agreement by the employing unit and, before the individual left, the individual had exhausted all remedies provided in ~~such the~~ agreement for the settlement of disputes before terminating. For the purposes of this paragraph, a demotion based on performance does not constitute a violation of the work agreement;

(11) after making reasonable efforts to preserve the work, the individual left work due to a personal emergency of such nature and compelling urgency that it would be contrary to good conscience to impose a disqualification; or

(12) (A) the individual left work due to circumstances resulting from domestic violence, including:

(i) The individual's reasonable fear of future domestic violence at or en route to or from the individual's place of employment;

(ii) the individual's need to relocate to another geographic area in order to avoid future domestic violence;

(iii) the individual's need to address the physical, psychological and legal impacts of domestic violence;

(iv) the individual's need to leave employment as a condition of receiving services or shelter from an agency which provides support services or shelter to victims of

domestic violence; or

(v) the individual's reasonable belief that termination of employment is necessary to avoid other situations which may cause domestic violence and to provide for the future safety of the individual or the individual's family.

(B) An individual may prove the existence of domestic violence by providing one of the following:

(i) A restraining order or other documentation of equitable relief by a court of competent jurisdiction;

(ii) a police record documenting the abuse;

(iii) documentation that the abuser has been convicted of one or more of the offenses enumerated in articles 34 and 35 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or articles 54 or 55 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2018 Supp. 21-6104, 21-6325, 21-6326 or 21-6418 through 21-6422, and amendments thereto, where the victim was a family or household member;

(iv) medical documentation of the abuse;

(v) a statement provided by a counselor, social worker, health care provider, clergy, shelter worker, legal advocate, domestic violence or sexual assault advocate or other professional who has assisted the individual in dealing with the effects of abuse on the individual or the individual's family; or

(vi) a sworn statement from the individual attesting to the abuse.

(C) No evidence of domestic violence experienced by an individual, including the individual's statement and corroborating evidence, shall be disclosed by the department of labor unless consent for disclosure is given by the individual.

(b) If the individual has been discharged or suspended for misconduct connected with the individual's work. The disqualification shall begin the day following the separation and shall continue until after the individual becomes reemployed and in cases where the disqualification is due to discharge for misconduct has had earnings from insured work of at least three times the individual's determined weekly benefit amount, except that if an individual is discharged for gross misconduct connected with the individual's work, ~~such the~~ individual shall be disqualified for benefits until ~~such the~~ individual again becomes employed and has had earnings from insured work of at least eight times ~~such the~~ individual's determined weekly benefit amount. In addition, all wage credits attributable to the employment from which the individual was discharged for gross misconduct connected with the individual's work shall be canceled. No ~~such~~ cancellation of wage credits shall affect prior payments made as a result of a prior separation.

(1) For the purposes of this subsection, "misconduct" is defined as a violation of a duty or obligation reasonably owed the employer as a condition of employment including, but not limited to, a violation of a company rule, including a safety rule, if: (A) The individual knew or should have known about the rule; (B) the rule was lawful and reasonably related to the job; and (C) the rule was fairly and consistently enforced.

(2) (A) Failure of the employee to notify the employer of an absence and an individual's leaving work prior to the end of ~~such the~~ individual's assigned work period without permission shall be considered prima facie evidence of a violation of a duty or obligation reasonably owed the employer as a condition of employment.

(B) For the purposes of this subsection, misconduct shall include, but not be limited to, violation of the employer's reasonable attendance expectations if the facts show:

- (i) The individual was absent or tardy without good cause;
- (ii) the individual had knowledge of the employer's attendance expectation; and
- (iii) the employer gave notice to the individual that future absence or tardiness may or will result in discharge.

(C) For the purposes of this subsection, if an employee disputes being absent or tardy without good cause, the employee shall present evidence that a majority of the employee's absences or tardiness were for good cause. If the employee alleges that the employee's repeated absences or tardiness were the result of health related issues, ~~such~~ the evidence shall include documentation from a licensed and practicing health care provider as defined in subsection (a)(1).

(3) (A) The term "gross misconduct" as used in this subsection shall be construed to mean conduct evincing extreme, willful or wanton misconduct as defined by this subsection. Gross misconduct shall include, but not be limited to: (i) Theft; (ii) fraud; (iii) intentional damage to property; (iv) intentional infliction of personal injury; or (v) any conduct that constitutes a felony.

(B) For the purposes of this subsection, the following shall be conclusive evidence of gross misconduct:

(i) The use of alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance by an individual while working;

(ii) the impairment caused by alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance by an individual while working;

(iii) a positive breath alcohol test or a positive chemical test, provided:

(a) The test was either:

(1) Required by law and was administered pursuant to the drug free workplace act, 41 U.S.C. § 701 et seq.;

(2) administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment;

(3) requested pursuant to a written policy of the employer of which the employee had knowledge and was a required condition of employment;

(4) required by law and the test constituted a required condition of employment for the individual's job; or

(5) there was reasonable suspicion to believe that the individual used, had possession of, or was impaired by alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance while working;

(b) the test sample was collected either:

(1) As prescribed by the drug free workplace act, 41 U.S.C. § 701 et seq.;

(2) as prescribed by an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment;

(3) as prescribed by the written policy of the employer of which the employee had knowledge and which constituted a required condition of employment;

(4) as prescribed by a test which was required by law and which constituted a required condition of employment for the individual's job; or

(5) at a time contemporaneous with the events establishing probable cause;

(c) the collecting and labeling of a chemical test sample was performed by a licensed health care professional or any other individual certified pursuant to paragraph

(b)(3)(A)(iii)(f) or authorized to collect or label test samples by federal or state law, or a federal or state rule or regulation having the force or effect of law, including law enforcement personnel;

(d) the chemical test was performed by a laboratory approved by the United States department of health and human services or licensed by the department of health and environment, except that a blood sample may be tested for alcohol content by a laboratory commonly used for that purpose by state law enforcement agencies;

(e) the chemical test was confirmed by gas chromatography, gas chromatography-mass spectroscopy or other comparably reliable analytical method, except that no ~~such~~ confirmation is required for a blood alcohol sample or a breath alcohol test;

(f) the breath alcohol test was administered by an individual trained to perform breath tests, the breath testing instrument used was certified and operated strictly according to a description provided by the manufacturers and the reliability of the instrument performance was assured by testing with alcohol standards; and

(g) the foundation evidence establishes, beyond a reasonable doubt, that the test results were from the sample taken from the individual;

(iv) an individual's refusal to submit to a chemical test or breath alcohol test, provided:

(a) The test meets the standards of the drug free workplace act, 41 U.S.C. § 701 et seq.;

(b) the test was administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment;

(c) the test was otherwise required by law and the test constituted a required condition of employment for the individual's job;

(d) the test was requested pursuant to a written policy of the employer of which the employee had knowledge and was a required condition of employment; or

(e) there was reasonable suspicion to believe that the individual used, possessed or was impaired by alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance while working;

(v) an individual's dilution or other tampering of a chemical test.

(C) For purposes of this subsection:

(i) "Alcohol concentration" means the number of grams of alcohol per 210 liters of breath;

(ii) "alcoholic liquor" shall be defined as provided in K.S.A. 41-102, and amendments thereto;

(iii) "cereal malt beverage" shall be defined as provided in K.S.A. 41-2701, and amendments thereto;

(iv) "chemical test" shall include, but is not limited to, tests of urine, blood or saliva;

(v) "controlled substance" shall be defined as provided in K.S.A. 2018 Supp. 21-5701, and amendments thereto;

(vi) "required by law" means required by a federal or state law, a federal or state rule or regulation having the force and effect of law, a county resolution or municipal ordinance, or a policy relating to public safety adopted in an open meeting by the governing body of any special district or other local governmental entity;

(vii) "positive breath test" shall mean a test result showing an alcohol concentration

of 0.04 or greater, or the levels listed in 49 C.F.R. part 40, if applicable, unless the test was administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment, in which case "positive chemical test" shall mean a test result showing an alcohol concentration at or above the levels provided for in the assistance or treatment program;

(viii) "positive chemical test" shall mean a chemical result showing a concentration at or above the levels listed in K.S.A. 44-501, and amendments thereto, or 49 C.F.R. part 40, as applicable, for the drugs or abuse listed therein, unless the test was administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment, in which case "positive chemical test" shall mean a chemical result showing a concentration at or above the levels provided for in the assistance or treatment program.

(4) An individual shall not be disqualified under this subsection if the individual is discharged under the following circumstances:

(A) The employer discharged the individual after learning the individual was seeking other work or when the individual gave notice of future intent to quit, except that the individual shall be disqualified after the time at which ~~such the~~ individual intended to quit and any individual who commits misconduct after ~~such the~~ individual gives notice ~~to such of the~~ individual's intent to quit shall be disqualified;

(B) the individual was making a good-faith effort to do the assigned work but was discharged due to:

- (i) Inefficiency;
- (ii) unsatisfactory performance due to inability, incapacity or lack of training or experience;
- (iii) isolated instances of ordinary negligence or inadvertence;
- (iv) good-faith errors in judgment or discretion; or
- (v) unsatisfactory work or conduct due to circumstances beyond the individual's control; or

(C) the individual's refusal to perform work in excess of the contract of hire.

(c) If the individual has failed, without good cause, to either apply for suitable work when so directed by the employment office of the secretary of labor, or to accept suitable work when offered to the individual by the employment office, the secretary of labor, or an employer, ~~such the~~ disqualification shall begin with the week in which ~~such the~~ failure occurred and shall continue until the individual becomes reemployed and has had earnings from insured work of at least three times ~~such the~~ individual's determined weekly benefit amount. In determining whether or not any work is suitable for an individual, the secretary of labor, or a person or persons designated by the secretary, shall consider the degree of risk involved to health, safety and morals, physical fitness and prior training, experience and prior earnings, length of unemployment and prospects for securing local work in the individual's customary occupation or work for which the individual is reasonably fitted by training or experience, and the distance of the available work from the individual's residence. Notwithstanding any other provisions of this act, an otherwise eligible individual shall not be disqualified for refusing an offer of suitable employment, or failing to apply for suitable employment when notified by an employment office, or for leaving the individual's most recent work

accepted during approved training, including training approved under section 236(a)(1) of the trade act of 1974, if the acceptance of or applying for suitable employment or continuing ~~such the~~ individual's most recent work would require the individual to terminate approved training and no work shall be deemed suitable and benefits shall not be denied under this act to any otherwise eligible individual for refusing to accept new work under any of the following conditions: (1) If the position offered is vacant due directly to a strike, lockout or other labor dispute; (2) if the remuneration, hours or other conditions of the work offered are substantially less favorable to the individual than those prevailing for similar work in the locality; (3) if as a condition of being employed, the individual would be required to join or to resign from or refrain from joining any labor organization; and (4) if the individual left employment as a result of domestic violence, and the position offered does not reasonably accommodate the individual's physical, psychological, safety, or legal needs relating to ~~such the~~ domestic violence.

(d) For any week with respect to which the secretary of labor, or a person or persons designated by the secretary, finds that the individual's unemployment is due to a stoppage of work which exists because of a labor dispute or there would have been a work stoppage had normal operations not been maintained with other personnel previously and currently employed by the same employer at the factory, establishment or other premises at which the individual is or was last employed, except that this subsection (d) shall not apply if it is shown to the satisfaction of the secretary of labor, or a person or persons designated by the secretary, that: (1) The individual is not participating in or financing or directly interested in the labor dispute which caused the stoppage of work; and (2) the individual does not belong to a grade or class of workers of which, immediately before the commencement of the stoppage, there were members employed at the premises at which the stoppage occurs any of whom are participating in or financing or directly interested in the dispute. If in any case separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises, each ~~such separate~~ department shall, for the purpose of this subsection be deemed to be a separate factory, establishment or other premises. For the purposes of this subsection, failure or refusal to cross a picket line or refusal for any reason during the continuance of ~~such the~~ labor dispute to accept the individual's available and customary work at the factory, establishment or other premises where the individual is or was last employed shall be considered as participation and interest in the labor dispute.

(e) For any week with respect to which or a part of which the individual has received or is seeking unemployment benefits under the unemployment compensation law of any other state or of the United States, except that if the appropriate agency of ~~such the~~ other state or the United States finally determines that the individual is not entitled to ~~such the~~ unemployment benefits, this disqualification shall not apply.

(f) For any week with respect to which the individual is entitled to receive any unemployment allowance or compensation granted by the United States under an act of congress to ex-service men and women in recognition of former service with the military or naval services of the United States.

(g) For the period of five years beginning with the first day following the last week of unemployment for which the individual received benefits, or for five years from the date the act was committed, whichever is the later, if the individual, or another in ~~such the~~ the individual's behalf with the knowledge of the individual, has knowingly made a

false statement or representation, or has knowingly failed to disclose a material fact to obtain or increase benefits under this act or any other unemployment compensation law administered by the secretary of labor. In addition to the penalties set forth in K.S.A. 44-719, and amendments thereto, an individual who has knowingly made a false statement or representation or who has knowingly failed to disclose a material fact to obtain or increase benefits under this act or any other unemployment compensation law administered by the secretary of labor shall be liable for a penalty in the amount equal to 25% of the amount of benefits unlawfully received. Notwithstanding any other provision of law, ~~such the~~ penalty shall be deposited into the employment security trust fund.

(h) For any week with respect to which the individual is receiving compensation for temporary total disability or permanent total disability under the workmen's compensation law of any state or under a similar law of the United States.

(i) For any week of unemployment on the basis of service in an instructional, research or principal administrative capacity for an educational institution as defined in K.S.A. 44-703(v), and amendments thereto, if ~~such the~~ week begins during the period between two successive academic years or terms or, when an agreement provides instead for a similar period between two regular but not successive terms during ~~such that~~ period or during a period of paid sabbatical leave provided for in the individual's contract, if the individual performs ~~such the~~ services in the first of ~~such the~~ academic years or terms and there is a contract or a reasonable assurance that ~~such the~~ individual will perform services in ~~any such an instructional, research or principal administrative~~ capacity for any educational institution in the second of ~~such the~~ academic years or terms.

(j) For any week of unemployment on the basis of service in any capacity other than service in an instructional, research, or administrative capacity in an educational institution, as defined in K.S.A. 44-703(v), and amendments thereto, if ~~such the~~ week begins during the period between two successive academic years or terms if the individual performs ~~such the~~ services in the first of ~~such the successive~~ academic years or terms and there is a reasonable assurance that the individual will perform ~~such the~~ services in the second of ~~such the successive~~ academic years or terms, except that if benefits are denied to the individual under this subsection and the individual was not offered an opportunity to perform ~~such the~~ services for the educational institution for the second of ~~such the successive~~ academic years or terms, ~~such the~~ individual shall be entitled to a retroactive payment of benefits for each week for which the individual filed a timely claim for benefits and for which benefits were denied solely by reason of this subsection.

(k) For any week of unemployment on the basis of service in any capacity for an educational institution as defined in K.S.A. 44-703(v), and amendments thereto, if ~~such the~~ week begins during an established and customary vacation period or holiday recess, if the individual performs services in the period immediately before ~~such the~~ vacation period or holiday recess and there is a reasonable assurance that ~~such the~~ individual will perform ~~such the~~ services in the period immediately following ~~such the~~ vacation period or holiday recess.

(l) For any week of unemployment on the basis of any services, substantially all of which consist of participating in sports or athletic events or training or preparing to so participate, if ~~such the~~ week begins during the period between two successive sport

seasons or similar period if ~~such the~~ individual performed services in the first of ~~such the~~ successive seasons or similar periods and there is a reasonable assurance that ~~such the~~ individual will perform ~~such the~~ services in the later of ~~such the~~ successive seasons or similar periods.

(m) For any week on the basis of services performed by an alien unless ~~such the~~ alien is an individual who was lawfully admitted for permanent residence at the time ~~such the~~ services were performed, was lawfully present for purposes of performing ~~such the~~ services, or was permanently residing in the United States under color of law at the time ~~such the~~ services were performed, including an alien who was lawfully present in the United States as a result of the application of the provisions of section 212(d)(5) of the federal immigration and nationality act. Any data or information required of individuals applying for benefits to determine whether benefits are not payable to them because of their alien status shall be uniformly required from all applicants for benefits. In the case of an individual whose application for benefits would otherwise be approved, no determination that benefits to ~~such the~~ individual are not payable because of ~~such the~~ individual's alien status shall be made except upon a preponderance of the evidence.

(n) For any week in which an individual is receiving a governmental or other pension, retirement or retired pay, annuity or other similar periodic payment under a plan maintained by a base period employer and to which the entire contributions were provided by ~~such the~~ employer, except that: (1) If the entire contributions to ~~such the~~ plan were provided by the base period employer but ~~such the~~ individual's weekly benefit amount exceeds ~~such the~~ governmental or other pension, retirement or retired pay, annuity or other similar periodic payment attributable to ~~such the~~ week, the weekly benefit amount payable to the individual shall be reduced, but not below zero, by an amount equal to the amount of ~~such the~~ pension, retirement or retired pay, annuity or other similar periodic payment which is attributable to ~~such the~~ week; or (2) if only a portion of contributions to ~~such the~~ plan were provided by the base period employer, the weekly benefit amount payable to ~~such the~~ individual for ~~such the~~ week shall be reduced, but not below zero, by the prorated weekly amount of the pension, retirement or retired pay, annuity or other similar periodic payment after deduction of that portion of the pension, retirement or retired pay, annuity or other similar periodic payment that is directly attributable to the percentage of the contributions made to the plan by ~~such the~~ individual; or (3) if the entire contributions to the plan were provided by ~~such the~~ individual, or by the individual and an employer, or any person or organization, who is not a base period employer, no reduction in the weekly benefit amount payable to the individual for ~~such the~~ week shall be made under this subsection; or (4) whatever portion of contributions to ~~such the~~ plan were provided by the base period employer, if the services performed for the employer by ~~such the~~ individual during the base period, or remuneration received for the services, did not affect the individual's eligibility for, or increased the amount of, ~~such the~~ pension, retirement or retired pay, annuity or other similar periodic payment, no reduction in the weekly benefit amount payable to the individual for ~~such the~~ week shall be made under this subsection. No reduction shall be made for payments made under the social security act or railroad retirement act of 1974.

(o) For any week of unemployment on the basis of services performed in any capacity and under any of the circumstances described in subsection (i), (j) or (k) which an individual performed in an educational institution while in the employ of an

educational service agency. For the purposes of this subsection, the term "educational service agency" means a governmental agency or entity which is established and operated exclusively for the purpose of providing ~~such the~~ services to one or more educational institutions.

~~(p) For any week of unemployment on the basis of service as a school bus or other motor vehicle driver employed by a private contractor to transport pupils, students and school personnel to or from school-related functions or activities for an educational institution, as defined in K.S.A. 44-703(v), and amendments thereto, if such week begins during the period between two successive academic years or during a similar period between two regular terms, whether or not successive, if the individual has a contract or contracts, or a reasonable assurance thereof, to perform services in any such capacity with a private contractor for any educational institution for both such academic years or both such terms. An individual shall not be disqualified for benefits as provided in this subsection for any week of unemployment on the basis of service as a bus or other motor vehicle driver employed by a private contractor to transport persons to or from nonschool-related functions or activities.~~

~~(q)~~ For any week of unemployment on the basis of services performed by the individual in any capacity and under any of the circumstances described in subsection (i), (j), (k) or (o) which are provided to or on behalf of an educational institution, as defined in K.S.A. 44-703(v), and amendments thereto, while the individual is in the employ of an employer which is a governmental entity, Indian tribe or any employer described in section 501(c)(3) of the federal internal revenue code of 1986 which is exempt from income under section 501(a) of the code.

~~(+)(q)~~ For any week in which an individual is registered at and attending an established school, training facility or other educational institution, or is on vacation during or between two successive academic years or terms. An individual shall not be disqualified for benefits as provided in this subsection provided:

- (1) The individual was engaged in full-time employment concurrent with the individual's school attendance;
- (2) the individual is attending approved training as defined in K.S.A. 44-703(s), and amendments thereto; or
- (3) the individual is attending evening, weekend or limited day time classes, which would not affect availability for work, and is otherwise eligible under K.S.A. 44-705(c), and amendments thereto.

~~(+)(r)~~ For any week with respect to which an individual is receiving or has received remuneration in the form of a back pay award or settlement. The remuneration shall be allocated to the week or weeks in the manner as specified in the award or agreement, or in the absence of ~~such~~ specificity in the award or agreement, ~~such the~~ remuneration shall be allocated to the week or weeks in which ~~such the~~ remuneration, in the judgment of the secretary, would have been paid.

(1) For any ~~such weeks~~ week that an individual receives remuneration in the form of a back pay award or settlement, an overpayment will be established in the amount of unemployment benefits paid and shall be collected from the claimant.

(2) If an employer chooses to withhold from a back pay award or settlement, amounts paid to a claimant while they claimed unemployment benefits, ~~such the~~ employer shall pay the department the amount withheld. With respect to ~~such the~~ amount, the secretary shall have available all of the collection remedies authorized or

provided in K.S.A. 44-717, and amendments thereto.

(+) (s) (1) Any applicant for or recipient of unemployment benefits who tests positive for unlawful use of a controlled substance or controlled substance analog shall be required to complete a substance abuse treatment program approved by the secretary of labor, secretary of commerce or secretary for children and families, and a job skills program approved by the secretary of labor, secretary of commerce or the secretary for children and families. Subject to applicable federal laws, any applicant for or recipient of unemployment benefits who fails to complete or refuses to participate in the substance abuse treatment program or job skills program as required under this subsection shall be ineligible to receive unemployment benefits until completion of ~~such the~~ substance abuse treatment and job skills programs. Upon completion of both substance abuse treatment and job skills programs, ~~such the~~ applicant for or recipient of unemployment benefits may be subject to periodic drug screening, as determined by the secretary of labor. Upon a second positive test for unlawful use of a controlled substance or controlled substance analog, an applicant for or recipient of unemployment benefits shall be ordered to complete again a substance abuse treatment program and job skills program, and shall be terminated from unemployment benefits for a period of 12 months, or until ~~such the~~ applicant for or recipient of unemployment benefits completes both substance abuse treatment and job skills programs, whichever is later. Upon a third positive test for unlawful use of a controlled substance or controlled substance analog, an applicant for or a recipient of unemployment benefits shall be terminated from receiving unemployment benefits, subject to applicable federal law.

(2) Any individual who has been discharged or refused employment for failing a preemployment drug screen required by an employer may request that the drug screening specimen be sent to a different drug testing facility for an additional drug screening. Any ~~such~~ individual who requests an additional drug screening at a different drug testing facility shall be required to pay the cost of drug screening.

(+) (t) If the individual was found not to have a disqualifying adjudication or conviction under K.S.A. 39-970 or 65-5117, and amendments thereto, was hired and then was subsequently convicted of a disqualifying felony under K.S.A. 39-970 or 65-5117, and amendments thereto, and discharged pursuant to K.S.A. 39-970 or 65-5117, and amendments thereto. The disqualification shall begin the day following the separation and shall continue until after the individual becomes reemployed and has had earnings from insured work of at least three times the individual's determined weekly benefit amount.

(+) (u) Notwithstanding the provisions of any subsection, an individual shall not be disqualified for ~~such a~~ week of part-time employment in a substitute capacity for an educational institution if ~~such the~~ individual's most recent employment prior to the individual's benefit year begin date was for a non-educational institution and ~~such the~~ individual demonstrates application for work in ~~such the~~ individual's customary occupation or for work for which the individual is reasonably fitted by training or experience.";

Also on page 27, in line 40, by striking "and" and inserting a comma; also in line 40, after "44-705" by inserting "and 44-706";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after the semicolon by inserting "availability of benefits for privately contracted school bus drivers;"; also in line 4, by striking the first

"and" and inserting a comma; also in line 4, after "44-705" by inserting "and 44-706"

On roll call, the vote was: Yeas 45; Nays 66; Present but not voting: 0; Absent or not voting: 14.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Hodge, Horn, Kuether, Lusk, Moore, Murman, Neighbor, Ohaebosim, Ousley, Owens, Parker, Pittman, Probst, Rhiley, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Sutton, Toplikar, Vickrey, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Croft, Delpendang, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Hawkins, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Orr, Pannbacker, F. Patton, Phillips, Proehl, Ralph, Resman, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Thimesch, Thomas, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Barker, Carlson, Clark, Concannon, Cox, Dierks, Dietrich, Frownfelter, Garber, Helmer, Holscher, Rahjes, Tarwater, Thompson.

The motion of Rep. Burroughs to amend **HB 2154** did not prevail; and the bill be passed.

Committee report to **HB 2118** be adopted.

Also, on motion of Rep. Hodge to amend **HB 2118**, Rep. B. Carpenter requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Also, roll call was demanded on motion of Rep. Hodge to amend **HB 2118**, on page 1, in line 6, before "Section" by inserting "New";

On page 2, in line 27, before "Sec." by inserting "New";

On page 3, in line 17, before "Sec." by inserting "New"; in line 34, before "Sec." by inserting "New";

On page 4, in line 2, before "Sec." by inserting "New";

Also, on page 4, following line 4, by inserting:

"Sec. 6. K.S.A. 2018 Supp. 79-32,111c is hereby amended to read as follows: 79-32,111c. (a) There shall be allowed as a credit against the tax liability of a resident individual imposed under the Kansas income tax act an amount equal to ~~12.5%~~ 25% for tax year ~~2018~~ 2019; an amount equal to ~~18.75%~~ 37.5% for tax year ~~2019~~ 2020; and an amount equal to ~~25%~~ 50% for tax year ~~2020~~ 2021, and all tax years thereafter, of the amount of the credit allowed against such taxpayer's federal income tax liability pursuant to 26 U.S.C. § 21 for the taxable year in which such credit was claimed against the taxpayer's federal income tax liability.

(b) The credit allowed by subsection (a) shall not exceed the amount of the tax imposed by K.S.A. 79-32,110, and amendments thereto, reduced by the sum of any other credits allowable pursuant to law.

(c) No credit provided under this section shall be allowed to any individual who fails to provide a valid social security number issued by the social security administration, to such individual, the individual's spouse and every dependent of the

individual.

Sec. 7. K.S.A. 2018 Supp. 79-32,111c is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "graduates" by inserting ", credit for household and dependent care expenses; amending K.S.A. 2018 Supp. 79-32,111c and repealing the existing section"

On roll call, the vote was: Yeas 45; Nays 71; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Esau, Finney, Garber, Gartner, Henderson, Highberger, Hodge, Hoheisel, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Owens, Parker, Pittman, Probst, Rhiley, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Toplikar, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Clacys, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Finch, Francis, French, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hoffman, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Long, Lynn, Mason, Mastroni, Moore, Orr, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Ryckman, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson, Clark, Cox, Frownfelter, Hineman, Kessinger, Landwehr, Samsel, Thompson.

The motion of Rep. Hodge to amend **HB 2118** did not prevail.

Also, on motion of Rep. Helgerson to re-refer **HB 2118** to Committee on Taxation, the motion did not prevail.

Also, on motion of Rep. Probst, **HB 2118** be amended on page 2, in line 2, after "employed" by inserting "on a full-time basis"; in line 3, after "employer" by inserting "on a full-time basis"

The motion of Rep. Probst to amend prevailed.

Also, roll call was demanded on motion of Rep. Alcalá to amend **HB 2118**, on page 4, following line 4, by inserting:

"Sec. 6. Sections 6 through 9, and amendments thereto, shall be known and may be cited as the state employee student loan repayment assistance act.

Sec. 7. As used in the state employee student loan repayment assistance act:

(a) "Board" means the state board of regents.

(b) "Eligible borrower" means any state employee who:

(1) Received or agreed to the terms of a student loan to attend a postsecondary educational institution; and

(2) obtained an academic degree from a postsecondary educational institution.

(c) "Postsecondary educational institution" means any:

(1) State educational institution as such term is defined in K.S.A. 76-711, and amendments thereto; or

(2) community college, municipal university, technical college or independent postsecondary educational institution as such terms are defined in K.S.A. 74-32,194, and amendments thereto.

(d) "State employee" means a person employed by the state of Kansas as a classified or unclassified employee in the state personnel system or any appointed or elective officer of the state of Kansas.

(e) (1) "Student loan" means: (A) Any federal education loan or other loan primarily used to finance educational expenses, including, but not limited to, loans used to finance tuition, fees, books, supplies, room and board, transportation and miscellaneous personal expenses; or (B) any loan made for the purpose of refinancing a student loan as defined in subparagraph (A).

(2) The term "student loan" shall not include: (A) Any extension of credit under an open-ended consumer credit plan, a reverse mortgage transaction, a residential mortgage transaction or any other loan that is secured by real or personal property; or (B) an extension of credit made by a postsecondary educational institution, if the term of such extension of credit is no longer than a person's educational program.

(f) "Student loan eligible for repayment" means any student loan of an eligible borrower to which such eligible borrower is making payments for the purpose of repayment of such student loan.

Sec. 8. (a) To be eligible to receive the student loan repayment assistance tax credit pursuant to section 9, and amendments thereto, a person must be an eligible borrower.

(b) (1) Upon application to the board of regents, in each calendar year, the board of regents shall certify whether a person is an eligible borrower and shall determine the total amount of principal and interest the eligible borrower paid upon such loan for the calendar year. Application for certification pursuant to this section shall be submitted in such form and manner as prescribed by the board.

(2) The board shall require an initial application for certification of an eligible borrower to include a transcript of the applicant's coursework and degree obtained at a postsecondary educational institution.

(3) The board shall require each eligible borrower to submit verification of state employment for the tax year in which the student loan repayment assistance tax credit is claimed. If an eligible borrower was not a state employee for the entirety of the tax year in which such tax credit is claimed, the board shall certify the amount of principal and interest the eligible borrower paid as a state employee, or is anticipated to pay as a state employee based on such borrower's loan repayment plan, upon such loan for the tax year.

(c) The board may establish rules and regulations for the administration of the provisions of the state employee student loan repayment act.

Sec. 9. There shall be allowed a credit against the tax liability imposed upon a taxpayer pursuant to the Kansas income tax act for tax year 2020, and each tax year thereafter, an amount equal to 15% of the total principal and interest paid by an eligible borrower upon a student loan eligible for repayment that was certified by the state board of regents pursuant to section 8, and amendments thereto. The credit shall be claimed and deducted from the taxpayer's income tax liability during the tax year in which payments were made upon such student loan eligible for repayment. If the amount of any such tax credit claimed by a taxpayer exceeds the taxpayer's income tax liability, such excess amount shall be refunded to the taxpayer. Each taxpayer shall provide a copy of the certification obtained pursuant to section 8, and amendments thereto, when claiming such credit.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking the comma and inserting "; providing credits to state employees repaying student loans;"

On roll call, the vote was: Yeas 32; Nays 86; Present but not voting: 1; Absent or not voting: 6.

Yeas: Alcalá, Amyx, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Gartner, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Owens, Pannbacker, F. Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: Arnberger.

Absent or not voting: Carlson, Francis, Frownfelter, Helgerson, Lusk, Phillips.

The motion of Rep. Alcalá to amend **HB 2118** did not prevail; and the bill be passed as amended.

On motion of Rep. Stogsdill to amend **HB 2326**, Rep. Cox requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, roll call was demanded on motion of Rep. Ballard to amend **HB 2326**, on page 3, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 75-7c20 is hereby amended to read as follows: 75-7c20.

(a) The carrying of a concealed handgun shall not be prohibited in any public area of any state or municipal building unless such public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted with either permanent or temporary signage approved by the governing body, or the chief administrative officer, if no governing body exists, in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(b) The carrying of a concealed handgun shall not be prohibited throughout any state or municipal building in its entirety unless such building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(c) No state agency or municipality shall prohibit an employee from carrying a concealed handgun at the employee's work place unless the building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(d) (1) It shall not be a violation of the personal and family protection act for a person to carry a concealed handgun into a state or municipal building, or any public

area thereof, so long as that person has authority to enter through a restricted access entrance into such building, or public area thereof, that provides adequate security measures at all public access entrances and the building, or public area thereof, is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(2) Any person, who is not an employee of the state or a municipality and is not otherwise authorized to enter a state or municipal building through a restricted access entrance, shall be authorized to enter through a restricted access entrance, provided such person:

(A) Is authorized by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, to enter such state or municipal building through a restricted access entrance;

(B) is issued an identification card by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, which includes such person's photograph, name and any other identifying information deemed necessary by the issuing entity, and which states on the identification card that such person is authorized to enter such building through a restricted access entrance; and

(C) executes an affidavit or other notarized statement that such person acknowledges that certain firearms and weapons may be prohibited in such building and that violating any such regulations may result in the revocation of such person's authority to enter such building through a restricted access entrance.

The chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, shall develop criteria for approval of individuals subject to this paragraph to enter the state or municipal building through a restricted access entrance. Such criteria may include the requirement that the individual submit to a state and national criminal history records check before issuance and renewal of such authorization and pay a fee to cover the costs of such background checks. An individual who has been issued a concealed carry permit by the state of Kansas shall not be required to submit to another state and national criminal records check before issuance and renewal of such authorization. Notwithstanding any authorization granted under this paragraph, an individual may be subjected to additional security screening measures upon reasonable suspicion or in circumstances where heightened security measures are warranted. Such authorization does not permit the individual to carry a concealed weapon into a public building, which has adequate security measures, as defined by this act, and which is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(e) A state agency or municipality that provides adequate security measures in a state or municipal building and which conspicuously posts signage in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto, prohibiting the carrying of a concealed handgun in such building shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(f) A state agency or municipality that does not provide adequate security measures in a state or municipal building and that allows the carrying of a concealed handgun shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(g) Nothing in this act shall limit the ability of a corrections facility, a jail facility or

a law enforcement agency to prohibit the carrying of a handgun or other firearm concealed or unconcealed by any person into any secure area of a building located on such premises, except those areas of such building outside of a secure area and readily accessible to the public shall be subject to the provisions of subsection (a).

(h) Nothing in this section shall limit the ability of the chief judge of each judicial district to prohibit the carrying of a concealed handgun by any person into courtrooms or ancillary courtrooms within the district provided the public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

~~(i) The governing body or the chief administrative officer, if no governing body exists, of a state or municipal building, may exempt the building, or any public area thereof, from this section until July 1, 2017, by adopting a resolution, or drafting a letter, listing the legal description of such building, listing the reasons for such exemption, and including the following statement: "A security plan has been developed for the building being exempted which supplies adequate security to the occupants of the building and merits the prohibition of the carrying of a concealed handgun." A copy of the security plan for the building shall be maintained on file and shall be made available, upon request, to the Kansas attorney general and the law enforcement agency of local jurisdiction. Notice of this exemption, together with the resolution adopted or the letter drafted, shall be sent to the Kansas attorney general and to the law enforcement agency of local jurisdiction. The security plan shall not be subject to disclosure under the Kansas open records act.~~

~~(j) The governing body or the chief administrative officer, if no governing body exists, of any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto, may exempt any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, from this section until July 1, 2017, by stating the reasons for such exemption and sending notice of such exemption to the Kansas attorney general.~~

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

(1) Any building located on the grounds of the Kansas state school for the deaf or the Kansas state school for the blind;

(2) a state or municipal-owned medical care facility, as defined in K.S.A. 65-425, and amendments thereto;

(3) a state or municipal-owned adult care home, as defined in K.S.A. 39-923, and amendments thereto;

(4) a community mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto;

(5) an indigent health care clinic, as defined by K.S.A. 65-7402, and amendments thereto; or

(6) any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto; or

~~(6)(7)~~ any building owned or leased by the authority created under the university of Kansas hospital authority act, any building located within the health care district, as defined in the unified government of Wyandotte county and Kansas City, Kansas City-wide master plan, Rosedale master plan and traffic study or similar master plan or

comprehensive planning or zoning document approved by the unified government of Wyandotte county and Kansas City, Kansas in effect on January 12, 2017.

~~(H)(j)~~ Nothing in this section shall be construed to prohibit any law enforcement officer, as defined in K.S.A. 2018 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of either K.S.A. 2018 Supp. 75-7c22(a) or (b), and amendments thereto, from carrying a concealed handgun into any state or municipal building, or any public area thereof, in accordance with the provisions of K.S.A. 2018 Supp. 75-7c22, and amendments thereto, subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

~~(H)(k)~~ For purposes of this section:

(1) "Adequate security measures" means the use of electronic equipment and armed personnel at public entrances to detect and restrict the carrying of any weapons into the state or municipal building, or any public area thereof, including, but not limited to, metal detectors, metal detector wands or any other equipment used for similar purposes to ensure that weapons are not permitted to be carried into such building or public area by members of the public. Adequate security measures for storing and securing lawfully carried weapons, including, but not limited to, the use of gun lockers or other similar storage options may be provided at public entrances.

(2) "Authorized personnel" means employees of a state agency or municipality and any person granted authorization pursuant to subsection (d)(2), who are authorized to enter a state or municipal building through a restricted access entrance.

(3) The terms "municipality" and "municipal" are interchangeable and have the same meaning as the term "municipality" is defined in K.S.A. 75-6102, and amendments thereto, but does not include school districts.

(4) "Public area" means any portion of a state or municipal building that is open to and accessible by the public or which is otherwise designated as a public area by the governing body or the chief administrative officer, if no governing body exists, of such building.

(5) "Restricted access entrance" means an entrance that is restricted to the public and requires a key, keycard, code, or similar device to allow entry to authorized personnel.

(6) "State" means the same as the term is defined in K.S.A. 75-6102, and amendments thereto.

(7) (A) "State or municipal building" means a building owned or leased by such public entity. It does not include a building owned by the state or a municipality which is leased by a private entity whether for profit or not-for-profit or a building held in title by the state or a municipality solely for reasons of revenue bond financing.

(B) The term "state and municipal building" shall not include the state capitol.

(8) "Weapon" means a weapon described in K.S.A. 2018 Supp. 21-6301, and amendments thereto, except the term "weapon" shall not include any cutting instrument that has a sharpened or pointed blade.

~~(H)(l)~~ This section shall be a part of and supplemental to the personal and family protection act.;

Also on page 3, in line 17, by striking "and" and inserting a comma; also in line 17, after "75-7c03" by inserting "and 75-7c20";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "providing

exemptions for postsecondary educational institutions;"; in line 3, by striking the first "and" and inserting a comma; also in line 3, after "75-7c03" by inserting "and 75-7c20"

On roll call, the vote was: Yeas 43; Nays 75; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Cox, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Kessinger, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Victors, Ward, Warfield, Weigel, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Landwehr, Long, Lynn, Mastroni, Orr, Owens, Pannacker, F. Patton, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Clark, Frownfelter, Helmer, Johnson, Mason, Thompson, Whipple.

The motion of Rep. Ballard to amend **HB 2326** did not prevail.

Also roll call was demanded on motion of Rep. Owens to amend **HB 2326**, on page 2, in line 7, after "issued" by inserting "pursuant to K.S.A. 2018 Supp. 75-7c01 et seq., and amendments thereto, or";

On page 3, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 75-7c04 is hereby amended to read as follows: 75-7c04. (a) The attorney general shall not issue a license pursuant to this act if the applicant:

(1) Is not a resident of the county where application for licensure is made or is not a resident of the state;

(2) is prohibited from shipping, transporting, possessing or receiving a firearm or ammunition under 18 U.S.C. § 922(g) or (n), and amendments thereto, or K.S.A. 21-4204, prior to its repeal, or K.S.A. 2018 Supp. 21-6301(a)(10) through (a)(13) or K.S.A. 2018 Supp. 21-6304(a)(1) through (a)(3), and amendments thereto; or

(3) is less than ~~21~~ 18 years of age.

(b) (1) The attorney general shall adopt rules and regulations establishing procedures and standards as authorized by this act for an eight-hour handgun safety and training course required by this section. Such standards shall include: (A) A requirement that trainees receive training in the safe storage of handguns, actual firing of handguns and instruction in the laws of this state governing the carrying of concealed handguns and the use of deadly force; (B) general guidelines for courses which are compatible with the industry standard for basic handgun training for civilians; (C) qualifications of instructors; and (D) a requirement that the course be: (i) A handgun course certified or sponsored by the attorney general; or (ii) a handgun course certified or sponsored by the national rifle association or by a law enforcement agency, college, private or public institution or organization or handgun training school, if the attorney general determines

that such course meets or exceeds the standards required by rules and regulations adopted by the attorney general and is taught by instructors certified by the attorney general or by the national rifle association, if the attorney general determines that the requirements for certification of instructors by such association meet or exceed the standards required by rules and regulations adopted by the attorney general. Any person wanting to be certified by the attorney general as an instructor shall submit to the attorney general an application in the form required by the attorney general and a fee not to exceed \$150.

(2) The cost of the handgun safety and training course required by this section shall be paid by the applicant. The following shall constitute satisfactory evidence of satisfactory completion of an approved handgun safety and training course:

(A) Evidence of completion of a course that satisfies the requirements of subsection (b)(1), in the form provided by rules and regulations adopted by the attorney general;

(B) an affidavit from the instructor, school, club, organization or group that conducted or taught such course attesting to the completion of the course by the applicant;

(C) evidence of completion of a course offered in another jurisdiction which is determined by the attorney general to have training requirements that are equal to or greater than those required by this act; or

(D) a determination by the attorney general pursuant to subsection (c).

(c) The attorney general may:

(1) Create a list of concealed carry handgun licenses or permits issued by other jurisdictions which the attorney general finds have training requirements that are equal to or greater than those of this state; and

(2) review each application received pursuant to K.S.A. 2018 Supp. 75-7c05, and amendments thereto, to determine if the applicant's previous training qualifications were equal to or greater than those of this state.

(d) For the purposes of this section:

(1) "Equal to or greater than" means the applicant's prior training meets or exceeds the training established in this section by having required, at a minimum, the applicant to: (A) Receive instruction on the laws of self-defense; and (B) demonstrate training and competency in the safe handling, storage and actual firing of handguns.

(2) "Jurisdiction" means another state or the District of Columbia.

(3) "License or permit" means a concealed carry handgun license or permit from another jurisdiction—~~which~~ that has not expired and, except for any residency requirement of the issuing jurisdiction, is currently in good standing.";

Also on page 3, in line 17, by striking "and" and inserting a comma; also in line 17, after "75-7c03" by inserting "and 75-7c04";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the first semicolon by inserting "age requirement for licensure;"; in line 3, by striking the first "and" and inserting a comma; also in line 3, after "75-7c03" by inserting "and 75-7c04"

On roll call, the vote was: Yeas 74; Nays 45; Present but not voting: 0; Absent or not voting: 6.

Yeas: Amberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard,

Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Pittman, Proehl, Rahjes, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcala, Amyx, Baker, Ballard, Benson, Bishop, Carlin, Carmichael, Clayton, Cox, Curtis, Dierks, Dietrich, Finney, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Ralph, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Victors, Ward, Warfield, Weigel, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Burroughs, Carlson, Eplee, Frownfelter, Thompson, Whipple.

The motion of Rep. Owens to amend prevailed.

Also, roll call was demanded on motion of Rep. Woodard, to amend **HB 2326**, on page 2, in line 7, after "issued" by inserting "pursuant to K.S.A. 2018 Supp. 75-7c01 et seq., and amendments thereto, or";

On page 3, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 75-7c20 is hereby amended to read as follows: 75-7c20.

(a) The carrying of a concealed handgun shall not be prohibited in any public area of any state or municipal building unless such public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted with either permanent or temporary signage approved by the governing body, or the chief administrative officer, if no governing body exists, in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(b) The carrying of a concealed handgun shall not be prohibited throughout any state or municipal building in its entirety unless such building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(c) No state agency or municipality shall prohibit an employee from carrying a concealed handgun at the employee's work place unless the building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(d) (1) It shall not be a violation of the personal and family protection act for a person to carry a concealed handgun into a state or municipal building, or any public area thereof, so long as that person has authority to enter through a restricted access entrance into such building, or public area thereof, that provides adequate security measures at all public access entrances and the building, or public area thereof, is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(2) Any person, who is not an employee of the state or a municipality and is not otherwise authorized to enter a state or municipal building through a restricted access entrance, shall be authorized to enter through a restricted access entrance, provided such person:

(A) Is authorized by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, to enter such state or municipal

building through a restricted access entrance;

(B) is issued an identification card by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, which includes such person's photograph, name and any other identifying information deemed necessary by the issuing entity, and which states on the identification card that such person is authorized to enter such building through a restricted access entrance; and

(C) executes an affidavit or other notarized statement that such person acknowledges that certain firearms and weapons may be prohibited in such building and that violating any such regulations may result in the revocation of such person's authority to enter such building through a restricted access entrance.

The chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, shall develop criteria for approval of individuals subject to this paragraph to enter the state or municipal building through a restricted access entrance. Such criteria may include the requirement that the individual submit to a state and national criminal history records check before issuance and renewal of such authorization and pay a fee to cover the costs of such background checks. An individual who has been issued a concealed carry permit by the state of Kansas shall not be required to submit to another state and national criminal records check before issuance and renewal of such authorization. Notwithstanding any authorization granted under this paragraph, an individual may be subjected to additional security screening measures upon reasonable suspicion or in circumstances where heightened security measures are warranted. Such authorization does not permit the individual to carry a concealed weapon into a public building, which has adequate security measures, as defined by this act, and which is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(e) A state agency or municipality that provides adequate security measures in a state or municipal building and which conspicuously posts signage in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto, prohibiting the carrying of a concealed handgun in such building shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(f) A state agency or municipality that does not provide adequate security measures in a state or municipal building and that allows the carrying of a concealed handgun shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(g) Nothing in this act shall limit the ability of a corrections facility, a jail facility or a law enforcement agency to prohibit the carrying of a handgun or other firearm concealed or unconcealed by any person into any secure area of a building located on such premises, except those areas of such building outside of a secure area and readily accessible to the public shall be subject to the provisions of subsection (a).

(h) Nothing in this section shall limit the ability of the chief judge of each judicial district to prohibit the carrying of a concealed handgun by any person into courtrooms or ancillary courtrooms within the district provided the public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

~~(i) The governing body or the chief administrative officer, if no governing body~~

~~exists, of a state or municipal building, may exempt the building, or any public area thereof, from this section until July 1, 2017, by adopting a resolution, or drafting a letter, listing the legal description of such building, listing the reasons for such exemption, and including the following statement: "A security plan has been developed for the building being exempted which supplies adequate security to the occupants of the building and merits the prohibition of the carrying of a concealed handgun." A copy of the security plan for the building shall be maintained on file and shall be made available, upon request, to the Kansas attorney general and the law enforcement agency of local jurisdiction. Notice of this exemption, together with the resolution adopted or the letter drafted, shall be sent to the Kansas attorney general and to the law enforcement agency of local jurisdiction. The security plan shall not be subject to disclosure under the Kansas open records act.~~

~~(j) The governing body or the chief administrative officer, if no governing body exists, of any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto, may exempt any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, from this section until July 1, 2017, by stating the reasons for such exemption and sending notice of such exemption to the Kansas attorney general.~~ (1) Except as provided in subsection (i)(2), a postsecondary educational institution may prohibit the carrying of concealed handguns in any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, provided that the building or public area thereof is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(2) A postsecondary educational institution shall not prohibit the holder of a license issued pursuant to or recognized by this act from carrying a concealed handgun in any building of such institution or public area thereof, unless such building or public area has adequate security measures to ensure that no weapons are permitted to be carried into such building or public area and there is signage conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

~~(k)~~(j) The provisions of this section shall not apply to:

(1) Any building located on the grounds of the Kansas state school for the deaf or the Kansas state school for the blind;

(2) a state or municipal-owned medical care facility, as defined in K.S.A. 65-425, and amendments thereto;

(3) a state or municipal-owned adult care home, as defined in K.S.A. 39-923, and amendments thereto;

(4) a community mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto;

(5) an indigent health care clinic, as defined by K.S.A. 65-7402, and amendments thereto; or

(6) any building owned or leased by the authority created under the university of Kansas hospital authority act, any building located within the health care district, as defined in the unified government of Wyandotte county and Kansas City, Kansas City-wide master plan, Rosedale master plan and traffic study or similar master plan or comprehensive planning or zoning document approved by the unified government of Wyandotte county and Kansas City, Kansas in effect on January 12, 2017.

(H)(k) Nothing in this section shall be construed to prohibit any law enforcement officer, as defined in K.S.A. 2018 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of either K.S.A. 2018 Supp. 75-7c22(a) or (b), and amendments thereto, from carrying a concealed handgun into any state or municipal building, or any public area thereof, in accordance with the provisions of K.S.A. 2018 Supp. 75-7c22, and amendments thereto, subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

(H)(l) For purposes of this section:

(1) "Adequate security measures" means the use of electronic equipment and armed personnel at public entrances to detect and restrict the carrying of any weapons into the state or municipal building, or any public area thereof, including, but not limited to, metal detectors, metal detector wands or any other equipment used for similar purposes to ensure that weapons are not permitted to be carried into such building or public area by members of the public. Adequate security measures for storing and securing lawfully carried weapons, including, but not limited to, the use of gun lockers or other similar storage options may be provided at public entrances.

(2) "Authorized personnel" means employees of a state agency or municipality and any person granted authorization pursuant to subsection (d)(2), who are authorized to enter a state or municipal building through a restricted access entrance.

(3) The terms "municipality" and "municipal" are interchangeable and have the same meaning as the term "municipality" is defined in K.S.A. 75-6102, and amendments thereto, but does not include school districts. The term "municipality" shall not include school districts or postsecondary educational institutions, as defined in K.S.A. 74-3201b, and amendments thereto.

(4) "Public area" means any portion of a state or municipal building that is open to and accessible by the public or which is otherwise designated as a public area by the governing body or the chief administrative officer, if no governing body exists, of such building.

(5) "Restricted access entrance" means an entrance that is restricted to the public and requires a key, keycard, code, or similar device to allow entry to authorized personnel.

(6) "State" means the same as the term is defined in K.S.A. 75-6102, and amendments thereto.

(7) (A) "State or municipal building" means a building owned or leased by such public entity. It does not include a building owned by the state or a municipality which is leased by a private entity whether for profit or not-for-profit or a building held in title by the state or a municipality solely for reasons of revenue bond financing.

(B) The term "state and municipal building" shall not include the state capitol.

(8) "Weapon" means a weapon described in K.S.A. 2018 Supp. 21-6301, and amendments thereto, except the term "weapon" shall not include any cutting instrument that has a sharpened or pointed blade.

(H)(m) This section shall be a part of and supplemental to the personal and family protection act.;

Also on page 3, in line 17, by striking "and" and inserting a comma; also in line 17, following "75-7c03" by inserting "and 75-7c20";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon, by inserting "carrying a

concealed handgun at a postsecondary educational institution;"; in line 3, by striking the first "and" and inserting a comma; also in line 3, after "75-7c03" by inserting "and 75-7c20"

On roll call, the vote was: Yeas 47; Nays 74; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Cox, Curtis, Donohoe, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burriss, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Orr, Owens, Pannbacker, F. Patton, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Tamsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson, Dietrich, Huebert, Thompson.

The motion of Rep. Woodard did not prevail.

Also, on motion of Rep. Clayton to amend **HB 2326**, Rep. Arnberger requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Ward to amend **HB 2326**, Rep. Arnberger requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report to **HB 2402** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Social Services Budget** recommends **HB 2235** be amended on page 1, in line 5, by striking "No applicant for" and inserting "Any individual offered"; in line 9, by striking "an applicant is hired" and inserting "any individual is offered a job"; in line 10, by striking "employee" and inserting "individual"; in line 11, by striking "employee's hire"; also in line 11, after "date" by inserting "on which the individual is offered a job"; in line 12, by striking "employee" and inserting "individual"; in line 14, by striking the first semicolon and inserting ", and"; also in line 14, by striking the last semicolon; in line 15, by striking all before the period; in line 23, by striking "employee" and inserting "individual"; in line 24, by striking "employee" and inserting "individual"; in line 26, after "employment" by inserting "with the respective agency";

On page 1, in the title, in line 2, after "for" by inserting "individuals offered a"; also in line 2, by striking "applicant's"; and the bill be passed as amended.

MESSAGES FROM THE SENATE

Announcing passage of **SB 210**.

Announcing passage of **HB 2007**, as amended by **S Sub HB 2007**; **HB 2214**, as amended by **S Sub HB 2214**.

Announcing passage of **HB 2084**, as amended; **HB 2085**, as amended; **HB 2103**, as amended; **HB 2177**, as amended; **HB 2203**, as amended; **HB 2246**, as amended.

Announcing passage of **HB 2101**, **HB 2104**, **HB 2188**, **HB 2201**, and **HB 2215**.

The Senate nonconcur in House amendments to **SB 63**, requests a conference and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate concurs in House amendments to **Sub SB 69**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bill was thereupon introduced and read by title:

SB 210.

On motion of Rep. Hawkins, the House recessed until 7:00 p.m.

EVENING SESSION

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

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

COMMITTEE OF THE WHOLE

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

Recommended that **SB 99**, **HB 2354** be passed over and retain a place on the calendar.

Committee report to **SB 70** be adopted; and the bill be passed as amended.

Committee report to **HB 2369** be adopted.

Also, on motion of Rep. Proehl, **HB 2369** be amended on page 2, in line 39, before "partly" by inserting "solely or";

On page 3, in line 4, before "partly" by inserting "solely or"; in line 7, after "financed" by inserting "solely or"; in line 22, before "partly" by inserting "solely or";

On page 4, in line 15, before "partly" by inserting "solely or"; in line 23, before "partly" by inserting "solely or"

Also, on motion of Rep. Pittman, **HB 2369** be amended on page 5, in line 4, by striking "and"; in line 6, after "feasibility" by inserting "; and

(F) at least one local public meeting to review the project during the feasibility study process"

and the bill be passed as amended.

Committee report to **HB 2372** be adopted; and the bill be passed as amended.

Committee report to **HB 2244** be adopted; and the bill be passed as amended.

Committee report to **Sub SB 130** be adopted; and the bill be passed as amended.

Committee report to **HB 2371** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2354** be adopted.

Also, on motion of Rep. Tarwater to amend, Rep. Barker moved to re-refer **HB 2354** to Committee on Commerce, Labor and Economic Development.

The motion prevailed and **Sub HB 2354** was re-referred to Committee on Commerce, Labor and Economic Development with an amendment pending.

REPORT ON ENGROSSED BILLS

HB 2035, HB 2118, HB 2326, HB 2402 reported correctly engrossed March 26, 2019.

HB 2018, HB 2054, HB 2173, HB 2274, HB 2307, HB 2314, HB 2389, HB 2396 reported correctly engrossed March 25, 2019.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., Wednesday, March 27, 2019.

Journal of the House

FORTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 27, 2019, 8:30 a.m.

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

The roll was called with 124 members present.

Rep. L. Ruiz was excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. Caela Wood, Pastor, First Congregational Church of Christ, Manhattan, and guest of Rep. Carlin:

Holy One, we pause for a moment before our work begins to acknowledge your presence.

As air fills our lungs, we become aware of your Spirit moving throughout creation. As we notice our feet touching the ground, we remember those who enter this room each evening to care for this space. As we feel the silence settling in, we notice how we welcome the absence of sound or how it might bring discomfort. As our bodies connect with chairs and desks, we become aware of the importance of the work that happens in this room.

When we gather in this place, we do not gather on behalf of ourselves and we do not gather alone.

For you are always with us. Your Spirit, which calls us to love more fully with each and every breath is here with us. Let us be open now to the movement of your love, your grace, your justice, your peace as we work together for the good of all Kansans. And let us be ever mindful of those who are not in this room, but are the people we have promised to serve faithfully with humility and honor.

Amen.

The Pledge of Allegiance was led by Rep. Blake Carpenter.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Hawkins, **HCR 5011**, as follows, was introduced and adopted:

HOUSE CONCURRENT RESOLUTION No. HCR 5011

by Representatives Ryckman, Hawkins and Sawyer

HCR 5011-- A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period during the 2019 regular session of the legislature.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the legislature shall adjourn at the close of business of the daily session convened on March 27, 2019, and shall reconvene on April 1, 2019, pursuant to adjournment of the daily session convened on March 27, 2019; and

Be it further resolved: That members of the house of representatives and the secretary of the senate and employees specified by the director of legislative administrative services for such purpose shall attend to their duties each day during such period of adjournment, Sundays excepted, for the purpose of receiving messages from the governor and conducting such other business as may be required; and

Be it further resolved: That members of the legislature shall not receive the per diem compensation and subsistence allowances provided for in K.S.A. 46-137a(a) and (b), and amendments thereto, for any day during this period of adjournment; and

Be it further resolved: That members of the legislature attending a legislative meeting of whatever nature when authorized pursuant to law, or by the legislative coordinating council, the president of the senate or the speaker of the house of representatives, and members of a conference committee attending a meeting of the conference committee authorized by the president of the senate and the speaker of the house of representatives during this period of adjournment shall receive compensation and travel expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **SB 210**.

Federal and State Affairs: **HCR 5010**.

Health and Human Services: **HB 2412**.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2118, AN ACT concerning income taxation; relating to credits, providing certain credits for graduates of aerospace and aviation-related educational programs and employers of program graduates, was considered on final action.

On roll call, the vote was: Yeas 106; Nays 18; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delpendang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney,

Francis, Frownfelter, Garber, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Owens, Parker, F. Patton, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Erickson, French, Gartner, Helmer, Hineman, Jacobs, Johnson, Kuether, Ousley, Pannbacker, Phillips, Pittman, Ruiz, S., Smith, A., Sutton, Waggoner, Wasinger.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote Yes on **HB 2118**. When tax money is being given away at the trough, I don't want my constituents to miss out on the pork. It's important for legislators to bring home the bacon even if we don't have the money to fund Medicaid expansion. "If you can't beat 'em, join 'em!" I vote Yes on **HB 2118** – JOHN CARMICHAEL

MR. SPEAKER: I vote NO today on the wrong-headed policy choice of **HB 2118**. The state of Kansas has a limited pool of tax monies. To take \$5 million to supplement the incomes of highly-paid employees or the bottom line of profitable multi-national corporations is not thoughtful conservatism at it's best, it is crony capitalism at it's worse. The money would have been better spent supplementing the pay of over-worked correction department or law enforcement employees and their families. That would have been the better policy choice. – PAUL WAGGONER

HB 2154, AN ACT concerning employment security law; relating to availability of benefits for certain public employees required to work but not receiving wages; establishing the federal and state essential employee assistance fund; amending K.S.A. 2018 Supp. 44-703, 44-704 and 44-705 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 12; Present but not voting: 1; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Curtis, Delperdang, Dierks, Dietrich, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater,

Thimesch, Thomas, Thompson, Toplikar, Victors, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Burris, W. Carpenter, Croft, Donohoe, Dove, Erickson, Houser, Jacobs, Mason, Vickrey, Wasinger.

Present but not voting: Ousley.

Absent or not voting: Ruiz, L..

The bill passed.

HB 2244, AN ACT concerning medical treatments; relating to the use of cannabidiol with 5% tetrahydrocannabinol to treat certain medical conditions; protection from prosecution for authorized use; amending K.S.A. 2018 Supp. 21-5706 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 89; Nays 35; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Eplee, Finney, Francis, Frownfelter, Gartner, Helgerson, Helmer, Hendersson, Hibbard, Highberger, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Karleskint, Kessinger, Kuether, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Stogsdill, Straub, Sutton, Tarwater, Thomas, Thompson, Victors, Waggoner, Ward, Warfield, Waymaster, Weigel, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Barker, Bergquist, Blex, Burris, Capps, W. Carpenter, Corbet, Croft, Delperdang, Ellis, Erickson, Esau, Finch, French, Garber, Hawkins, Highland, Hoffman, Howard, Jacobs, Kelly, Landwehr, Mason, Owens, Rhiley, Seiwert, Smith, A., Smith, E., Thimesch, Toplikar, Vickrey, Warren, Wasinger, Wheeler.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote No on **HB 2244**. On the surface, 5% or less content does not seem to be very much. I have seen tetrahydrocannabinol use create psychosis and mental health issues for people. Marijuana that was smoked 30 years ago had tetrahydrocannabinol level of 3.5% or below. If tetrahydrocannabinol is safe, where is the FDA Stamp of Approval? Why does Kansas Association of Chiefs of Police, Kansas Sheriffs Association, Kansas Narcotics Officers, Kansas Juvenile Officers Association, and Kansas Peace Officers stand in opposition? Why did I receive a letter from Chief of Police of Wichita, stating specific reasons to stand against this law? There are too many unanswered questions. – LEO G. DELPERDANG, RON HOWARD

MR. SPEAKER: I am voting "No" on **HB 2244** because I believe the jury is still out on the effectiveness of medical marijuana. And that is what this bill is, legalizing medical marijuana. Availability of medical marijuana has proven to be the catalyst to opening

other uses, and abuses, of marijuana. I will continue to stand against any use of marijuana in Kansas. Although I accept there are many Kansans who support this effort, I look at the major proponents of medical marijuana and it concerns me when I see the vested interest they have in seeing this type of law passed. Thank you, Mr. Speaker. – DAVID FRENCH

MR SPEAKER: I vote no on **HB 2244** because this bill does not solve the problems being faced by those it aims to help. – DANIEL R. HAWKINS

MR SPEAKER: I vote YES today on **HB 2244**. I see this as a bill addressing a specific issue in a responsible and tightly-controlled fashion. This is not a “first step” to legalization of anything. I appreciate the concerns of law enforcement about serious drug abuse and the social problems it causes. I am truly saddened by the mis-guided policies of Colorado, California, and other states. But this bill is not about that, it is only about Claire and Lola and families like theirs. – PAUL WAGGONER

HB 2326, AN ACT concerning firearms; relating to the personal and family protection act; age requirement for licensure; recognition of licenses issued by other jurisdictions; amending K.S.A. 2018 Supp. 21-6302, 75-7c03 and 75-7c04 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 83; Nays 41; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Cox, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Ruiz, S., Sawyer, Schreiber, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote NO on **HB 2326**. The Second Amendment does not create a right to carry a concealed firearm in a public place. The term “constitutional carry” is a lie. It makes me sad that so many of us don't seem to feel safe without being armed at all times. I would rather work with you to find other ways to make all of our fellow citizens feel more safe, rather than flooding our communities with more guns, which makes me and many of my constituents feel less safe. – DENNIS “BOOG” HIGHBERGER

MR. SPEAKER: I vote Yes on **HB 2326**. Yesterday we saw the 1st Amendment exercised, for the 2nd Amendment rights of the individual as the state practiced and enforced its 10th Amendment right. Ronald Reagan said, “The most terrifying words in the English language are: ‘I’m from the government and I’m here to help.’” Therefore, I have more suspicion and mistrust for politicians who swear to uphold the Constitution when at the same time, they try to restrict, limit, or take away any of my Constitutional Rights. Sometimes I find myself wondering who the real criminals are? – TREVOR JACOBS, RANDY GARBER, BILL RHILEY, MIKE HOUSER, MICHAEL CAPPS, KEN CORBET

HB 2369, AN ACT concerning transportation; relating to toll projects; authorizing certain toll projects for new projects or expanded capacity; required approval from local units of government, the Kansas turnpike authority and the state finance council; changing toll project financing requirements; amending K.S.A. 68-2001, 68-2002, 68-2004, 68-2008, 68-20,120 and 68-2301 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 10; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bishop, Carmichael, Erickson, Esau, Helmer, Highberger, Hodge, Landwehr, Ward.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

HB 2371, AN ACT regulating traffic; relating to oversize or overweight vehicles; permit fees; escort vehicle service, registration; amending K.S.A. 2018 Supp. 8-1911 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 102; Nays 22; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Carlin, Carlson, Carmichael, Claeys, Clark, Clayton, Collins, Concannon, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim,

Orr, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Toplikar, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Burris, Capps, B. Carpenter, W. Carpenter, Corbet, Croft, Delperdang, Erickson, Garber, Hodge, Houser, Jacobs, Landwehr, Ousley, Owens, Pittman, Rhiley, Straub, Thomas, Vickrey, Whipple.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

HB 2372, AN ACT concerning motor vehicles; relating to registration fees; electric and hybrid vehicles; amending K.S.A. 2018 Supp. 8-143 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 73; Nays 51; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bishop, Blex, Carlin, Carlson, W. Carpenter, Claeys, Clark, Collins, Concannon, Dierks, Dietrich, Donohoe, Ellis, Eplee, Esau, Finch, Francis, French, Frownfelter, Gartner, Hawkins, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Houser, Howard, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Mason, Mastroni, Murnan, Orr, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thompson, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcala, Amyx, Bergquist, Burris, Burroughs, Capps, Carmichael, B. Carpenter, Clayton, Corbet, Cox, Croft, Curtis, Delperdang, Dove, Erickson, Finney, Garber, Helgerson, Helmer, Henderson, Highberger, Hodge, Horn, Huebert, Jacobs, Kuether, Landwehr, Lynn, Moore, Neighbor, Ohaebosim, Ousley, Owens, Parker, Pittman, Probst, Rhiley, Ruiz, S., Thomas, Toplikar, Vickrey, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

HB 2402, AN ACT concerning health and healthcare; providing for the authorization of certain business entities to employ physicians and chiropractors; amending K.S.A. 65-2803, 65-2836 and 65-2877a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 106; Nays 18; Present but not voting: 0; Absent or not voting: 1.

Yeas: Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Houser, Howard, Huebert, Humphries, Jacobs, Jennings,

Johnson, Karleskint, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Owens, Pannbacker, F. Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Bishop, Carmichael, Concannon, Finney, Highberger, Hodge, Horn, Kelly, Kuether, Ohaebosim, Ousley, Parker, Phillips, Pittman, Probst, Ward, Whipple.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

SB 70, AN ACT concerning alcoholic beverages; relating to temporary permits; common consumption areas; amending K.S.A. 2016 Supp. 41-102, as amended by section 4 of chapter 56 of the 2017 Session Laws of Kansas, K.S.A. 2018 Supp. 41-308a, 41-719, 41-2601, 41-2608, 41-2622, 41-2637, 41-2641, 41-2642 and 41-2659 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 41-347, 41-2645 and 41-2657, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 5; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Baker, Ellis, Hodge, Jacobs, Vickrey.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

SB 130, AN ACT concerning elections; relating to advance ballots; concerning polling places; amending K.S.A. 2018 Supp. 25-1124 and 25-2701 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson,

Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Ruiz, L..

The bill passed, as amended.

SCR 1605, A PROPOSITION to amend section 1 of article 10 of the constitution of the state of Kansas; relating to reapportionment of senatorial and representative districts, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 7; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Owens, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Clark, Concannon, Hibbard, Hodge, Houser, Orr, Pannbacker.

Present but not voting: none.

Absent or not voting: Ruiz, L..

The concurrent resolution was adopted.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 93, by Representative Bill Sutton, commending Jacob Landon Riggs on achieving the rank of Eagle Scout;

Request No. 94, by Representative Broderick Henderson, congratulating Lanya Meade for being named a top youth volunteer in Kansas by the 24th Annual Prudential Spirit of Community Awards;

Request No. 95, by Representative Barb Wasinger, recognizing AmeriCorps members and Senior Corps volunteers in honor of National Service Recognition Day;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

MESSAGES FROM THE SENATE

The Senate nonconcur in House amendments to **H Sub SB 25**, requests a conference and has appointed Senators Longbine, McGinn, Billinger and Hawk as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **H Sub SB 16**, requests a conference and has appointed Senators Baumgardner, Denning and Hensley as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **H Sub SB 25**.

Speaker pro tem Finch thereupon appointed Reps. Waymaster, Hoffman and Wolfe Moore as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **H Sub SB 16**.

Speaker pro tem Finch thereupon appointed Reps. Williams, Hoffman and Winn as conferees on the part of the House.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **SB 7**, **SB 49**, **SB 131** from the Calendar under the heading General Orders and referral to Committee on Appropriations.

REPORT ON ENGROSSED BILLS

HB 2244, **HB 2369**, **HB 2371**, **HB 2372** reported correctly engrossed March 26, 2019.

REPORT ON ENROLLED BILLS

HB 2097, **HB 2123**, **HB 2127** reported correctly enrolled, properly signed and presented to the Governor on March 27, 2019.

REPORT ON ENROLLED RESOLUTIONS

HR 6021, HR 6022 reported correctly enrolled and properly signed on March 27, 2019.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Monday, April 1, 2019.

In accordance with House Rule 1507, the following bills were stricken from the House Calendar: **SB 61, SB 193**.

Journal of the House

FIFTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, April 1, 2019, 10:00 a.m.

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

The roll was called with 120 members present.

Rep. Frownfelter was excused on verified illness.

Reps. Arnberger, Donohoe, Huebert, and L. Ruiz were excused on excused absence by the Speaker.

Excused later: Reps. Baker, Garber.

Present later: Reps. Arnberger, Donohoe and Huebert.

Prayer by guest chaplain, Rev. Dave Ballast, Pastor, Living Water Evangelical Free Church, Oskaloosa, and guest of Rep. Ellis:

Our Lord and Heavenly Father,

We give thanks today for your mercies, which are new every morning. On this day, the first day of a new month, as we begin to see the beauty of spring in Kansas emerge all around us, we give thanks especially for the blessings that are ours from your hand in this land. Thank you for the privilege of living and working and raising our families here in Kansas.

We ask this morning for your wisdom and your guidance – that you would lead by your Spirit the hearts and minds of each one in this distinguished chamber. As they do the work of overseeing and governing our state, may you give them hearts to follow you in all things and minds to work together for the good of every Kansan. May your will be done on earth as it is in heaven. Thank you for bringing each one here by your providence and giving them a heart to serve their constituents. Bless them with your strength in all they do today and in the days ahead. May it be for your glory and for all our good according to your great mercies.

In the Name of Jesus Christ our Savior we pray, Amen

The Pledge of Allegiance was led by Rep. Rhiley.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Wasinger are spread upon the Journal:

It is my honor to recognize National Service Recognition Day today by reading for the actual celebration tomorrow, April 2, 2019. There is no way to measure the contributions made by volunteers in this world and their commitment to making our world a better place.

Today I have with me, Jerry Michaud, the CEO of Developmental Services of Northwest Kansas, an organization that serves people with intellectual and developmental disabilities in 18 Northwest KS Counties for over 50 years. With him are VISTA volunteers Tom Fuhrmann and Matthew Vickrey. AmeriCorps VISTA is Volunteers in Service America. VISTA is much like Peace Corps inside the United States.

Along with Senior Corps they serve in more than 50,000 locations across the country and multiple sites throughout Kansas, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being.

I ask for all legislators to rise and applaud these amazing people for their service to Kansas in recognizing National Service Recognition Day.

Rep. Wasinger presented her guests with a framed House certificate in honor of their contributions.

MESSAGES FROM THE GOVERNOR

HB 2174 approved on March 28, 2019.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2126** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2209** and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 78**, requests a conference and has appointed Senators Wilborn, Rucker and Miller as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 20**, requests a conference and has appointed Senators Wilborn, Rucker and Miller as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 18**, requests a conference and has appointed Senators Wilborn, Rucker and Miller as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 15**, requests a conference and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 66**, requests a conference and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 28**, requests a conference and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 67**, requests a conference and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

Announcing passage of **SB 104, SB 108, SB 218, Sub SB 219, 228, 232, 235.**

The Senate concurs in House amendments to **SB 77.**

Announcing passage of **HB 2031**, as amended, **HB 2033**, as amended, **HB 2038**, as amended, **HB 2039**, as amended, **HB 2070**, as amended, **HB 2087**, as amended, **HB 2119**, as amended, **HB 2140**, as amended, **HB 2144**, as amended, **HB 2160**, as amended, **HB 2168**, as amended, **HB 2178**, as amended, **HB 2223**, as amended, **HB 2248**, as amended, **HB 2290**, as amended, **HB 2365**, as amended; **HB 2167**, as amended by **S Sub HB 2167, HB 2225**, as amended by **S Sub HB 2225.**

Announcing passage of **HB 2125, HB 2191, HB 2211.**

Announcing adoption of **HCR 5011.**

The Senate nonconcurrs in House amendments to **SB 53**, requests a conference and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 70**, requests a conference and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 130**, requests a conference and has appointed Senators Bowers, Hardy and Haley as conferees on the part of the Senate.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 104, SB 108, SB 218, SB 219, SB 228, SB 232, SB 235.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 15.**

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

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 18.**

Speaker pro tem Finch thereupon appointed Reps. Patton, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 20.**

Speaker pro tem Finch thereupon appointed Reps. Patton, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 28.**

Speaker pro tem Finch thereupon appointed Reps. Vickrey, Cox and Neighbor as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 53.**

Speaker pro tem Finch thereupon appointed Reps. Barker, Averkamp and L. Ruiz as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 66**.

Speaker pro tem Finch thereupon appointed Reps. Vickrey, Cox and Neighbor as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 67**.

Speaker pro tem Finch thereupon appointed Reps. Vickrey, Cox and Neighbor as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 70**.

Speaker pro tem Finch thereupon appointed Reps. Barker, Averkamp and L. Ruiz as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 78**.

Speaker pro tem Finch thereupon appointed Reps. Patton, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 130**.

Speaker pro tem Finch thereupon appointed Reps. Sutton, B. Carpenter and Parker as conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Proehl, the House nonconcurred in Senate amendments to **S. Sub for HB 2007** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

On motion of Rep. Highland, the House nonconcurred in Senate amendments to **HB 2085** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Highland, E. Smith and Carlin as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurred in Senate amendments to **HB 2177** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Vickrey, Cox and Neighbor as conferees on the part of the House.

On motion of Rep. Kelly, the House nonconcurred in Senate amendments to **HB 2203** and asked for a conference.

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

On motion of Rep. Proehl, the House nonconcurred in Senate amendments to **S. Sub for HB 2214** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **HB 2246** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House

On motion of Rep. Hawkins, the House recessed until 2:00 p.m.

AFTERNOON SESSION

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

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Patton, the House concurred in Senate amendments to **HB 2178**, AN ACT concerning utilities; relating to the Kansas underground utility damage prevention act; definitions; location of facilities and duty to mark, exceptions; amending K.S.A. 66-1802, 66-1805 and 66-1806 and repealing the existing sections.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Baker, Frownfelter, Garber, Ruiz, L., Thompson.

On motion of Rep. Kelly, the House nonconcurrred in Senate amendments to **HB 2031** and asked for a conference.

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

On motion of Rep. Patton, the House nonconcurrred in Senate amendments to **HB 2038** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Patton, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Patton, the House nonconcurrred in Senate amendments to **HB 2039** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Patton, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **HB 2087** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

On motion of Rep. Kelly, the House nonconcurrred in Senate amendments to **HB 2119** and asked for a conference.

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

On motion of Rep. Kelly, the House nonconcurrred in Senate amendments to **HB 2140** and asked for a conference.

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

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **S Sub for HB 2225** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **HB 2248** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

On motion of Rep. Patton, the House nonconcurrred in Senate amendments to **HB 2290** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Patton, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Tuesday, April 2, 2019.

Journal of the House

FIFTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, April 2, 2019, 10:00 a.m.

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

The roll was called with 122 members present.

Rep. Carlin was excused on verified illness.

Reps. Henderson and L. Ruiz were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker,

Heavenly Father,
we thank you for the four seasons You have created,
especially for this Spring Day that brings
energy, hope and excitement.

The madness of March is over (thank heavens!)
and now comes the showers of April.

As our leaders finish up their work for this session this week,
shower Your wisdom, encouragement and blessings upon them.

Help each one to do as Your Word exhorts:

“Let us acknowledge the Lord;

let us press on to acknowledge him.

As surely as the sun rises, he will appear;

he will come to us like the winter rains,

like the spring rains that water the earth.”

And, may the Shockers shock our nation tonight.

This I pray in Your Son’s Name, Amen.

(Hosea 6:3)

The Pledge of Allegiance was led by Rep. Helmer.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Croft are spread upon the Journal:

Basketball in Kansas...it dominates conversations year-round.

Basketball history hangs from the rafters in high school gymnasiums across Kansas. It’s meant to be cherished, embraced, revered and – above all – forever held in the hearts and minds of the coaches, players, family, friends and fans. The teams that celebrate the thrill of victory, enjoy it in the moment, and they revel in it over their lifetime. It is a shared moment that is frozen in time.

Since the Kansas boys' basketball state tournament was first held in 1912, 32 schools have captured a championship, 3 schools have double digit championships, 18 have won more than one, 14 have won once. Whether it's a once-in-a-lifetime event or part of a long-running dynasty, a state championship is forever. Once a state champion, always a state champion.

Talent, health and luck are all important components for championship teams. In all cases it takes a leader at the helm. For Blue Valley Northwest, it is Coach Ed Fritz!

Coach Ed Fritz is in his seventeenth year as the head coach.

During his tenure, the basketball program has appeared in 12 Kansas 6A state tournaments, eight state championship games, and won five state titles (2013, 2014, 2017, 2018 and 2019). The 2012-2013 state championship team went 25-0; and finished 19th nationally in the USA Today's poll and 10th nationally in MaxPreps poll.

Coach Fritz owns a 641-273 all-time record, including a 207-43 record over the last 10 years. He was selected Kansas All-Classes Coach of the Year and Kansas 6A Coach of the Year in 2018. This was the second time he won the Kansas Coach of the Year award. Coach Fritz was inducted into the Greater Kansas City Basketball Coaches Association Hall of Fame in 2017.

This year's Blue Valley Northwest Huskies team is a special group. People think of the Patriots as a dynasty and hopefully we are seeing the beginning of a dynasty with the Kansas City Chiefs...this Blue Valley Northwest program is a dynasty. This championship is the fifth this decade. Only one other school has won more championships in a decade and that was 60 years ago. The seniors behind me have three championship rings. In talking with the coach, Blue Valley Northwest is poised to continue their excellence in the next decade!

I'd like to take a minute to introduce the seniors:

- Christian Braun – Kansas Player of the Year. He will attend the University of Kansas on a Basketball Scholarship and hopefully lead the Jayhawks to the same success he's had in high school
- Michael Peake – will attend Sunrise Christian
- Jack Hungerford – will attend Benedictine College on a Football Scholarship
- Nathan Burger – Undecided
- Andrew Davis – University of Kansas
- Matt Chapman – William Jewell
- Mike Zammataro – Georgia Tech University

In the balcony are the other members of the team.

Please join me in congratulating the Blue Valley Northwest Huskies and their coach Ed Fritz on an outstanding season and the creation of a Kansas basketball dynasty.

Rep. Croft presented the team with a framed House certificate in honor of their achievements.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Probst are spread upon the Journal:

Colleagues, today I'd like to introduce you to a remarkable resident of Hutchinson and student of Hutchinson High School who has recently received national recognition as a Top Youth Volunteer for 2019.

In her leadership role with Communities that Care, Abbey Pemberton led a lobbying effort that persuaded the Hutchinson City Council to prohibit the use of electronic cigarettes in those places where traditional cigarettes were not allowed. She also convinced six towns in Reno County – including Hutchinson – to prohibit smoking in public parks.

Now in her senior year at Hutchinson High School, Abbey continues to offer her time and passion to improve her community – working to raise awareness among her peers about the dangers of drug use, and encouraging local leaders to develop policies that could reduce substance abuse among high school students.

Her efforts have created a tangible difference for current and future residents of Hutchinson and Reno County.

Please join me in recognizing Abbey Pemberton for her unyielding dedication, and spirit of selfless service to one's community.

Rep. Probst presented Ms. Pemberton with a framed House certificate in honor of her accomplishments.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Concannon are spread upon the Journal:

As Kansans, we believe every day should be prevent child abuse day; however, April is the nationally recognized month to raise awareness and promote strategies and missions that prevent child abuse, strengthen families and empower families and youth. Each of us has a responsibility to do all we can at all times to help those who struggle. We have within our authority to lift up parenting as the most important job of any Kansan. As legislators, when any parent lacks the resources and support to be successful, we can call upon those organizations with expertise to help create paths so that all children can have a happy, healthy and productive life. When parents do well, their children will do well. I hope you will wear the pins I have given you as a reminder of this important responsibility we have to the families we represent.

Joining me is Dona Booe, President and CEO of Kansas Children's Service League and Kansas Chapter to Prevent Child Abuse America, to accept our formal recognition of April as Child Abuse Prevention Month.

Rep. Concannon encouraged everyone to wear blue on Friday and presented a House certificate to Ms. Booe in honor of her contributions.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **SB 218**.

Health and Human Services: **SB 232**.

Insurance: **SB 228**.

Judiciary: **SB 108, SB 219**.

Taxation: **SB 104, SB 235**.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2203** and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2177** and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2085** and has appointed Senators Kerschen, Estes and Francisco as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2214** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2246** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2007** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2031** and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2038** and has appointed Senators Wilborn, Rucker and Miller as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2039** and has appointed Senators Wilborn, Rucker and Miller as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2087** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2119** and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2140** and has appointed Senators Olson, Billinger and Ware as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2225** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2248** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2290** and has appointed Senators Wilborn, Rucker and Miller as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 63**.

Speaker Ryckman thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Kelly, **HR 6023**, as follows, was introduced and adopted:

By Representative Kelly

HOUSE RESOLUTION No. **HR 6023**—

HR 6023—A RESOLUTION recognizing national service recognition day at the capitol.

A RESOLUTION recognizing April 2, 2019, as National Service Recognition Day at the Capitol.

WHEREAS, Service to others is a hallmark of the American character and is central to how the United States meets and overcomes challenges. Through their extensive public service commitments, community service participants demonstrate loyalty, dedication, and patriotism; and

WHEREAS, States are increasingly turning to community service and volunteerism as a cost-effective strategy to meet local needs; and

WHEREAS, Community service represents a unique public and private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer money. Likewise, community service expands economic opportunities by creating more sustainable, resilient communities, and by providing those who serve with educational opportunities and career and leadership skills; and

WHEREAS, The Corporation for National and Community Service (CNCS), a federal agency, shares a priority with local leaders, nationwide, to engage citizens, improve lives, and strengthen communities; and

WHEREAS, The CNCS is responsible for annually engaging approximately 300,000 AmeriCorps members and Senior Corps volunteers at over 50,000 locations across the nation, including schools, nonprofits, faith-based groups, and local agencies. These organizations are critical to the economic and social well-being of our communities; and

WHEREAS, AmeriCorps members and Senior Corps volunteers address key challenges currently facing our communities. Besides preparing students for the modern workforce, these estimable organizations are engaged in counteracting natural disasters and the opioid epidemic and in providing assistance to veteran and active-duty military families; and

WHEREAS, On April 2, 2019, the CNCS is joining with the National League of Cities, the National Association of Counties, Cities of Service, and local leaders across the country to commemorate National Service Recognition Day; Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize April 2, 2019, as National Service Recognition Day at the Capitol; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send five enrolled copies of this resolution to Representative Kelly.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Kelly are spread upon the Journal:

Last year more than 4,800 Americans of all ages and backgrounds met local needs, strengthened communities, and expanded economic opportunity through national service in Kansas. Service members served at more than 600 locations across Kansas, including schools, food banks, homeless shelters, health clinics, youth centers, veterans facilities, and other non-profit and faith-based organizations. Through a unique public-private partnership with the Corporation for National and Community Service, more than \$5.3 million in outside resources was generated from businesses, foundations, public agencies, and other sources in the last year. This local support strengthened community impact and increased the return on taxpayer dollars.

In 2018, more than 300 **AmeriCorps** members met pressing local needs across Kansas making a lasting impact in communities while gaining valuable skills and experience to advance their careers. AmeriCorps members serve through one of three programs: **VISTA**, **NATIONAL CIVILIAN COMMUNITY CORP** and **FEMA CORP**.

Senior Corps taps the skills, talents, and experience of Americans age 55 and over to meet a wide range of community challenges. Last year, more than 4,500 Kansas seniors met critical community needs while, at the same time, contributing to longer and healthier lives for themselves through one of three Senior Corps programs:

- **Foster Grandparents** serve one-on-one as tutors and mentors to more than 4,100 young people with exceptional needs.
- **Senior Companions** help more than 510 homebound seniors and other adults maintain independence in their own homes.
- **RSVP volunteers** renovate homes, tutor and mentor youth, respond to natural disasters, protect the environment, provide transportation to medical appointments, serve our veterans and military, deliver meals, help at food pantries, offer free tax preparation services and provide other services through more than 600 locations across Kansas.

Today, I would like to introduce the volunteers and members, from across the state, that have joined me on the floor today:

- Martha Gentry
- Luava Smith
- James McKenzie
- Carol McKenzie
- Brian Bridges
- Mary Bridges
- John Lindholm (95 years old!)
- John Thomas
- Lucille Johnson
- Colin Kingston

In addition, let's please recognize more volunteers that are in our gallery today.

At a time when fiscal restraint is a must, National Service is a wise investment of taxpayer dollars and is good for Kansas. Please join me in thanking these Senior Corps volunteers and AmeriCorps members, who are truly making a difference in the state of Kansas.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Huebert, the House nonconcurrred in Senate amendments to **HB 2144** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Huebert, Dietrich and Ward as conferees on the part of the House.

On motion of Rep. Highland, the House nonconcurrred in Senate amendments to **S. Sub HB 2167** and asked for a conference.

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

On motion of Rep. Waymaster, the House nonconcurrred in Senate amendments to **HB 2168** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Waymaster, Hoffman and Wolfe Moore as conferees on the part of the House.

On motion of Rep. Tarwater, the House nonconcurrred in Senate amendments to **HB 2223** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Barker, Awerkamp and Ruiz, L. as conferees on the part of the House.

On motion of Rep. Clark, the House nonconcurrred in Senate amendments to **HB 2365** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Clark, Ellis and Weigel as conferees on the part of the House.

On motion of Rep. Hawkins, the House recessed until 2:00 p.m.

AFTERNOON SESSION

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

REPORT ON ENROLLED BILLS

HB 2035, HB 2101, HB 2104, HB 2125, HB 2188, HB 2191, HB 2201, HB 2211, HB 2215 reported correctly enrolled, properly signed and presented to the Governor on April 2, 2019.

REPORT ON ENROLLED RESOLUTIONS

HCR 5011 reported correctly enrolled and properly signed on April 2, 2019.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Wednesday, April 3, 2019.

Journal of the House

FIFTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, April 3, 2019, 10:00 a.m.

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

The roll was called with 124 members present.

Rep. L. Ruiz was excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. Derek Mayfield, Pastor, Celebration Community Church, Hays, and guest of Rep. Wasinger:

Father,

I thank you for today and the opportunity we have to serve and honor you. Every day you give us is a gift that we can use to fulfill the purpose you have placed in each of our lives. I pray that we don't take that lightly, but that we understand the great privilege it is to be a child of God and fulfill your purpose in our lives.

I pray for my brothers and sisters in this room that represent our great state. Please give each one of them wisdom and discernment as they discuss important topics and issues that will govern our state and communities. May their words and actions promote justice, love and humility.

Please protect and strengthen each one of their families during these busy times, especially during times of separation. Give them energy and strength to fulfill the duties of their elected offices, but also the duties and responsibilities they have outside of the office. I thank you for their commitment to making Kansas better for all that call it home.

Most of all I thank you for the gift of your son, Jesus. That by his death and resurrection we could have freedom for eternity with you through our repentance and your forgiveness. Help us to shine your light and spread your love to those around us each and every day.

In Jesus name, amen.

The Pledge of Allegiance was led by Rep. Williams.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Dietrich are spread upon the Journal:

It is my pleasure to introduce the players and coaches of the Washburn Rural High School Girls Basketball Team, who are the 6A State Champions for 2019. With this championship, Washburn Rural captured its 4th Girls state title in school history and its first in 10 years.

This team was recognized as the Centennial League Co-Champions, the Sub-State Champions and the 6A State Champions with a final record of 23 wins and just 2 losses. Their coach, Kevin Bordewick, said, "This is one of the hardest working groups to ever come through Washburn Rural, and that hard work earned them a state championship." These girls have a passion for the game and can out-hustle just about everyone. Winning a state championship is amazing, but there is something so unifying about sports in its purest form.

These student athletes play because this is what they love to do. They put in the work and the time to get better because they want to.....and that's what sports teaches you – to give it your all and never give up. It's determination and perseverance and knowing that what you have learned on the basketball court is going to stay with you the rest of your life.

I would like to introduce you to some outstanding young women who just happen to be great athletes.

- Senior Carly Bachelor is the all-time scoring leader and all-time rebounding leader for Washburn Rural. Carly has won numerous awards including the All-City Player of the Year and is a 4-year, 3 sport athlete who will be attending Creighton University in the fall to play basketball.
- Senior Shelby Ebert is also a multi-sport athlete at Washburn Rural and has not only had an outstanding basketball career and earned several honors, but is an exceptional volleyball player and is headed to Emporia State University to play volleyball.

The girls I am about to introduce to you are also multi-sport athletes who contributed immensely to this team's winning season.

Juniors

- Kasey Hamilton
- Riley Bagshaw
- Shelbey Wichman
- Lakhota Conklin

Freshmen

- Emma Krueger
- Campbell Bagshaw
- Trena Whitmore
- Sheriden Wichman
- Katelynn Brogan

The Head Coach of this championship basketball team is **Kevin Bordewick**. Coach Bordewick is also a multi-sport coach! This is the 11th State Championship that Kevin Bordewick has been a part of at Washburn Rural. He has had 7 Championships in Volleyball as head coach; 3 in Basketball as an assistant coach and 1 in Basketball as head coach. What a fabulous coaching record and dedication to our students. There is just no one like him.

His Assistant Coaches, who were with him every step of the way, are **Taylor Dunham and Alexandra Wampfler**. Also with us today is Athletic Director, **Penny Lane** and Auburn-Washburn Superintendent, **Dr. Scott McWilliams**. I would also like to recognize the Girls Basketball Team Assistant Managers and family members who are in our gallery today. Colleagues, please join me in congratulating the Girls 6A State Basketball Championship Team from Washburn Rural High School.

Rep. Dietrich presented a framed House certificate to Coach Bordewick in honor of their championship.

MESSAGES FROM THE GOVERNOR

HB 2097, HB 2123, HB 2127 approved on April 2, 2019

COMMUNICATIONS FROM STATE OFFICERS

From R. Scott Blackwell, Chairperson, Central Interstate Low-Level Radioactive Waste Commission; Fiscal Year 2018 Annual Report for the Commission.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2144** and has appointed Senators Baumgardner, Alley and Sykes as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2167** and has appointed Senators Kerschen, Estes and Francisco as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2168** and has appointed Senators Baumgardner, Alley and Sykes as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2223** and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2365** and has appointed Senators Wilborn, Rucker and Miller as conferees on the part of the Senate.

CHANGE OF CONFEREES

Rep. Stogsdill is appointed to replace Rep L. Ruiz as a member of the conference committee on **HB 2223**.

Rep. Clayton is appointed to replace Rep L. Ruiz as a member of the conference committee on **SB 53**.

Rep. Clayton is appointed to replace Rep L. Ruiz as a member of the conference committee on **SB 70**.

Reps. Landwehr, Eplee, and Murnan are appointed to replace Reps Kelly, Orr, and Finney as members of the conference committee on **HB 2119**.

Reps. Landwehr, Eplee, and Murnan are appointed to replace Reps Kelly, Orr, and Finney as members of the conference committee on **SB 15**.

On motion of Rep. Hawkins, the House recessed until 4:00 p.m.

AFTERNOON SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2413, AN ACT concerning health and healthcare; enacting the human solution for Kansas act; relating to medical cannabis; providing for the licensure and regulation of the manufacture, transportation and sale of medical cannabis; imposing a privilege tax on medical cannabis; amending K.S.A. 2017 Supp. 65-1120, as amended by section 5 of chapter 42 of the 2018 Session Laws of Kansas, K.S.A. 44-1009, 44-1015, 65-2836, 65-28a05, 65-28b08 and 79-5210 and K.S.A. 2018 Supp. 21-5703, 21-5705, 21-5706, 21-5707, 21-5709, 21-5710, 23-3201, 38-2269, 44-501, 44-706, 79-3606 and 79-5201 and repealing the existing sections, by Committee on Federal and State Affairs.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **HB 2209**, and has appointed Senators Olson, Billinger and Ware as second conferees on the part of the Senate.

The Senate announced the appointment of Senators Suellentrop, Berger, and Bollier to replace Senators Olson, Billinger, and Ware as conferees on **SB 15**.

The **Senate** announced the appointment of Senators Suellentrop, Berger, and Bollier to replace Senators Olson, Billinger, and Ware as senate conferees on **HB 2119**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 130** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 3, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 25-21a03 is hereby amended to read as follows: 25-21a03.

(a) The secretary of state shall develop the style and form of the official primary ballot and the official general election ballot for municipal offices.

(b) The declaration of intent to become a candidate shall be prescribed by the secretary of state. The declarations for any municipality shall be filed with the county

election officer not later than 12 noon, June 1, prior to the primary election in both even-numbered and odd-numbered years, or if such date falls on a Saturday, Sunday or holiday, then before 12 noon of the next day that is not a Saturday, Sunday or holiday.

~~(C)~~ For municipalities where a primary election is not authorized or otherwise required by law, the declaration of intent to become a candidate shall be filed with the county election officer not later than 12 noon, September 1, prior to the general election in odd-numbered years, or if such date falls on a Saturday, Sunday or holiday, then before 12 noon of the next day that is not a Saturday, Sunday or holiday.

~~(d)~~—The secretary of state shall establish primary election procedures for primary elections for municipalities.

~~(e)~~~~(d)~~ The secretary of state shall establish general election procedures for general elections for municipalities.

~~(f)~~~~(e)~~ County election officers shall conduct municipal elections in odd-numbered years and elections in even-numbered years if needed.

~~(g)~~~~(f)~~ The secretary of state shall adopt rules and regulations to implement this section on or before July 1, 2016.

Sec. 4. K.S.A. 80-202 is hereby amended to read as follows: 80-202. Every person elected to the office of trustee, clerk or treasurer of any township, or road overseer of any road district, shall be an elector of ~~said the~~ township or road district at the time of ~~his or her~~ such election or appointment, and shall ~~within twenty (20) days after he shall be notified of his or her election~~ take and subscribe the oath of office prescribed by law; ~~and shall forthwith cause such. The~~ oath to shall be filed in the office of the county clerk of his or her county; ~~and. In case the event any of such officers~~ officer shall become ~~nonresidents~~ a nonresident of their respective townships the township or road districts, ~~their offices~~ district, the office shall ~~at once~~ become vacant.

Sec. 5. K.S.A. 72-1073 is hereby amended to read as follows: 72-1073. The provisions of law relating to the term of office of members of boards of education, including method and time of qualification and of taking office shall apply to every school district in this state. In the event no candidate is elected to a position on the board of education of a school district in a regular election, or if an elected member moves out of the school district after such member is elected and before such member takes office the second Monday in January following ~~July 1 the election~~, or if such member becomes ineligible to serve for any other reason during that period of time, the holdover member shall continue to sit as a voting member of the board of education of such school district until an eligible successor is appointed by the board of education to fill the position. ~~Such successor shall be appointed not later than November 15 next following the regular election of board members.~~

Sec. 6. K.S.A. 72-1133 is hereby amended to read as follows: 72-1133. (a) At the first meeting of the board of education ~~in July on or after the second Monday in January~~ of each year, or at a later meeting during that calendar year if so determined by the board at the first meeting, the board shall elect a president and vice-president, both of whom shall be members of the board. The president and vice-president shall each serve for a term of one ~~(1)~~ year and until ~~his~~ a successor is elected and qualified.

(b) The president shall preside at meetings of the board and perform such other duties as are provided by law.

(c) In the absence or inability to act of the president, the vice-president shall perform the duties of the president. In the absence or inability to act of both the

president and vice-president, the remaining members shall select a member to act in the capacity of president.

Sec. 7. K.S.A. 72-1138 is hereby amended to read as follows: 72-1138. (a) The board shall meet at least once each month. ~~During the month of July~~ On or after the second Monday in January and before February 1 of each year, ~~or at a later date during that calendar year if so determined by the board at the first meeting of the board on or after the second Monday in January of each year,~~ the board shall adopt a resolution specifying a regular meeting time of the board and the regular hour of commencement of the meeting, as well as the day of the week and the week of the month. Such resolution also shall specify the alternative date and time of any meeting if the regular meeting date occurs on a Sunday or on a legal holiday or on a holiday specified by the board. Such resolution also shall specify the regular meeting place of the board and may specify that any regular meeting may be adjourned to another time and place. If the board cancels a regularly scheduled meeting because of an emergency, within 24 hours of such cancellation, the board shall establish and give notice of the new meeting date and time. Special meetings may be called at any time by the president of the board or by joint action of any three members of the board. Unless waived, written notice, stating the time and place of any special meeting and the purpose for which called, shall be given each member of the board at least two days in advance of the special meeting and no business other than that stated in the notice shall be transacted at such meeting. A majority of the full membership of the board shall constitute a quorum for the purpose of conducting any business of the school district, and the vote of a majority of the full membership of the board shall be required for the passage of any motion or resolution. Any member who abstains from voting shall be counted as having voted against the motion or resolution. If a member announces a conflict of interest with regard to the issue, the member may leave the meeting until the voting on the issue is concluded, and the member who abstains from voting thereby shall not be counted as having voted.

(b) Except as otherwise provided by law, the board shall have and may exercise the same powers and authorities as were immediately prior to this act conferred uniformly upon boards of education in cities of the first class, and, in addition thereto, the powers and authority expressly conferred by law.

(c) The board shall have authority to prescribe courses of study for each year of the school program and to adopt rules and regulations for teaching in the school district and general government thereof, and to approve and adopt suitable textbooks and study material for use therein subject to the plans, methods, rules and regulations of the state board of education.

(d) The board may provide legal counsel at district expense to any members of the board of education, or school district officers or employees who are sued in situations relating to and arising out of the performance of their office or employment. No teacher or other employment contract shall make reference to or incorporate the provisions of this subsection, nor shall the provisions of this subsection be construed ~~as to be~~ any part of the consideration of employment of any teacher, officer or other employee of the board.

(e) (1) The board may transact all school district business and adopt policies that the board deems appropriate to perform its constitutional duty to maintain, develop and operate local public schools.

(2) The power granted by this subsection shall not be construed to relieve a board

from compliance with state law.

The power granted by this subsection shall not be construed to relieve any other unit of government of its duties and responsibilities ~~which that~~ are prescribed by law, nor to create any responsibility on the part of a school district to assume the duties or responsibilities ~~which that~~ are required of another unit of government.

(3) The board shall exercise the power granted by this subsection by resolution of the board of education.

Sec. 8. K.S.A. 72-1088 is hereby amended to read as follows: 72-1088. The issue of the change of method of election or voting plan, or both, in any school district may be made in the manner provided in this act at any time during the period beginning on the first Wednesday in November of each even-numbered year and ending on the first Tuesday in June of each odd-numbered year, if such change is also approved in a manner authorized in this act before the end of such period submitted to voters at any primary election or general election as defined in K.S.A. 25-2502, and amendments thereto, or at a special election called for such purpose. If approved by voters, the new method of election and voting plan in ~~such the~~ school district shall be followed in the election of members next following ~~such the~~ change and shall continue in force until again changed in the manner provided in this act. Change of method of election or voting plan shall not shorten the term of any member serving on the board at the time the change is made, and the county election officer shall not submit to election any plan of change which violates this prohibition."

Also on page 3, in line 17, before "K.S.A." by inserting "K.S.A. 72-1073, 72-1088, 72-1133, 72-1138, and 80-202 and"; also in line 17, before "and" by inserting ", 25-21a03"; in line 20, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the first "concerning" by inserting "municipal"; also in line 1, after "elections" by inserting "and election related matters"; also in line 1, by striking all after the first semicolon; in line 2, by striking all before "amending"; also in line 2, after "amending" by inserting "K.S.A. 72-1073, 72-1088, 72-1133, 72-1138 and 80-202 and"; also in line 2, after "25-1124" by inserting ", 25-21a03";

And your committee on conference recommends the adoption of this report.

WILLIAM M. SUTTON

BLAKE CARPENTER

BRETT PARKER

Conferees on part of House

ELAINE BOWERS

RANDALL HARDY

DAVID HALEY

Conferees on part of Senate

On motion of Rep. Sutton, to adopt the conference committee report on **SB 130**, Rep. Esau offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Esau did not prevail and the question reverted back to the original motion of Rep. Sutton to adopt the conference committee report.

On roll call, the vote was: Yeas 119; Nays 3; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Esau, Garber, Jacobs.

Present but not voting: none.

Absent or not voting: Mason, Ruiz, L., Samsel.

The motion of Rep. Sutton prevailed, and the conference committee report on **SB 130** was adopted.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2209** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

ROB OLSON

RICK BILLINGER

Conferees on part of Senate

JENE VICKREY

TOM COX

Conferees on part of House

On motion of Rep. Vickrey, the conference committee report on **HB 2209** to agree to disagree, was adopted.

Speaker pro tem Finch thereupon appointed Reps. Vickrey, Cox and Neighbor as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 63** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

RICHARD PROEHL
JACK THIMESCH
HENRY HELGERSON
Conferees on part of House

MIKE PETERSEN
DAN GODDARD
PAT PETTEY
Conferees on part of Senate

On motion of Rep. Proehl, the conference committee report on **SB 63** to agree to disagree, was adopted.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch, Helgerson as second conferees on the part of the House.

CHANGE OF CONFEREES

Reps. Tarwater, Corbet, and Frownfelter are appointed to replace Reps. Barker, Averkamp, and Stogsdill as members of the conference committee on **HB 2223**.

REPORT ON ENROLLED RESOLUTIONS

HR 6018 reported correctly enrolled and properly signed on April 3, 2019.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Thursday, April 4, 2019.

Journal of the House

FIFTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, April 4, 2019, 10:00 a.m.

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

The roll was called with 122 members present.

Rep. Frownfelter was excused on verified illness.

Reps. Mason and L. Ruiz were excused on excused absence by the Speaker.

Present later: Reps. Frownfelter and Mason.

Prayer by Rep. Sawyer:

Dear Father God:

We bow our heads before you this morning and
ask you to grant us the...

WISDOM – we need as we debate and vote today;

PATIENCE – help us to work together to solve the problems
facing this state and its people,

RESPECT – Help us to debate our points vigorously
but with respect for each other,

Help us to disagree agreeably when we do disagree,

REGRET – Please grant us the wisdom to not
say anything we'll regret later,

OPPORTUNITY – And finally, we thank you for the
opportunity to serve the people of Kansas.

In your great name we pray, Amen.

Pledge of Allegiance was led by Rep. Eric Smith.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2414, AN ACT concerning sales taxation; relating to exemptions; the principle foundation; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Federal and State Affairs: **HB 2413**.

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators Lynn, Pilcher-Cook, and Holland to replace the Senators Estes, Olson, and Faust-Goudeau as conferees on **HB 2223**.

On motion of Rep. Hawkins, the House recessed until 10:40 a.m.

LATE MORNING SESSION

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

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **SB 63**, and has appointed Senators Petersen, Goddard and Pettey as second conferees on the part of the Senate.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Johnson, the House nonconcurred in Senate amendments to **HB 2033** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Johnson, Mason and Gartner as conferees on the part of the House.

On motion of Rep. Proehl, the House concurred in Senate amendments to **HB 2070**, AN ACT concerning roads and highways; designating a portion of United States highway 75 as the John Armstrong memorial highway and a bridge on United States highway 77 as the SGT Kevin A. Gilbertson memorial bridge; amending K.S.A. 68-1051 and repealing the existing section.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Frownfelter, Mason, Ruiz, L..

On motion of Rep. Seiwert, the House concurred in Senate amendments to **HB 2084**, AN ACT concerning the Kansas 911 act; relating to emergency services; 911 fees, collection and distribution; amending K.S.A. 2018 Supp. 12-5363, 12-5364, 12-5365, 12-5366, 12-5367, 12-5368, 12-5369, 12-5370, 12-5371, 12-5372, 12-5373, 12-5374, 12-5375, 12-5376, 12-5377, 12-5378, 12-5380 and 19-101a and repealing the existing sections; also repealing K.S.A. 2018 Supp. 12-5327, 12-5338 and 12-5361.

On roll call, the vote was: Yeas 87; Nays 35; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Carlson, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Francis, French, Gartner, Hawkins, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Orr, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Toplikar, Waggoner, Warfield, Warren, Waymaster, Wheeler, K. Williams, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Awerkamp, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, Dove, Erickson, Esau, Finney, Garber, Helgeson, Helmer, Henderson, Highberger, Hodge, Houser, Jacobs, Kuether, Landwehr, Ohaebosim, Ousley, Pittman, Rhiley, Straub, Thomas, Vickrey, Victors, Ward, Wasinger, Weigel, Whipple, Winn.

Present but not voting: None.

Absent or not voting: Frownfelter, Mason, Ruiz, L..

EXPLANATION OF VOTE

MR. SPEAKER: I support the NextGeneration 9-1-1 system. The GIS date and maintenance are critical to geospatially 911 call routing. **HB 2084** increases the monthly cell phone 911 fee from \$0.60 to \$0.90, 50% increase. The bill increases prepaid wireless 911 fee from 1.20% per retail purchase prepaid service to 2.06% per transaction. Being a state-wide bill, counties will not be exempt from the Kansas 911 act. Sumner 911 Director BJ Tracy, "An increase in 911 fees is imperative, I urge you to support the increase in monthly 911 fee to \$1.03/month." He only wanted \$1.03/month as originally provided, I Vote No. – BILL RHILEY

On motion of Rep. Highland, the House concurred in Senate amendments to **HB 2085**, AN ACT concerning water; relating to public water supply systems; municipal loans; reinstatement of rural water district benefit units; amending K.S.A. 65-163i and K.S.A. 2018 Supp. 82a-621 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgeson, Helmer,

Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: none.

Absent or not voting: Frownfelter, Mason, Ruiz, L..

On motion of Rep. Concannon, the House concurred in Senate amendments to **HB 2103**, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; placement of a child in a qualified residential treatment program; amending K.S.A. 2018 Supp. 23-2210, 38-2202, 38-2234 and 38-2264 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 38-2202, as amended by section 9 of chapter 107 of the 2018 Session Laws of Kansas.

On roll call, the vote was: Yeas 120; Nays 2; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Jacobs, Rhiley.

Present but not voting: none.

Absent or not voting: Frownfelter, Mason, Ruiz, L..

On motion of Rep. Huebert, the House concurred in Senate amendments to **HB 2144**, AN ACT concerning community colleges; relating to publication of financial information; identification of transferable credits; amending K.S.A. 71-301 and repealing the existing section.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carpenter, B.,

Carpenter, W., Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murman, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael, Finney, Gartner, Highberger, Kuether, Ward.

Present but not voting: none.

Absent or not voting: Frownfelter, Mason, Ruiz, L..

On motion of Rep. Hawkins, the House recessed until 2:30 p.m.

AFTERNOON SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2415, AN ACT concerning health and healthcare; regulating the practice of medicine and surgery; prohibiting certain inquiries regarding patient firearm ownership, by Committee on Federal and State Affairs.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Johnson, the House nonconcurrred in Senate amendments to **HB 2160** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Johnson, Mason and Gartner as conferees on the part of the House.

On motion of Rep. Clark, the House concurred in Senate amendments to **HB 2365**, AN ACT concerning civil procedure and civil actions; relating to rules of evidence; peer support counseling session communication privilege; Kansas national guard members; amending K.S.A. 2018 Supp. 60-473 and repealing the existing section.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 121; Nays 1; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel,

Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: Huebert, Ruiz, L., Thompson.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 15** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, on page 1, by striking all in lines 6 through 34;

By striking all on pages 2 through 5;

On page 6, by striking all in lines 1 through 6; following line 6, by inserting:

"New Section 1. (a) The board may issue a license to an individual who is currently registered, certified or licensed to practice social work in another jurisdiction, if the board determines that:

(1) The standards for registration, certification or licensure to practice social work at the baccalaureate level in another jurisdiction are substantially the equivalent of the requirements in the social workers licensure act and rules and regulations of the board for licensure as a baccalaureate social worker; or

(2) the applicant demonstrates compliance on forms set by the board, with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice social work at the baccalaureate level for at least 48 of the last 54 months immediately preceding the application, with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of a baccalaureate degree in social work from a regionally accredited university.

(b) The board may issue a license to an individual who is currently registered, certified or licensed to practice social work in another jurisdiction, if the board determines that:

(1) The standards for registration, certification or licensure to practice social work at the master's level in another jurisdiction are substantially the equivalent of the requirements in the social workers licensure act and rules and regulations of the board for licensure as a master social worker; or

(2) the applicant demonstrates compliance on forms set by the board, with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice social work at the master

level for at least 48 of the last 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of a master's degree in social work from a regionally accredited university.

(c) Applicants for licensure as a specialist clinical social worker shall demonstrate:

(1) That the applicant meets the requirements of subsection (b);

(2) that the applicant is currently licensed to practice social work at the clinical level in another state; and

(3) competence to diagnose and treat mental disorders by meeting at least two of the following areas acceptable to the board:

(A) Passing a national clinical examination approved by the board;

(B) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(C) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery, stating that the applicant is competent to diagnose and treat mental disorders.

(d) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-6411, and amendments thereto, if required by the board.

New Sec. 2. (a) If, in evaluating any applicant for licensure as a professional counselor, the board finds that the applicant is deficient in the qualifications or in the quality of the applicant's educational experience required by K.S.A. 65-5804a or 65-5807, and amendments thereto, as applicable, or by rules and regulations adopted by the board, the board may require the applicant to fulfill remedial or other requirements, as the board may prescribe.

(b) A person who is completing requirements prescribed by the board under subsection (a) may apply to the board for provisional licensure as a professional counselor on a form and in a manner prescribed by the board. The board may issue a provisional license to practice professional counseling. A provisional license shall expire upon the earlier of the date that the board issues or denies a license to practice professional counseling or 12 months after the date of issuance of the provisional license. No provisional license shall be renewed, and no provisional license shall be issued again, upon any subsequent application for the same license level.

(c) A person practicing professional counseling with a provisional license may not use the title "licensed professional counselor" or "licensed clinical professional counselor" or the initials "LPC" or "LCPC," independently. The word "licensed" may be used by such person only when preceded by the word "provisional."

New Sec. 3. (a) If, in evaluating any applicant for licensure as a marriage and family therapist, the board finds that the applicant is deficient in the qualifications or in the quality of the applicant's educational experience required by K.S.A. 65-6404 or 65-6406, and amendments thereto, as applicable, or by rules and regulations adopted by the board, the board may require the applicant to fulfill remedial or other requirements, as the board may prescribe.

(b) A person who is completing requirements prescribed by the board under

subsection (a) may apply to the board for provisional licensure as a marriage and family therapist on a form and in a manner prescribed by the board. The board may issue a provisional license to practice marriage and family therapy. A provisional license shall expire upon the earlier of the date that the board issues or denies a license to practice marriage and family therapy or 12 months after the date of issuance of the provisional license. No provisional license shall be renewed, and no provisional license shall be issued again, upon any subsequent application for the same license level.

(c) A person practicing marriage and family therapy with a provisional license may not use the title "licensed marriage and family therapist" or "licensed clinical marriage and family therapist" or the initials "LMFT" or "LCMFT," independently. The word "licensed" may be used by such person only when preceded by the word "provisional."

New Sec. 4. (a) If, in evaluating any applicant for licensure as a master's level psychologist, the board finds that the applicant is deficient in the qualifications or in the quality of the applicant's educational experience required by K.S.A. 74-5363 or 74-5375, and amendments thereto, as applicable, or by rules and regulations adopted by the board, the board may require the applicant to fulfill remedial or other requirements, as the board may prescribe.

(b) A person who is completing requirements prescribed by the board under subsection (a) may apply to the board for a provisional license as a master's level psychologist on a form and in a manner prescribed by the board. The board may issue a provisional license to practice master's level psychology. A provisional license shall expire upon the earlier of the date that the board issues or denies a license to practice master's level psychology or 12 months after the date of issuance of the provisional license. No provisional license shall be renewed, and no provisional license shall be issued again, upon any subsequent application for the same license level.

(c) A person practicing master's level psychology with a provisional license may not use the title "licensed master's level psychologist" or "licensed clinical psychotherapist" or the initials "LMLP" or "LCP," independently. The word "licensed" may be used by such person only when preceded by the word "provisional."

New Sec. 5. (a) If, in evaluating any applicant for licensure as a social worker, the board finds that the applicant is deficient in the qualifications or in the quality of the applicant's educational experience required by K.S.A. 65-6306, and amendments thereto, or section 1, and amendments thereto, as applicable, or by rules and regulations adopted by the board, the board may require the applicant to fulfill remedial or other requirements, as the board may prescribe.

(b) A person who is completing requirements prescribed by the board under subsection (a) may apply to the board for provisional licensure as a social worker on a form and in a manner prescribed by the board. The board may issue a provisional license to practice social work. A provisional license shall expire upon the earlier of the date that the board issues or denies a license to practice social work or 12 months after the date of issuance of the provisional license. No provisional license shall be renewed, and no provisional license shall be issued again, upon any subsequent application for the same license level.

(c) A person practicing social work with a provisional license may not use the title "licensed baccalaureate social worker," "licensed master's social worker" or "licensed specialist clinical social worker" or the initials "LBSW," "LMSW" or "LSCSW," independently. The word "licensed" may be used by such person only when preceded by

the word "provisional."

(d) This section shall be a part of and supplemental to the social workers licensure act.

New Sec. 6. (a) If, in evaluating any applicant for licensure as an addiction counselor, the board finds that the applicant is deficient in the qualifications or in the quality of the applicant's educational experience required by K.S.A. 65-6610 or 65-6613, and amendments thereto, as applicable, or by rules and regulations adopted by the board, the board may require the applicant to fulfill remedial or other requirements, as the board may prescribe.

(b) A person who is completing requirements prescribed by the board under subsection (a) may apply to the board for provisional licensure as an addiction counselor on a form and in a manner prescribed by the board. The board may issue a provisional license to practice addiction counseling. A provisional license shall expire upon the earlier of the date that the board issues or denies a license to practice addiction counseling or 12 months after the date of issuance of the provisional license. No provisional license shall be renewed, and no provisional license shall be issued again, upon any subsequent application for the same license level.

(c) A person practicing addiction counseling with a provisional license may not use the title "licensed addiction counselor," "licensed master's addiction counselor" or "licensed clinical addiction counselor" or the initials "LAC," "LMAC" or "LCAC," independently. The word "licensed" may be used by such person only when preceded by the word "provisional."

(d) This section shall be a part of and supplemental to the addiction counselor licensure act.

New Sec. 7. (a) If, in evaluating any applicant for licensure as a psychologist, the board finds that the applicant is deficient in the qualifications or in the quality of the applicant's educational experience required by K.S.A. 74-5310 or 74-5315, and amendments thereto, as applicable, or by rules and regulations adopted by the board, the board may require the applicant to fulfill remedial or other requirements, as the board may prescribe.

(b) A person who is completing requirements prescribed by the board under subsection (a) may apply to the board for provisional licensure as a psychologist on a form and in a manner prescribed by the board. The board may issue a provisional license to practice psychology. A provisional license shall expire upon the earlier of the date that the board issues or denies a license to practice psychology or 12 months after the date of issuance of the provisional license. No provisional license shall be renewed, and no provisional license shall be issued again, upon any subsequent application for the same license level.

(c) A person practicing psychology with a provisional license may not use the title "licensed psychologist" or the initials "LP," independently. The word "licensed" may be used by such person only when preceded by the word "provisional."

Sec. 8. K.S.A. 65-5801 is hereby amended to read as follows: 65-5801. K.S.A. 65-5801 through ~~65-5846~~ 65-5818, and amendments thereto, and section 2, and amendments thereto, shall be known and may be cited as the professional counselors licensure act.

Sec. 9. K.S.A. 65-5807 is hereby amended to read as follows: 65-5807. (a) The board may issue a license to an individual who is currently registered, certified or

licensed to practice professional counseling in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice professional counseling in the other jurisdiction are substantially equivalent to the requirements of this state; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice professional counseling for at least ~~60~~ 48 of the last ~~66~~ 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) at least a master's degree in counseling or a related field from a regionally accredited university or college.

(b) Applicants for licensure as a clinical professional counselor shall additionally demonstrate competence to diagnose and treat mental disorders through meeting the requirements of either subsection (a)(1) or (a)(2) and at least two of the following areas acceptable to the board:

(1) Either graduate coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;

(2) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(3) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery stating that the applicant is competent to diagnose and treat mental disorders.

(c) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-5808, and amendments thereto, if required by the board.

Sec. 10. K.S.A. 65-6309 is hereby amended to read as follows: 65-6309. (a) ~~Except as provided in subsections (b) and (c);~~ An applicant shall be exempted from the requirement for any examination provided for herein, if:

~~(1) The applicant proves to the board that the applicant is licensed or registered under the laws of a state or territory of the United States that imposes substantially the same requirements as this act as determined by the board; and~~

~~(2) pursuant to the laws of any such state or territory; the applicant has taken and passed an examination similar to that for which exemption is sought, as determined by the board.~~

~~(b) The board may issue a license to an individual who is currently licensed to practice social work at the clinical level in another jurisdiction if the board determines that:~~

~~(1) The standards for licensure to practice social work at the clinical level in the other jurisdiction are substantially equivalent to the requirements of this state for licensure at the clinical level; or~~

~~(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:~~

~~(A) Licensure to practice social work at the clinical level for at least 60 of the last~~

~~66 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;~~

~~(B) the absence of disciplinary actions of a serious nature brought by a licensing board or agency; and~~

~~(C) a master's or doctoral degree in social work from a regionally accredited university or college and from an accredited graduate social work program recognized and approved by the board pursuant to rules and regulations adopted by the board.~~

~~(e) Applicants for licensure as a clinical specialist social worker shall additionally demonstrate competence to diagnose and treat mental disorders through meeting the following requirements:~~

~~(1) Passing a national clinical examination approved by the board or, in the absence of the national examination, continuous licensure to practice as a clinical social worker during the 10 years immediately preceding the application; and~~

~~(2) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders.~~

~~(d) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-6314, and amendments thereto, if required by the board.~~

~~(e) Upon application, the board shall issue temporary licenses to persons who have submitted documentation and met all qualifications for licensure under provisions of this act, except passage of the required examination, and who have paid the required fee.~~

~~(f)(c) Absent extenuating circumstances approved by the board, a temporary license issued by the board shall expire upon the date the board issues or denies a license to practice social work or six 12 months after the date of issuance of the temporary license. No temporary license will be renewed or issued again on any subsequent applications for the same license level. The preceding provisions in no way limit the number of times an applicant may take the examination.~~

~~(g)(d) No person may work under a temporary license except under the supervision of a licensed social worker.~~

~~(h)(e) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the license as provided under this section at the time of issuance of such temporary license.~~

~~(i)(f) Any individual employed by a hospital and working in the area of hospital social services to patients of such hospital on July 1, 1974, is exempt from the provisions of this act.~~

~~(g) A person practicing social work with a temporary license may not use the title "licensed baccalaureate social worker" or "licensed master social worker" or use the initials "LBSW" or "LMSW," independently. The word "licensed" may be used only when followed by the words "by temporary license."~~

Sec. 11. K.S.A. 65-6321 is hereby amended to read as follows: 65-6321. K.S.A. 65-6301 through ~~65-6320, and K.S.A. 65-6321, and amendments thereto, and sections 1 and 5, and amendments thereto,~~ shall be known and may be cited as the social workers licensure act.

Sec. 12. K.S.A. 65-6401 is hereby amended to read as follows: 65-6401. K.S.A. 65-6401 through ~~65-6412~~ 65-6414, and amendments thereto, and section 3, and amendments thereto, shall be known and may be cited as the marriage and family therapists licensure act.

Sec. 13. K.S.A. 65-6405 is hereby amended to read as follows: 65-6405. (a) A person who is waiting to take the examination required by the board may apply to the board for a temporary license to practice as a licensed marriage and family therapist by:

(1) Paying an application fee as established by the board under K.S.A. 65-6411, and amendments thereto; and

(2) meeting the application requirements as stated in K.S.A. 65-6404(a)(1), (a)(2) and (a)(4), and amendments thereto.

(b) (1) A temporary license may be issued by the board after the application has been reviewed and approved by the board and the applicant has paid the appropriate fee set as established by the board ~~for issuance of new licenses under K.S.A. 65-6411, and amendments thereto~~.

(2) Absent extenuating circumstances approved by the board, a temporary license issued by the board shall expire upon the date the board issues or denies the person a license to practice marriage and family therapy or 12 months after the date of issuance of the temporary license.

(3) No temporary license ~~will~~ shall be renewed or issued again on any subsequent application for the same license level. The preceding provision in no way limits the number of times an applicant may take the examination.

(c) A person practicing marriage and family therapy with a temporary license may not use the title "licensed marriage and family therapist" or the initials "LMFT" independently. The word "licensed" may be used only when followed by the words "by temporary license," ~~such as licensed marriage and family therapist by temporary license, or marriage and family therapist, temporarily licensed~~.

(d) No person may practice marriage and family therapy under a temporary license except under the supervision of a person licensed by the behavioral sciences regulatory board at the independent level.

(e) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the license as provided under this section at the time of issuance of such temporary license.

Sec. 14. K.S.A. 65-6406 is hereby amended to read as follows: 65-6406. (a) The board may issue a license to an individual who is currently registered, certified or licensed to practice marriage and family therapy in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice marriage and family therapy in the other jurisdiction are substantially the equivalent of the requirements of the marriage and family therapists licensure act and rules and regulations of the board;

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice marriage and family therapy

for at least ~~60~~ 48 of the last ~~66~~ 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of at least a master's degree in marriage and family therapy or a related field as approved by the board from a regionally accredited university.

(b) Applicants for licensure as a clinical marriage and family therapist shall additionally demonstrate competence to diagnose and treat mental disorders through meeting the requirements of either subsection (a)(1) or (a)(2) and at least two of the following areas acceptable to the board:

(1) Either graduate coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;

(2) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(3) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery stating that the applicant is competent to diagnose and treat mental disorders.

(c) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-6411, and amendments thereto, if required by the board.

Sec. 15. K.S.A. 65-6411 is hereby amended to read as follows: 65-6411. (a) The board may fix the following fees, and any such fees shall be established by rules and regulations adopted by the board:

(1) For application for licensure as a marriage and family therapist, not to exceed \$150;

(2) for temporary licensure as a marriage and family therapist, not to exceed \$175;

(3) for original licensure as a marriage and family therapist, not to exceed \$175;

~~(4)~~ (4) for renewal for licensure as a marriage and family therapist, not to exceed \$175;

~~(4)~~ (5) for application for licensure as a clinical marriage and family therapist, not to exceed \$175;

~~(5)~~ (6) for original licensure as a clinical marriage and family therapist, not to exceed \$175;

~~(6)~~ (7) for renewal for licensure as a clinical marriage and family therapist, not to exceed \$175;

~~(7)~~ (8) for reinstatement of a license, not to exceed \$175;

~~(8)~~ (9) for replacement of a license, not to exceed \$20;

~~(9)~~ (10) for renewal penalty, an amount equal to the renewal of license; and

~~(10)~~ (11) for a wallet card license, not to exceed \$5.

(b) Fees paid to the board are not refundable.

Sec. 16. K.S.A. 65-6611 is hereby amended to read as follows: 65-6611. (a) A person who is waiting to take the examination for licensure as an addiction counselor may apply to the board for a temporary license to practice as a licensed addiction counselor by:

(1) ~~Paying an application a~~ fee for a temporary license fixed under K.S.A. 65-6618, and amendments thereto; and

(2) meeting the application requirements as stated in K.S.A. 65-6610(a)(1), (a)(2) ~~and (a)(4) and (a)(5)~~, and amendments thereto.

(b) A person who is waiting to take the examination for licensure as a master's addiction counselor may apply to the board for a temporary license to practice as a licensed master's addiction counselor by:

(1) ~~Paying an application a~~ fee for a temporary license fixed under K.S.A. 65-6618, and amendments thereto; and

(2) meeting the application requirements as stated in K.S.A. 65-6610(b)(1)(A), (b) ~~(2) and (b)(4)(1)(B), (b)(1)(D) and (b)(1)(E)~~, and amendments thereto.

(c) (1) A temporary license may be issued by the board after the application has been reviewed and approved by the board and the applicant has paid the appropriate fee set by the board for issuance of new licenses.

(2) Absent extenuating circumstances approved by the board, a temporary license issued by the board shall expire upon the date the board issues or denies the person a license to practice addiction counseling or 12 months after the date of issuance of the temporary license.

(3) No temporary license will be renewed or issued again on any subsequent application for the same license level. The preceding provision in no way limits the number of times an applicant may take the examination.

(d) A person practicing addiction counseling with a temporary license may not use the title "licensed addiction counselor" or "licensed master's addiction counselor" or use the initials "LAC" or "LMAC" independently. The word "licensed" may be used only when followed by the words "by temporary license," ~~such as licensed addiction counselor by temporary license, or addiction counselor, temporarily licensed.~~

(e) No person may practice addiction counseling under a temporary license except in a licensed or certified alcohol and other drug abuse program, under the direction of a person licensed by the behavioral sciences regulatory board at the clinical level or a person licensed to practice medicine and surgery.

(f) Nothing in this section shall affect any temporary license to practice issued under this section prior to the effective date of this act and in effect on the effective date of this act. Such temporary license shall be subject to the provisions of this section in effect at the time of its issuance and shall continue to be effective until the date of expiration of the license as provided under this section at the time of issuance of such license.

Sec. 17. K.S.A. 65-6613 is hereby amended to read as follows: 65-6613. (a) The board may issue a license to an individual who is currently registered, certified or licensed to practice addiction counseling in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice addiction counseling in the other jurisdiction are substantially the equivalent of the requirements of the addiction counselor licensure act and rules and regulations of the board; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice as an addiction counselor for at least ~~60~~ 48 of the last ~~66~~ 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of at least a baccalaureate degree from a college or university approved by the board.

(b) The board may issue a license to an individual who is currently registered, certified or licensed to practice addiction counseling at the master's level in another jurisdiction if the board determines that:

(1) (A) The standards for registration, certification or licensure to practice addiction counseling at the master's level in the other jurisdiction are substantially the equivalent of the requirements of the addiction counselor licensure act and rules and regulations of the board; and

(B) completion of at least a master's degree from a college or university approved by the board; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice addiction counseling at the master's level for at least ~~60~~ 48 of the last ~~66~~ 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) completion of at least a master's degree from a college or university approved by the board.

(c) The board may issue a license to an individual who is currently registered, certified or licensed to practice addiction counseling at the clinical level in another jurisdiction if the board determines that:

(1) (A) The standards for registration, certification or licensure to practice addiction counseling at the clinical level in the other jurisdiction are substantially the equivalent of the requirements of the addiction counselor licensure act and rules and regulations of the board; and

(B) the applicant demonstrates completion of at least a master's degree from a college or university approved by the board; or

(2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure to practice addiction counseling at the clinical level for at least ~~60~~ 48 of the last ~~66~~ 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency;

(C) completion of at least a master's degree from a college or university approved by the board; and

(D) at least two of the following areas acceptable to the board:

(i) Either coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;

(ii) three years of clinical practice with demonstrated experience supporting diagnosing or treating substance use disorders; or

(iii) attestation from a professional licensed to diagnose and treat mental disorders, or substance use disorders, or both, in independent practice or licensed to practice medicine and surgery, stating that the applicant is competent to diagnose and treat substance use disorders.

(d) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 65-6618, and amendments thereto, if required by the board.

Sec. 18. K.S.A. 74-5301 is hereby amended to read as follows: 74-5301. ~~This act K.S.A. 74-5301 through 74-5350, and amendments thereto, and section 7, and amendments thereto,~~ shall be known and may be cited as the licensure of psychologists act of the state of Kansas.

Sec. 19. K.S.A. 74-5310 is hereby amended to read as follows: 74-5310. (a) The board shall issue a license as a psychologist to any person who pays ~~an~~ a nonrefundable application fee prescribed by the board, if required by the board, not in excess of \$225 and, if required by the board, ~~an~~ a nonrefundable original license fee not in excess of \$150, ~~which shall not be refunded,~~ who ~~either~~ satisfies the board as to such person's training and experience after a thorough review of such person's credentials and who passes a satisfactory examination in psychology. Any person paying the fee must also submit evidence verified by oath and satisfactory to the board that such person:

- (1) Is at least 21 years of age;
- (2) is of good moral character;
- (3) has received the doctor's degree based on a program of studies in content primarily psychological from an educational institution having a graduate program with standards consistent with those of the state universities of Kansas, or the substantial equivalent of such program in both subject matter and extent of training; and
- (4) has had at least two years of supervised experience, a significant portion of which shall have been spent in rendering psychological services satisfying the board's approved standards for the psychological service concerned.

(b) The board shall adopt rules and regulations establishing the criteria which an educational institution shall satisfy in meeting the requirements established under subsection (a)(3). The board may send a questionnaire developed by the board to any educational institution for which the board does not have sufficient information to determine whether the educational institution meets the requirements of subsection (a)(3) and rules and regulations adopted under this section. The questionnaire providing the necessary information shall be completed and returned to the board in order for the educational institution to be considered for approval. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about educational institutions. In entering such contracts the authority to approve educational institutions shall remain solely with the board.

Sec. 20. K.S.A. 74-5315 is hereby amended to read as follows: 74-5315. (a) The board may grant a license to any person who, at the time of application, is registered, certified or licensed as a psychologist at the doctoral level in another jurisdiction if the board determines that:

- (1) The requirements of such jurisdiction for such certification or licensure are substantially the equivalent of the requirements of this state; or
- (2) the applicant demonstrates on forms provided by the board compliance with the following standards as adopted by the board:

(A) Registration, certification or licensure as a psychologist at the doctoral level for at least ~~60~~ 48 of the last ~~66~~ 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) a doctoral degree in psychology from a regionally accredited university or college.

(b) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 74-5310, and amendments thereto, if required by the board.

Sec. 21. K.S.A. 74-5316 is hereby amended to read as follows: 74-5316. (a) Upon application, the board may issue temporary licenses to persons who have met all qualifications for licensure under the provisions of the licensure of psychologists act of the state of Kansas, except passage of the required examination, pursuant to K.S.A. 74-5310, and amendments thereto, ~~who must wait for completion of the next examination,~~ who have paid the required application, ~~examination~~ and temporary license fees and who have submitted documentation as required by the board, under the following:

(1) ~~Such temporary licensee shall take the next license examination subsequent to the date of issuance of the temporary license unless there are extenuating circumstances approved by the board. Absent extenuating circumstances approved by the board, a temporary license issued by the board shall expire upon the earlier of the date the board issues or denies a license to practice psychology or two years after the date of issuance of the temporary license. No temporary license shall be renewed or issued again on any subsequent application for licensure under the provisions of the licensure of psychologists act of the state of Kansas. This paragraph shall not limit the number of times that an applicant may take the required examination;~~

(2) the board shall adopt rules and regulations prescribing continuing education requirements for temporary licensees, including, but not limited to, a requirement that temporary licensees shall complete a minimum of 25 contact hours of continuing education during the two-year period of temporary licensure, which shall include a minimum of three hours in psychology ethics;

(3) no person may work under a temporary license except under the supervision of a licensed psychologist as prescribed in rules and regulations adopted by the board; and

(4) the fee for such temporary license may be fixed by the board and shall not exceed \$200, and any such fee shall be established by rules and regulations adopted by the board.

(b) Upon application, the board may issue temporary licenses not to exceed two years to persons who have completed all requirements for a doctoral degree approved by the board but have not received such degree conferral or who have met all qualifications for licensure under provisions of such act, except completion of the postdoctoral supervised work experience pursuant to K.S.A. 74-5310(a)(4), and amendments thereto, who have paid the required application and temporary license fees and who have submitted documentation as required by the board, under the following:

(1) The temporary license shall expire at the end of the two-year period after issuance or if such temporary licensee is denied a license to practice psychology;

(2) the temporary license may be renewed for one additional two-year period ~~after~~

expiration;

(3) ~~temporary licensees shall take the license examination pursuant to K.S.A. 74-5310(a)(4), and amendments thereto, subsequent to the date of issuance and prior to expiration of the temporary license unless there are extenuating circumstances approved by the board. no temporary license shall be issued again on any subsequent application for licensure under the provisions of the licensure of psychologists act of the state of Kansas. This paragraph shall not limit the number of times that an applicant may take the required examination;~~

(4) temporary licensees shall be working toward the completion of the postdoctoral supervised work experience prescribed in K.S.A. 74-5310(a)(4), and amendments thereto;

(5) the board shall adopt rules and regulations prescribing continuing education requirements for temporary licensees, including, but not limited to, a requirement that temporary licensees shall complete a minimum of 25 contact hours of continuing education during the two-year period of temporary licensure, which shall include a minimum of three hours in psychology ethics;

(6) no temporary licensee may work under a temporary license except under the supervision of a licensed psychologist as prescribed in rules and regulations adopted by the board; and

(7) the fee for a renewal of the temporary license may be fixed by the board and shall not exceed \$200 per issuance, and any such fee shall be established by rules and regulations adopted by the board.

(c) A person practicing psychology with a temporary license may not use the title "licensed psychologist" or the initials "LP," independently. The word "licensed" may be used only when preceded by the word "temporary" ~~such as temporary licensed psychologist, or the initials "TLP."~~

(d) This section shall be part of and supplemental to the provisions of article 53 of chapter 74 of the Kansas Statutes Annotated, and amendments thereto.

(e) As used in this section, "temporary licensee" means any person practicing psychology with a temporary license pursuant to subsection (a) or ~~(b) or (e)~~.

Sec. 22. K.S.A. 74-5344 is hereby amended to read as follows: 74-5344. Nothing contained in the licensure of psychologists act of the state of Kansas shall be construed: (a) To prevent qualified members of other professional groups such as, but not limited to, ministers, Christian Science practitioners, social workers and sociologists from doing work of a psychological nature consistent with their training and consistent with any code of ethics of their respective professions so long as they do not hold themselves out to the public by any title or description of services incorporating the words "psychologic," "psychological," "psychologist" or "psychology";

(b) in any way to restrict any person from carrying on any of the aforesaid activities in the free expression or exchange of ideas concerning the practice of psychology, the application of its principles, the teaching of such subject matter and the conducting of research on problems relating to human behavior if such person does not represent such person or such person's services in any manner prohibited by such act;

(c) to limit the practice of psychology of a licensed masters level psychologist or a person who holds a temporary license to practice as a licensed masters level psychologist ~~insofar as such practice is a part of the duties of any such person's salaried position, and insofar as such practice is performed solely on behalf of such person's~~

employer, so long as such practice is under the direction of a licensed psychologist, licensed clinical psychotherapist, a person licensed by the state board of healing arts to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of mental disorders or insofar as such person is engaged in public speaking with or without remuneration;

(d) to limit the practice of psychology or services of a student, intern or resident in psychology pursuing a degree in psychology in a school, college, university or other institution, with educational standards consistent with those of the state universities of Kansas if such practice or services are supervised as a part of such person's degree program. Nothing contained in this section shall be construed as permitting such persons to offer their services as psychologists to any other person and to accept remuneration for such psychological services other than as specifically excepted herein, unless they have been licensed under the provisions of the licensure of psychologists act of the state of Kansas, registered under the provisions of K.S.A. 74-5361 ~~to~~ through 74-5371, ~~inclusive~~, and amendments thereto, or granted a temporary license under the provisions of K.S.A. 74-5367, and amendments thereto;

(e) to prevent the employment, by a person, association, partnership or a corporation furnishing psychological services for remuneration, of persons licensed as psychologists under the provisions of the licensure of psychologists act of the state of Kansas;

(f) to restrict the use of tools, tests, instruments or techniques usually denominated "psychological," so long as the user does not represent oneself to be a licensed psychologist or a licensed masters level psychologist;

(g) to permit persons licensed as psychologists to engage in the practice of medicine as defined in the laws of this state, nor to require such licensed psychologists to comply with the Kansas healing arts act;

(h) to restrict the use of the term "social psychologist" by any person who has received a doctoral degree in sociology or social psychology from an institution whose credits in sociology or social psychology are acceptable by a school or college as defined in the licensure of psychologists act of the state of Kansas, and who has passed comprehensive examination in the field of social psychology as a part of the requirements for the doctoral degree or has had equivalent specialized training in social psychology;

(i) to restrict the practice of psychology by a person who is certified as a school psychologist by the state department of education so long as such practice is conducted as a part of the duties of employment by a unified school district or as part of an independent evaluation conducted in accordance with K.S.A. 72-3405, and amendments thereto, including the use of the term "school psychologist" by such person in conjunction with such practice; or

(j) to restrict the use of the term psychologist or the practice of psychology by psychologists not licensed under the licensure of psychologists act of the state of Kansas in institutions for people with intellectual disability, in a juvenile correctional facility, as defined in K.S.A. 2018 Supp. 38-2302, and amendments thereto, or in institutions within the department of corrections insofar as such term is used or such practice of psychology is performed solely in conjunction with such person's employment by any such institution or juvenile correctional facility.

(k) Any person not licensed as a psychologist but who immediately prior to the effective date of this act was engaged in the practice of psychology in accordance with subsection (e) as it existed immediately prior to the effective date of this act under the supervision of a licensed psychologist may continue on and after the effective date of this act to engage in such practice in the manner authorized by subsection (e) as it existed immediately prior to the effective date of this act.

Sec. 23. K.S.A. 74-5375 is hereby amended to read as follows: 74-5375. (a) The behavioral sciences regulatory board may issue a license to an individual who is currently registered, certified or licensed to practice psychology at the master's level in another jurisdiction if the board determines that:

(1) The standards for registration, certification or licensure to practice psychology at the master's level in the other jurisdiction are substantially equivalent to the requirements of this state; or

(2) the applicant demonstrates, on forms provided by the board, compliance with the following standards adopted by the board:

(A) Registration, certification or licensure to practice psychology at the master's level for at least ~~60~~ 48 of the last ~~66~~ 54 months immediately preceding the application with at least the minimum professional experience as established by rules and regulations of the board;

(B) the absence of disciplinary actions of a serious nature brought by a registration, certification or licensing board or agency; and

(C) at least a master's degree in psychology from a regionally accredited university or college.

(b) Applicants for licensure as a clinical psychotherapist shall additionally demonstrate competence to diagnose and treat mental disorders through meeting the requirements of either subsection (a)(1) or (a)(2) and at least two of the following areas acceptable to the board:

(1) Either graduate coursework as established by rules and regulations of the board or passing a national clinical examination approved by the board;

(2) three years of clinical practice with demonstrated experience in diagnosing or treating mental disorders; or

(3) attestation from a professional licensed to diagnose and treat mental disorders in independent practice or licensed to practice medicine and surgery, stating that the applicant is competent to diagnose and treat mental disorders.

(c) An applicant for a license under this section shall pay an application fee established by the board under K.S.A. 74-5365, and amendments thereto, if required by the board.

Sec. 24. K.S.A. 74-5376 is hereby amended to read as follows: 74-5376. K.S.A. 74-5361 through ~~74-5374~~ and ~~K.S.A. 74-5375~~, and amendments thereto, and section 4, and amendments thereto, shall be known and may be cited as the licensure of master's level psychologists act.

Sec. 25. K.S.A. 65-6306 is hereby amended to read as follows: 65-6306. (a) The board shall issue a license as a baccalaureate social worker to an applicant who:

(1) Has a baccalaureate degree from an accredited college or university, including completion of a social work program recognized and approved by the board, pursuant to rules and regulations adopted by the board;

(2) has passed an examination approved by the board for this purpose; and

- (3) has satisfied the board that the applicant is a person who merits the public trust.
- (b) The board shall issue a license as a master social worker to an applicant who:
- (1) Has a master's degree from an accredited college or university, including completion of a social work program recognized and approved by the board, pursuant to rules and regulations adopted by the board;
- (2) has passed an examination approved by the board for this purpose; and
- (3) has satisfied the board that the applicant is a person who merits the public trust.
- (c) The board shall issue a license in one of the social work specialties to an applicant who:
- (1) Has a master's or doctor's degree from an accredited graduate school of social work, including completion of a social work program recognized and approved by the board, pursuant to rules and regulations adopted by the board;
- (2) has had two years of full-time post-master's or post-doctor's degree experience under the supervision of a licensed social worker in the area of the specialty in which such applicant seeks to be licensed;
- (3) has passed an examination approved by the board for this purpose; and
- (4) has satisfied the board that the applicant is a person who merits the public trust.
- (d) (1) The board shall issue a license as a specialist clinical social worker to an applicant who:
- (A) Has met the requirements of subsection (c);
- (B) has completed 15 credit hours as part of or in addition to the requirements under subsection (c) supporting diagnosis or treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, through identifiable study of the following content areas: Psychopathology, diagnostic assessment, interdisciplinary referral and collaboration, treatment approaches and professional ethics;
- (C) has completed a graduate level supervised clinical practicum of supervised professional experience including psychotherapy and assessment, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual, with not less than 350 hours of direct client contact or additional postgraduate supervised experience as determined by the board;
- (D) has completed as part of or in addition to the requirements of subsection (c) not less than two years of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than ~~4,000~~ 3,000 hours of supervised professional experience including at least 1,500 hours of direct client contact conducting psychotherapy and assessments with individuals, couples, families or groups and not less than ~~150~~ 100 hours of clinical supervision, including not less than 75 hours of person-to-person individual supervision, integrating diagnosis and treatment of mental disorders with use of the American psychiatric association's diagnostic and statistical manual;
- (E) for persons earning a degree under subsection (c) prior to July 1, 2003, in lieu of the education and training requirements under parts (B) and (C) of this subsection, has completed the education requirements for licensure as a specialist clinical social worker in effect on the day immediately preceding the effective date of this act;
- (F) for persons who apply for and are eligible for a temporary license to practice as a specialist clinical social worker on the day immediately preceding the effective date of this act, in lieu of the education and training requirements under parts (B), (C) and (D)

of this subsection, has completed the education and training requirements for licensure as a specialist clinical social worker in effect on the day immediately preceding the effective date of this act;

(G) has passed an examination approved by the board; and

(H) has paid the application fee.

(2) A licensed specialist clinical social worker may engage in the social work practice and is authorized to diagnose and treat mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations. When a client has symptoms of a mental disorder, a licensed specialist clinical social worker shall consult with the client's primary care physician or psychiatrist to determine if there may be a medical condition or medication that may be causing or contributing to the client's symptoms of a mental disorder. A client may request in writing that such consultation be waived and such request shall be made a part of the client's record. A licensed specialist clinical social worker may continue to evaluate and treat the client until such time that the medical consultation is obtained or waived.

(3) Notwithstanding any other provision of this subsection, a licensed master social worker who has provided to the board an acceptable clinical supervision plan for licensure as a specialist clinical social worker prior to the effective date of this act shall be licensed as a specialist clinical social worker under this act upon completion of the requirements in effect for licensure as a specialist clinical social worker at the time the acceptable training plan is submitted to the board.

(4) A person licensed as a specialist clinical social worker on the day immediately preceding the effective date of this act shall be deemed to be a licensed specialist clinical social worker under this act. Such person shall not be required to file an original application for licensure as a specialist clinical social worker under this act.

(e) The board shall adopt rules and regulations establishing the criteria which a social work program of a college or university shall satisfy to be recognized and approved by the board under this section. The board may send a questionnaire developed by the board to any college or university conducting a social work program for which the board does not have sufficient information to determine whether the program should be recognized and approved by the board and whether the program meets the rules and regulations adopted under this section. The questionnaire providing the necessary information shall be completed and returned to the board in order for the program to be considered for recognition and approval. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about a social work program of a college or university. In entering such contracts the authority to recognize and approve a social work program of a college or university shall remain solely with the board.

Sec. 26. K.S.A. 2018 Supp. 39-923 is hereby amended to read as follows: 39-923.

(a) As used in this act:

(1) "Adult care home" means any nursing facility, nursing facility for mental health, intermediate care facility for people with intellectual disability, assisted living facility, residential healthcare facility, home plus, boarding care home and adult day care facility; all of which are classifications of adult care homes and are required to be licensed by the secretary for aging and disability services.

(2) "Nursing facility" means any place or facility operating 24 hours a day, seven

days a week, caring for six or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who, due to functional impairments, need skilled nursing care to compensate for activities of daily living limitations.

(3) "Nursing facility for mental health" means any place or facility operating 24 hours a day, seven days a week, caring for six or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who, due to functional impairments, need skilled nursing care and special mental health services to compensate for activities of daily living limitations.

(4) "Intermediate care facility for people with intellectual disability" means any place or facility operating 24 hours a day, seven days a week, caring for four or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who, due to functional impairments caused by intellectual disability or related conditions, need services to compensate for activities of daily living limitations.

(5) "Assisted living facility" means any place or facility caring for six or more individuals not related within the third degree of relationship to the administrator, operator or owner by blood or marriage and who, by choice or due to functional impairments, may need personal care and may need supervised nursing care to compensate for activities of daily living limitations and in which the place or facility includes apartments for residents and provides or coordinates a range of services including personal care or supervised nursing care available 24 hours a day, seven days a week, for the support of resident independence. The provision of skilled nursing procedures to a resident in an assisted living facility is not prohibited by this act. Generally, the skilled services provided in an assisted living facility shall be provided on an intermittent or limited term basis, or if limited in scope, a regular basis.

(6) "Residential healthcare facility" means any place or facility, or a contiguous portion of a place or facility, caring for six or more individuals not related within the third degree of relationship to the administrator, operator or owner by blood or marriage and who, by choice or due to functional impairments, may need personal care and may need supervised nursing care to compensate for activities of daily living limitations and in which the place or facility includes individual living units and provides or coordinates personal care or supervised nursing care available on a 24-hour, seven-days-a-week basis for the support of resident independence. The provision of skilled nursing procedures to a resident in a residential healthcare facility is not prohibited by this act. Generally, the skilled services provided in a residential healthcare facility shall be provided on an intermittent or limited term basis, or if limited in scope, a regular basis.

(7) "Home plus" means any residence or facility caring for not more than 12 individuals not related within the third degree of relationship to the operator or owner by blood or marriage unless the resident in need of care is approved for placement by the secretary for children and families, and who, due to functional impairment, needs personal care and may need supervised nursing care to compensate for activities of daily living limitations. The level of care provided to residents shall be determined by preparation of the staff and rules and regulations developed by the Kansas department for aging and disability services. An adult care home may convert a portion of one wing of the facility to a not less than five-bed and not more than 12-bed home plus facility

provided that the home plus facility remains separate from the adult care home, and each facility must remain contiguous. Any home plus that provides care for more than eight individuals after the effective date of this act shall adjust staffing personnel and resources as necessary to meet residents' needs in order to maintain the current level of nursing care standards. Personnel of any home plus who provide services for residents with dementia shall be required to take annual dementia care training.

(8) "Boarding care home" means any place or facility operating 24 hours a day, seven days a week, caring for not more than 10 individuals not related within the third degree of relationship to the operator or owner by blood or marriage and who, due to functional impairment, need supervision of activities of daily living but who are ambulatory and essentially capable of managing their own care and affairs.

(9) "Adult day care" means any place or facility operating less than 24 hours a day caring for individuals not related within the third degree of relationship to the operator or owner by blood or marriage and who, due to functional impairment, need supervision of or assistance with activities of daily living.

(10) "Place or facility" means a building or any one or more complete floors of a building, or any one or more complete wings of a building, or any one or more complete wings and one or more complete floors of a building, and the term "place or facility" may include multiple buildings.

(11) "Skilled nursing care" means services performed by or under the immediate supervision of a registered professional nurse and additional licensed nursing personnel. Skilled nursing includes administration of medications and treatments as prescribed by a licensed physician or dentist; and other nursing functions ~~which that~~ require substantial nursing judgment and skill based on the knowledge and application of scientific principles.

(12) "Supervised nursing care" means services provided by or under the guidance of a licensed nurse with initial direction for nursing procedures and periodic inspection of the actual act of accomplishing the procedures; administration of medications and treatments as prescribed by a licensed physician or dentist and assistance of residents with the performance of activities of daily living.

(13) "Resident" means all individuals kept, cared for, treated, boarded or otherwise accommodated in any adult care home.

(14) "Person" means any individual, firm, partnership, corporation, company, association or joint-stock association, and the legal successor thereof.

(15) "Operate an adult care home" means to own, lease, sublease, establish, maintain, conduct the affairs of or manage an adult care home, except that for the purposes of this definition the word "own" and the word "lease" shall not include hospital districts, cities and counties ~~which that~~ hold title to an adult care home purchased or constructed through the sale of bonds.

(16) "Licensing agency" means the secretary for aging and disability services.

(17) "Skilled nursing home" means a nursing facility.

(18) "Intermediate nursing care home" means a nursing facility.

(19) "Apartment" means a private unit ~~which that~~ includes, but is not limited to, a toilet room with bathing facilities, a kitchen, sleeping, living and storage area and a lockable door.

(20) "Individual living unit" means a private unit ~~which that~~ includes, but is not limited to, a toilet room with bathing facilities, sleeping, living and storage area and a

lockable door.

(21) "Operator" means an individual registered pursuant to the operator registration act, K.S.A. 2018 Supp. 39-973 et seq., and amendments thereto, who may be appointed by a licensee to have the authority and responsibility to oversee an assisted living facility or residential healthcare facility with fewer than 61 residents, a home plus or adult day care facility.

(22) "Activities of daily living" means those personal, functional activities required by an individual for continued well-being, including, but not limited to, eating, nutrition, dressing, personal hygiene, mobility and toileting.

(23) "Personal care" means care provided by staff to assist an individual with, or to perform activities of daily living.

(24) "Functional impairment" means an individual has experienced a decline in physical, mental and psychosocial well-being and as a result, is unable to compensate for the effects of the decline.

(25) "Kitchen" means a food preparation area that includes a sink, refrigerator and a microwave oven or stove.

(26) The term "intermediate personal care home" for purposes of those individuals applying for or receiving veterans' benefits means residential healthcare facility.

(27) "Paid nutrition assistant" means an individual who is paid to feed residents of an adult care home, or who is used under an arrangement with another agency or organization, who is trained by a person meeting nurse aide instructor qualifications as prescribed by 42 C.F.R. § 483.152, 42 C.F.R. § 483.160 and 42 C.F.R. § 483.35(h), and who provides such assistance under the supervision of a registered professional or licensed practical nurse.

(28) "Medicaid program" means the Kansas program of medical assistance for which federal or state moneys, or any combination thereof, are expended, or any successor federal or state, or both, health insurance program or waiver granted thereunder.

(29) "Licensee" means any person or persons acting jointly or severally who are licensed by the secretary for aging and disability services pursuant to the adult care home licensure act, K.S.A. 39-923 et seq., and amendments thereto.

(30) "Insolvent" means that the adult care home, or any individual or entity that operates an adult care home or appears on the adult care home license, has stopped paying debts in the ordinary course of business or is unable to pay debts as they come due in the ordinary course of business.

(b) The term "adult care home" ~~shall~~ does not include institutions operated by federal or state governments, except institutions operated by the director of the Kansas commission on veterans affairs office, hospitals or institutions for the treatment and care of psychiatric patients, child care facilities, maternity centers, hotels, offices of physicians or hospices ~~which that~~ are certified to participate in the medicare program under ~~42 code of federal regulations, chapter IV, C.F.R. § 418.1 et seq., and amendments thereto, and which that~~ provide services only to hospice patients, or centers approved by the centers for medicare and medicaid services as a program for all-inclusive care for the elderly (PACE) under ~~42 code of federal regulations, chapter IV, part C.F.R. § 460 et seq., and amendments thereto, which that~~ provides services only to PACE participants.

(c) Nursing facilities in existence on the effective date of this act changing

licensure categories to become residential healthcare facilities shall be required to provide private bathing facilities in a minimum of 20% of the individual living units.

(d) Facilities licensed under the adult care home licensure act on the day immediately preceding the effective date of this act shall continue to be licensed facilities until the annual renewal date of such license and may renew such license in the appropriate licensure category under the adult care home licensure act subject to the payment of fees and other conditions and limitations of such act.

(e) Nursing facilities with less than 60 beds converting a portion of the facility to residential healthcare shall have the option of licensing for residential healthcare for less than six individuals but not less than 10% of the total bed count within a contiguous portion of the facility.

(f) The licensing agency may by rule and regulation change the name of the different classes of homes when necessary to avoid confusion in terminology and the agency may further amend, substitute, change and in a manner consistent with the definitions established in this section, further define and identify the specific acts and services ~~which that~~ shall fall within the respective categories of facilities so long as the above categories for adult care homes are used as guidelines to define and identify the specific acts.

Sec. 27. K.S.A. 2018 Supp. 39-927 is hereby amended to read as follows: 39-927.

(a) An application for a license to operate an adult care home shall be made in writing to the licensing agency upon forms provided by ~~it the licensing agency~~ and shall be in such form and shall contain such information as the licensing agency shall require, ~~which may include if applicable:~~

(1) A detailed projected budget for the first 12 months of operation, prepared in accordance with generally accepted accounting principles and certified by the principal officer of the applicant, accompanied by evidence of access to a sufficient amount of working capital required to operate the adult care home in accordance with the budget, in the form of cash on deposit, a line of credit, applicant's equity, or any combination thereof;

(2) a list of each current or previously licensed facility in Kansas or any other state, territory or country or the District of Columbia in which the applicant has or previously had any percentage of ownership in the operations or the real property of the facility; and

(3) affirmative evidence of the applicant's ability to comply with such reasonable standards and rules and regulations as are adopted under the provisions of this act.

(b) The application shall be signed by the person or persons seeking to operate an adult care home, as specified by the licensing agency, or by a duly authorized agent of any person so specified.

(c) Any nonprofit corporation operating a nursing facility for people with intellectual disability ~~which that~~, on the effective date of this act, includes more than one residential building located on one site or on contiguous sites may apply for a license to operate a new nursing facility for people with intellectual disability ~~which that~~ includes more than one residential building located on one site or on contiguous sites and may apply for one license for each residential building located on the new site, except that total resident population at any such location shall not exceed 75 residents.

Sec. 28. K.S.A. 2018 Supp. 39-931 is hereby amended to read as follows: 39-931.

(a) Whenever the licensing agency finds a substantial failure to comply with the

requirements, standards or rules and regulations established under this act ~~or that a receiver has been appointed under K.S.A. 39-958, and amendments thereto, it, the~~ licensing agency shall make an order denying, suspending or revoking the license after notice and a hearing in accordance with the provisions of the Kansas administrative procedure act, K.S.A. 77-501 et seq., and amendments thereto. Any applicant or licensee who is aggrieved by the order may appeal such order in accordance with the provisions of the Kansas judicial review act, K.S.A. 77-601 et seq., and amendments thereto.

(b) Except as provided in subsection (c), whenever the licensing agency denies, suspends or revokes a license under this section, the applicant or licensee shall not be eligible to apply for a new license or reinstatement of a license for a period of two years from the date of denial, suspension or revocation, and whenever the district court appoints a receiver under K.S.A. 39-958, and amendments thereto, the applicant or licensee that is under receivership shall not be eligible to apply for a new license or reinstatement of a license for a period of 10 years from the date the receivership action was terminated under K.S.A. 39-963, and amendments thereto.

(c) (1) Any applicant or licensee issued an emergency order by the licensing agency denying, suspending or revoking a license under this section may apply for a new license or reinstatement of a license at any time upon submission of a written waiver of any right conferred upon such applicant or licensee under the Kansas administrative procedure act, ~~K.S.A. 77-501 et seq., and amendments thereto,~~ and the Kansas judicial review act, ~~K.S.A. 77-601 et seq., and amendments thereto,~~ to the licensing agency in a settlement agreement or other manner as approved by the licensing agency.

(2) Any licensee issued a notice of intent to take disciplinary action by the licensing agency under this section may enter into a settlement agreement or other manner as approved by the licensing agency, with the licensing agency, at any time upon submission of a written waiver of any right conferred upon such licensee under the Kansas administrative procedure act, ~~K.S.A. 77-501 et seq., and amendments thereto,~~ and the Kansas judicial review act, ~~K.S.A. 77-601 et seq., and amendments thereto.~~

(d) No person shall operate an intermediate care facility for people with intellectual disability, as defined in K.S.A. 39-923, and amendments thereto, of five beds or less, ~~as defined by subsection (a)(4) of K.S.A. 39-923, and amendments thereto,~~ within this state unless such person:

(A) Is issued a license by the licensing agency on or before January 1, 2012; or

(B) participated in the medicaid program as an intermediate care facility for people with intellectual disability of five beds or less, on or before January 1, 2012.

Sec. 29. K.S.A. 2018 Supp. 39-931a is hereby amended to read as follows: 39-931a. (a) As used in this section, the term "person" means any person who is an applicant for a license to operate an adult care home or who is the licensee of an adult care home and who has any direct or indirect ownership interest ~~of 25% or more~~ in an adult care home or who is the owner, in whole or in part, of any mortgage, deed of trust, note or other obligation secured, in whole or in part, by such facility or any of the property or assets of such facility, or who, if the facility is organized as a corporation, is an officer or director of the corporation, or who, if the facility is organized as a partnership, is a partner.

(b) Pursuant to K.S.A. 39-931, and amendments thereto, the licensing agency may deny a license to any person and may suspend or revoke the license of any person who:

(1) Has willfully or repeatedly violated any provision of law or rules and regulations adopted pursuant to article 9 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto;

(2) has had a license to operate an adult care home denied, suspended, revoked or limited, has been censured or has had other disciplinary action taken, or an application for a license denied, by the proper licensing authority of another state, territory, District of Columbia or other country, a certified copy of the record of such action of the other jurisdiction being conclusive evidence thereof;

(3) has failed or refused to comply with the medicaid requirements of title XIX of the social security act, or medicaid regulations under chapter IV of title 42 of the code of federal regulations, a certified copy of the record of such action being conclusive evidence thereof;

(4) has failed or refused to comply with the medicare requirements of chapter 7 of title 42 of the United States code, or medicare regulations under chapter IV of title 42 of the code of federal regulations, a certified copy of the record of such action being conclusive evidence thereof;

(5) has been convicted of a felony;

(6) has failed to assure that nutrition, medication and treatment of residents, including the use of restraints, are in accordance with acceptable medical practices;

(7) has aided, abetted, sanctioned or condoned any violation of law or rules and regulations adopted pursuant to article 9 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto; or

(8) has willfully admitted a person to a nursing facility in violation of K.S.A. 39-968, and amendments thereto.

Sec. 30. K.S.A. 39-955 is hereby amended to read as follows: 39-955. The application for receivership shall be filed in the Shawnee county district court or the district court in the county where the adult care home is located. The application shall be verified and set forth the specific reasons therefor.

Sec. 31. K.S.A. 39-956 is hereby amended to read as follows: 39-956. The applicant shall serve those persons set forth in K.S.A. 39-954, and amendments thereto, with copies of the application. Service of process shall be as provided for under the code of civil procedure. The applicant shall also send ~~five (5) copies~~ a copy of the application for receivership to the adult care home. The adult care home shall post ~~the copies of the application in a conspicuous place~~ place within the adult care home.

Sec. 32. K.S.A. 39-957 is hereby amended to read as follows: 39-957. A party shall file an answer to the application within five ~~(5)~~ days after the service of process of the application ~~upon such person~~.

Sec. 33. K.S.A. 2018 Supp. 39-958 is hereby amended to read as follows: 39-958. (a) The application for receivership shall be given priority by the district court and shall be heard no later than the seventh day following the filing of the ~~application answer or other responsive pleading~~. A continuance of no more than ~~10~~ 14 days may be granted by the district court for good cause. The district court shall give all parties who have filed an answer the opportunity to present evidence pertaining to the application. If the district court finds that the facts warrant the granting of the application, the court shall appoint the secretary for aging and disability services or the designee of the secretary as receiver to operate the home.

(b) Upon the appointment of a receiver under this section, the receiver shall be

granted a license by the licensing agency to operate an adult care home as provided under the provisions of article 9 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto. The provisions of article 9 of chapter 39 of the Kansas Statutes Annotated, and amendments thereto, relating to inspection prior to granting a license to operate an adult care home and relating to payment of license fees shall not apply to a license granted to a receiver under this section, and such license shall remain in effect during the existence of the receivership and shall expire on the termination of the receivership. ~~The receiver shall make application for the license on forms provided for this purpose by the licensing agency.~~

Sec. 34. K.S.A. 39-959 is hereby amended to read as follows: 39-959. (a) A receiver appointed in accordance with the provisions of this act shall have the following powers and duties:

- ~~(1)~~ (1) Conduct the day to day business operations of the adult care home;
- ~~(2)~~ (2) operate the adult care home to provide safe and adequate healthcare for the residents of the adult care home;
- ~~(3)~~ (3) correct or eliminate any deficiency in the adult care home that concerns the health, safety, nutrition or sanitation of the residents of the adult care home and that is life threatening or endangering;
- ~~(4)~~ (4) provide for the orderly transfer of all residents of the adult care home to other adult care homes or make other provisions for such residents' continued safety and healthcare, as necessary;
- ~~(5)~~ (5) be entitled to the immediate use of all proceeds of any accounts receivable to discharge the powers and duties of the receiver;
- ~~(6)~~ (6) collect incoming payments from all sources and apply such payments to costs incurred in the performance of the receiver's powers and duties, including compensation of the receiver, if any;
- ~~(7)~~ (7) enter into or terminate contracts as necessary to carry out the receiver's powers and duties and incur expenses for individual items for repairs, improvements or supplies, without being subject to any requirements to procure competitive bids established by law;
- ~~(8)~~ (8) repay expenditures of the receiver from moneys appropriated to the Kansas department for aging and disability services for purposes set forth in K.S.A. 39-954 et seq., and amendments thereto, if incoming payments from the operation of the adult care home exceed the costs incurred by the receiver in the performance of the receiver's powers and duties; and
- ~~(9)~~ (9) other powers and duties as authorized or imposed by the district court.
- ~~(b)~~ (b) If incoming payments from the operation of the adult care home exceed the costs incurred by the receiver in the performance of the receiver's powers and duties, the receiver may:
 - ~~(1)~~ (1) Pay post-receivership quality care assessments as established under Kansas law;
 - ~~(2)~~ (2) reimburse the owner or licensee, as appropriate, a fair monthly rental for the adult care home, taking into account all relevant factors, including the condition of such adult care home and set-offs arising from improvements made by the receiver; and
 - ~~(3)~~ (3) give fair compensation to the owner or licensee, as appropriate, for all property taken or used during the course of the receivership if such person has not previously received compensation for the property being taken or used;
 - ~~(4)~~ (4) correct or eliminate any deficiency in the adult care home that concerns the

health, safety, nutrition, or sanitation of the residents of the adult care home and is life threatening or endangering;

~~(e) enter into contracts as necessary to carry out his or her duties as receiver and incur expenses for individual items of repairs, improvements or supplies without the procurement of competitive bids, if otherwise required by law, where the total amount of such individual item does not exceed five hundred dollars (\$500);~~

~~(f) collect incoming payments from all sources and apply them to the costs incurred in the performance of his or her functions as receiver including the compensation of the receiver, if any;~~

~~(g) honor all existing leases, mortgages, chattel mortgages and security interests;~~

~~(h) operate the adult care home so as to provide safe and adequate health care for the residents of the adult care home;~~

~~(i) provide for the orderly transfer of all residents in the adult care home to other adult care homes or make other provisions for their continued safety and health care, as necessary;~~

~~(j) other powers and duties as authorized or imposed by the district court.~~

Sec. 35. K.S.A. 2018 Supp. 39-960 is hereby amended to read as follows: 39-960.

(a) The secretary for aging and disability services, upon request of a receiver, may authorize expenditures from moneys appropriated for purposes set forth in this act if incoming payments from the operation of the adult care home are less than the cost incurred by the receiver in the performance of the receiver's functions as receiver or for purposes of initial operating expenses of the receivership.

(b) Any payments made by the secretary for aging and disability services pursuant to this section shall be owed by the owner, operator or licensee, including any individuals or entities that appear on the license issued by the secretary pursuant to the adult care home licensure act, and repaid to the secretary for aging and disability services when the receivership is terminated pursuant to K.S.A. 39-963, and amendments thereto, and until repaid shall constitute a lien against all non-exempt personal and real property of the owner, operator or licensee.

Sec. 36. K.S.A. 2018 Supp. 39-961 is hereby amended to read as follows: 39-961.

(a) The personnel and facilities of the Kansas department for aging and disability services shall be available to the receiver for the purposes of carrying out the receiver's duties as receiver as authorized by the secretary for aging and disability services.

(b) The Kansas department for aging and disability services shall itemize and keep a ledger showing costs of personnel and other expenses establishing the receivership and assisting the receiver and such amount shall be owed by the owner, operator or licensee to the Kansas department for aging and disability services. Such department shall submit a bill for such expenses to the receiver for inclusion in the receiver's final accounting. Any amount so billed and until repaid shall constitute a lien against all ~~nonexempt non-exempt~~ personal and real property of the owner, operator or licensee, including any individuals or entities that appear on the license issued by the secretary pursuant to the adult care home licensure act.

Sec. 37. K.S.A. 2018 Supp. 39-963 is hereby amended to read as follows: 39-963.

(a) The court shall terminate the receivership only under any of the following circumstances:

- (1) Twenty-four months after the date on which the receivership was ordered;
- (2) a new license, other than the license granted to the receiver under K.S.A. 39-

958, and amendments thereto, has been granted to operate the adult care home; or

(3) at such time as all of the residents in the adult care home have been provided alternative modes of healthcare, either in another adult care home or otherwise.

(b) (1) At the time of termination of the receivership, the receiver shall render a full and complete accounting to the district court and shall make disposition of surplus money at the direction of the district court.

(2) The court may make such additional orders as are appropriate to recover the expenses and costs to the Kansas department for aging and disability services ~~and the secretary for children and families~~ incurred pursuant to K.S.A. 39-960 or 39-961, and amendments thereto.

Sec. 38. K.S.A. 65-7202 is hereby amended to read as follows: 65-7202. As used in K.S.A. 65-7201 ~~to through~~ 65-7218, ~~inclusive~~, and amendments thereto:

(a) "Naturopathic doctor" means a doctor of naturopathic medicine who is authorized and licensed pursuant to this act.

(b) (1) "Naturopathic medicine," or "naturopathy" means a system of health care practiced by naturopathic doctors for the prevention, diagnosis and treatment of human health conditions, injuries and diseases, that uses education, natural medicines and therapies to support and stimulate the individual's intrinsic self-healing processes, and includes: (A) Prescribing, recommending or administering: (1)(i) Food, food extracts, vitamins, minerals, enzymes, whole gland thyroid, botanicals, homeopathic preparations, nonprescription drugs, plant substances that are not designated as prescription drugs or controlled substances, topical drugs as defined in subsection (i) of this section, and amendments thereto; (2)(ii) health care counseling, nutritional counseling and dietary therapy, naturopathic physical applications, barrier contraceptive devices; (3)(iii) substances on the naturopathic formulary ~~which that~~ are authorized for intramuscular or intravenous administration pursuant to a written protocol entered into with a physician who has entered into a written protocol with a naturopathic doctor licensed under ~~this act~~ the naturopathic doctor licensure act; (4)(iv) noninvasive physical examinations, venipuncture to obtain blood for clinical laboratory tests and orofacial examinations, excluding endoscopies; (5)(v) minor office procedures; and (6)(vi) naturopathic acupuncture; and (B) ordering diagnostic imaging studies, including, but not limited to, x-ray, ultrasound, mammogram, bone densitometry, computed tomography, magnetic resonance imaging and electrocardiograms, except that naturopathic doctors shall refer patients to an appropriately licensed and qualified healthcare professional to conduct diagnostic imaging studies and interpret the results of such studies.

(2) A naturopathic doctor may not perform surgery, obstetrics, administer ionizing radiation, or prescribe, dispense or administer any controlled substances as defined in K.S.A. 65-4101, and amendments thereto, or any prescription-only drugs except those listed on the naturopathic formulary adopted by the board pursuant to this act.

(c) "Board" means the state board of healing arts.

(d) "Approved naturopathic medical college" means a college and program granting the degree of doctor of naturopathy or naturopathic medicine that has been approved by the board under this act and which college and program requires at a minimum a four-year, full-time resident program of academic and clinical study.

(e) "Homeopathic preparations" means substances and drugs prepared according to the official homeopathic pharmacopoeia recognized by the United States food and drug

administration.

(f) "Naturopathic acupuncture" means the insertion of fine metal needles through the skin at specific points on or near the surface of the body with or without the palpation of specific points on the body and with or without the application of electric current or heat to the needles or skin or both to treat human disease and impairment and to relieve pain.

(g) "Minor office procedures" means care incidental to superficial lacerations and abrasions, superficial lesions and the removal of foreign bodies located in the superficial tissues, except eyes, and not involving blood vessels, tendons, ligaments or nerves. "Minor office procedures" includes use of antiseptics, but shall not include the suturing, repairing, alteration or removal of tissue or the use of general or spinal anesthesia. Minor office procedures does not include anesthetics or surgery.

(h) "Naturopathic physical applications" means the therapeutic use by naturopathic doctors of the actions or devices of electrical muscle stimulation, galvanic, diathermy, ultrasound, ultraviolet light, constitutional hydrotherapy, naturopathic musculoskeletal technique and therapeutic exercise.

(i) "Topical drugs" means topical analgesics, antiseptics, scabicides, antifungals and antibacterials but does not include prescription only drugs.

(j) "Physician" means a person licensed to practice medicine and surgery.

(k) "Written protocol" means a formal written agreement between a naturopathic doctor licensed under this act and a person licensed to practice medicine and surgery. Any licensee of the board entering into a written protocol with a licensed naturopathic doctor shall notify the board in writing of such relationship by providing such information as the board may require.

Sec. 39. K.S.A. 65-7302 is hereby amended to read as follows: 65-7302. As used in this act:

(a) "Board" means the state board of healing arts.

(b) "Ionizing radiation" means x-rays, gamma rays, alpha and beta particles, high speed electrons, protons, neutrons and other nuclear particles capable of producing ions directly or indirectly in its passage through matter.

(c) "License" means a certificate issued by the board authorizing the licensee to perform radiologic technology procedures on humans for diagnostic or therapeutic purposes.

(d) "Licensed practitioner" means a person licensed to practice medicine and surgery, dentistry, podiatry or chiropractic in this state, or a person licensed as a physician assistant, advanced practice registered nurse or naturopathic doctor in this state.

(e) "Licensure" and "licensing" mean a method of regulation by which the state grants permission to persons who meet predetermined qualifications to engage in a health related occupation or profession.

(f) "Nuclear medicine technologist" means a person who uses radio pharmaceutical agents on humans for diagnostic or therapeutic purposes.

(g) "Nuclear medicine technology" means the use of radio nuclides on human beings for diagnostic or therapeutic purposes.

(h) "Radiation therapist" means a person who applies radiation to humans for therapeutic purposes.

(i) "Radiation therapy" means the use of any radiation procedure or article intended

for the cure, mitigation or prevention of disease in humans.

(j) "Radiographer" means a person who applies radiation to humans for diagnostic purposes.

(k) "Radiography" means the use of ionizing radiation on human beings for diagnostic purposes.

(l) "Radiologic technologist" means any person who is a radiographer, radiation therapist or nuclear medicine technologist.

(m) "Radiologic technology" means the use of radioactive substance or equipment emitting or detecting ionizing radiation on humans for diagnostic or therapeutic purposes upon prescription of a licensed practitioner. The term includes the practice of radiography, nuclear medicine technology and radiation therapy, but does not include echocardiography, diagnostic sonography and magnetic resonance imaging.

~~(n) This section shall take effect on and after July 1, 2005.~~

Sec. 40. K.S.A. 39-955, 39-956, 39-957, 39-959, 65-5801, 65-5807, 65-6306, 65-6309, 65-6321, 65-6401, 65-6405, 65-6406, 65-6411, 65-6611, 65-6613, 65-7202, 65-7302, 74-5301, 74-5310, 74-5315, 74-5316, 74-5344, 74-5375 and 74-5376 and K.S.A. 2018 Supp. 39-923, 39-927, 39-931, 39-931a, 39-958, 39-960, 39-961 and 39-963 are hereby repealed."

Also on page 6, in line 8, by striking "statute book" and inserting "Kansas register"; And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in line 2; in line 3, by striking all before the period and inserting "public health; relating to the behavioral sciences regulatory board; licensure requirements for certain behavioral sciences professions; naturopathic doctors; scope of practice; adult care homes; licensure; receivership; financial solvency; amending K.S.A. 39-955, 39-956, 39-957, 39-959, 65-5801, 65-5807, 65-6306, 65-6309, 65-6321, 65-6401, 65-6405, 65-6406, 65-6411, 65-6611, 65-6613, 65-7202, 65-7302, 74-5301, 74-5310, 74-5315, 74-5316, 74-5344, 74-5375 and 74-5376 and K.S.A. 2018 Supp. 39-923, 39-927, 39-931, 39-931a, 39-958, 39-960, 39-961 and 39-963 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

BRENDA LANDWEHR

JOHN EPLEE

MONICA MURNAN

Conferees on part of House

GENE SUELLENTROP

EDWARD BERGER

BARBARA BOLLIER

Conferees on part of Senate

On motion of Rep. Landwehr, the conference committee report on **SB 15** was adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox,

Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Ruiz, L., Thompson.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 20** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, in line 18, after "(c)" by inserting "Any person filing a tribal court judgment shall pay to the clerk of the district court a docket fee as prescribed by K.S.A. 60-2001, and amendments thereto. Any additional fees or charges not specifically covered by the docket fee shall be assessed as additional court costs in the same manner and to the same extent as if the action had been originally commenced in the court where the tribal court judgment is filed.

(d) ";

On page 4, in line 26, by striking "2023" and inserting "2025";

On page 7, in line 29, by striking "2023" and inserting "2025";

On page 8, in line 9, by striking "2023" and inserting "2025"; following line 14, by inserting:

"Sec. 5. K.S.A. 2018 Supp. 21-6412 is hereby amended to read as follows: 21-6412. (a) Cruelty to animals is:

(1) Knowingly and maliciously killing, injuring, maiming, torturing, burning or mutilating any animal;

(2) knowingly abandoning any animal in any place without making provisions for its proper care;

(3) having physical custody of any animal and knowingly failing to provide such food, potable water, protection from the elements, opportunity for exercise and other care as is needed for the health or well-being of such kind of animal;

(4) intentionally using a wire, pole, stick, rope or any other object to cause an equine to lose its balance or fall, for the purpose of sport or entertainment;

(5) knowingly but not maliciously killing or injuring any animal; or

(6) knowingly and maliciously administering any poison to any domestic animal.

(b) Cruelty to animals as defined in:

(1) Subsection (a)(1) or (a)(6) is a nonperson felony. Upon conviction of subsection (a)(1) or (a)(6), a person shall be sentenced to not less than 30 days or more than one year's imprisonment and be fined not less than \$500 nor more than \$5,000. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served the minimum mandatory sentence as provided herein. During the mandatory 30 days imprisonment, such offender shall have a psychological evaluation prepared for the court to assist the court in determining conditions of probation. Such conditions shall include, but not be limited to, the completion of an anger management program; and

(2) subsection (a)(2), (a)(3), (a)(4) or (a)(5) is a:

(A) Class A nonperson misdemeanor, except as provided in subsection (b)(2)(B); and

(B) nonperson felony upon the second or subsequent conviction of cruelty to animals as defined in subsection (a)(2), (a)(3), (a)(4) or (a)(5). Upon such conviction, a person shall be sentenced to not less than five days or more than one year's imprisonment and be fined not less than \$500 nor more than \$2,500. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served the minimum mandatory sentence as provided herein.

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

(1) Normal or accepted veterinary practices;

(2) bona fide experiments carried on by commonly recognized research facilities;

(3) killing, attempting to kill, trapping, catching or taking of any animal in accordance with the provisions of chapter 32 or chapter 47 of the Kansas Statutes Annotated, and amendments thereto;

(4) rodeo practices accepted by the rodeo cowboys' association;

(5) the humane killing of an animal that is diseased or disabled beyond recovery for any useful purpose, or the humane killing of animals for population control, by the owner thereof or the agent of such owner residing outside of a city or the owner thereof within a city if no animal shelter or licensed veterinarian is within the city, or by a licensed veterinarian at the request of the owner thereof, or by any officer or agent of an animal shelter, a local or state health officer or a licensed veterinarian three business days following the receipt of any such animal at such shelter;

(6) with respect to farm animals, normal or accepted practices of animal husbandry, including the normal and accepted practices for the slaughter of such animals for food or by-products and the careful or thrifty management of one's herd or animals, including animal care practices common in the industry or region;

(7) the killing of any animal by any person at any time that may be found outside of the owned or rented property of the owner or custodian of such animal and that is found injuring or posing a threat to any person, farm animal or property;

(8) an animal control officer trained by a licensed veterinarian in the use of a tranquilizer gun, using such gun with the appropriate dosage for the size of the animal, when such animal is vicious or could not be captured after reasonable attempts using other methods;

(9) laying an equine down for medical or identification purposes;

(10) normal or accepted practices of pest control, as defined in K.S.A. 2-2438a(x), and amendments thereto; or

(11) accepted practices of animal husbandry pursuant to regulations promulgated by the United States department of agriculture for domestic pet animals under the animal welfare act, public law 89-544, as amended and in effect on July 1, 2006.

(d) The provisions of subsection (a)(6) shall not apply to any person exposing poison upon their premises for the purpose of destroying wolves, coyotes or other predatory animals.

(e) Any public health officer, law enforcement officer, licensed veterinarian or officer or agent of any animal shelter or other appropriate facility may take into custody any animal, upon either private or public property, that clearly shows evidence of cruelty to animals. Such officer, agent or veterinarian may inspect, care for or treat such animal or place such animal in the care of an animal shelter or licensed veterinarian for treatment, boarding or other care or, if an officer of such animal shelter or such veterinarian determines that the animal appears to be diseased or disabled beyond recovery for any useful purpose, for humane killing. The owner or custodian, if known or reasonably ascertainable, shall be notified in writing. If the owner or custodian is charged with a violation of this section, the law enforcement agency, district attorney's office, county prosecutor, veterinarian or animal shelter may petition the district court in the county in which the animal was taken into custody to transfer ownership of the animal at any time after 21 days after the owner or custodian is notified ~~or, unless the owner or custodian of the animal files and maintains a renewable cash or performance bond with the county clerk of the county in which the animal was taken into custody in an amount equal to not less than the cost of care and treatment of the animal for 30 days. Such cash or performance bond shall be maintained and renewed every 30 days as necessary to cover the cost of care and treatment of such animal until disposition of the animal by the court.~~ If the owner or custodian is not known or reasonably ascertainable after 21 days after the animal is taken into custody, ~~unless the owner or custodian of the animal files a renewable cash or performance bond with the county clerk of the county where the animal is being held, in an amount equal to not less than the cost of care and treatment of the animal for 30 days the law enforcement agency, district attorney's office, county prosecutor, veterinarian or animal shelter may petition the district court in the county in which the animal was taken into custody to transfer ownership of the animal.~~ Upon receiving such petition, the court shall determine whether the animal may be transferred.

(f) The owner or custodian of an animal transferred pursuant to subsection (e) shall not be entitled to recover damages for the transfer of such animal unless the owner proves that such transfer was unwarranted.

(g) Expenses incurred for the care, treatment or boarding of any animal, taken into custody pursuant to subsection (e), pending prosecution of the owner or custodian of such animal for the crime of cruelty to animals, shall be assessed to the owner or custodian as a cost of the case if the owner or custodian is adjudicated guilty of such crime. Any costs collected by the court or through the cash or performance bond described in subsection (e) shall be transferred to the entity responsible for paying the cost of the care, treatment or boarding of the animal.

(h) If a person is adjudicated guilty of the crime of cruelty to animals, such animal shall not be returned to or remain with such person. Such animal may be turned over to an animal shelter or licensed veterinarian for sale or other disposition.

(i) As used in this section:

(1) "Animal shelter" means the same as such term is defined in K.S.A. 47-1701, and amendments thereto;

(2) "equine" means a horse, pony, mule, jenny, donkey or hinny; and

(3) "maliciously" means a state of mind characterized by actual evil-mindedness or specific intent to do a harmful act without a reasonable justification or excuse.;"

On page 12, in line 1, by striking "2023" and inserting "2025";

On page 17, in line 23, by striking "2023" and inserting "2025";

On page 20, in line 20, by striking "2023" and inserting "2025";

On page 21, in line 22, by striking "2023" and inserting "2025";

On page 23, in line 4, by striking "2023" and inserting "2025"; in line 16, by striking "2023" and inserting "2025";

On page 24, in line 15, by striking "2023" and inserting "2025";

On page 25, in line 18, by striking "2023" and inserting "2025";

On page 27, in line 3, by striking "2023" and inserting "2025"; in line 15, by striking "2023" and inserting "2025";

On page 29, in line 22, by striking "2023" and inserting "2025";

On page 31, in line 43, by striking "2023" and inserting "2025";

On page 33, in line 20, by striking "2023" and inserting "2025";

On page 34, in line 15, by striking "2023" and inserting "2025"; in line 31, by striking "2023" and inserting "2025";

On page 36, in line 34, by striking "2023" and inserting "2025";

On page 37, in line 36, by striking "2023" and inserting "2025";

On page 38, in line 11, by striking "2023" and inserting "2025"; in line 26, by striking "2023" and inserting "2025"; in line 30, after the first comma by inserting "21-6412,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the third semicolon by inserting "procedures relating to criminal violations of cruelty to animals;"; in line 4, after the first comma by inserting "21-6412,";

And your committee on conference recommends the adoption of this report.

FRED PATTON

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN

ERIC RUCKER

VIC MILLER

Conferees on part of Senate

On motion of Rep. Patton, the conference committee report on **SB 20** was adopted.

On roll call, the vote was: Yeas 120; Nays 3; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins,

Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Jacobs, Rahjes, Rhiley.
Present but not voting: None.
Absent or not voting: Ruiz, L., Thompson.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 16** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments, as follows:

On page 1, following line 7, by inserting:
"Section 1.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

State foundation aid (652-00-1000-0820).....\$92,659,017

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

KPERS – employer contributions – non-USDs (652-00-1000-0100).....\$1,597,147

Provided, That any unencumbered balance in the KPERS – employer contributions – non-USDs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the KPERS – employer contributions – non-USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....\$10,261,604

Provided, That any unencumbered balance in the KPERS – employer contributions –

USDs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

Sec. 2.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2021, the following:

State foundation aid (652-00-1000-0820).....\$89,659,017

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

KPERS – employer contributions – non-USDs (652-00-1000-0100).....\$3,306,581

Provided, That any unencumbered balance in the KPERS – employer contributions – non-USDs account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*, That all expenditures from the KPERS – employer contributions – non-USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....\$21,247,425

Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*, That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.";

Also on page 1, in line 29, by striking "6" and inserting "5"; by striking all in lines 30 through 36;

On page 2, by striking all in lines 1 through 17; by striking all in lines 28 through 43;

On page 3, by striking all in lines 1 through 36; in line 37, before "All" by inserting "(a)"; in line 38, by striking "1" and inserting "3"; in line 41, after "Reports." by inserting:

"(b) ";

Also on page 3, also in line 41, after "prepared" by inserting "pursuant to K.S.A. 72-1167 and 72-5171, and amendments thereto,";

On page 4, in line 2, by striking the period and inserting ", " and if a school operated by such school district has a separate website, then such reports shall be published for such school on such website with a link to such reports prominently displayed on the website homepage titled, "Accountability Reports.";

Also on page 4, following line 2, by inserting:

"(c) Each school district shall provide a link to the state department of education's webpage where the reports prepared pursuant to K.S.A. 72-5170, and amendments thereto, and section 3, and amendments thereto, for such school district and each school operated by such school district are published. The link shall be prominently displayed on the school district's accountability reports webpage.";

Also on page 4, by striking all in lines 3 through 16;

On page 7, in line 8, by striking "6" and inserting "5"; by striking all in lines 9 through 43;

By striking all on pages 8 and 9;

On page 10, by striking all in lines 1 through 7;

On page 13, in line 40, by striking "1 through"; also in line 40, after "3" by inserting "and 4";

On page 14, in line 31, by striking "\$4,302" and inserting "\$4,436"; in line 32, by striking "\$4,439" and inserting "\$4,569"; in line 33, by striking "\$4,576" and inserting "\$4,706"; in line 34, by striking "\$4,713" and inserting "\$4,846";

On page 20, following line 23, by inserting:

"(H) (i) Except as provided in clause (ii), a student enrolled in a school district who is not a resident of Kansas shall be counted as follows:

- (a) For school year 2018-2019, one student;
 - (b) for school years 2019-2020 and 2020-2021, $\frac{3}{4}$ of a student; and
 - (c) for school year 2021-2022 and each school year thereafter, $\frac{1}{2}$ of a student.
- (ii) This subparagraph (H) shall not apply to:

(a) A student whose parent or legal guardian is an employee of the school district where such student is enrolled; or

(b) a student who attended public school in Kansas during school year 2016-2017 and who attended public school in Kansas during the immediately preceding school year.";

On page 21, by striking lines 1 through 12; following line 12, by inserting:

"Sec. 11. K.S.A. 72-5142 is hereby amended to read as follows: 72-5142. (a) The board of education of each school district shall levy an ad valorem tax upon the taxable tangible property of the school district in the school years specified in subsection (b) for the purpose of:

(1) Financing that portion of the school district's general fund budget that is not financed from any other source provided by law;

(2) paying a portion of the costs of operating and maintaining public schools in partial fulfillment of the constitutional obligation of the legislature to finance the

educational interests of the state; and

(3) with respect to any redevelopment school district established prior to July 1, 1997, pursuant to K.S.A. 12-1771, and amendments thereto, paying a portion of the principal and interest on bonds issued by cities under authority of K.S.A. 12-1774, and amendments thereto, for the financing of redevelopment projects upon property located within the school district.

(b) The tax required under subsection (a) shall be levied at a rate of 20 mills in the school years ~~2017-2018~~ 2019-2020 and ~~2018-2019~~ 2020-2021.

(c) The proceeds from the tax levied by a district under authority of this section, except the proceeds of such tax levied for the purpose described in subsection (a)(3), shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state school district finance fund.

(d) No school district shall proceed under K.S.A. 79-1964, 79-1964a or 79-1964b, and amendments thereto.

Sec. 12. K.S.A. 72-5153 is hereby amended to read as follows: 72-5153. (a) There is hereby established in every school district an at-risk education fund, which shall consist of all moneys deposited therein or transferred thereto according to law. The expenses of a school district directly attributable to providing at-risk student assistance or programs shall be paid from the at-risk education fund.

(b) Any balance remaining in the at-risk education fund at the end of the budget year shall be carried forward into the at-risk education fund for succeeding budget years. Such fund shall not be subject to the provisions of K.S.A. 79-2925 through 79-2937, and amendments thereto. In preparing the budget of such school district, the amounts credited to and the amount on hand in the at-risk education fund, and the amount expended therefrom shall be included in the annual budget for the information of the residents of the school district. Interest earned on the investment of moneys in any such fund shall be credited to that fund.

(c) Commencing in school year 2018-2019, expenditures from the at-risk education fund of a school district shall only be made for the following purposes:

(1) At-risk educational programs based on best practices identified pursuant to subsection (d);

(2) personnel providing educational services in conjunction with such programs; or

(3) services contracted for by the school district to provide at-risk educational programs based on best practices identified pursuant to subsection (d).

(d) ~~(1) On or before July 1, 2018,~~ The state board shall identify and approve evidence-based best practices for at-risk programs and instruction of students receiving at-risk program services. On and after July 1, 2019, such best practices shall include, but not be limited to, programs and services provided by state-based national nonprofit organizations that:

(A) Focus on students who are identified as students eligible to receive at-risk program services or who face other identifiable barriers to success;

(B) provide evidence-based instruction and support services to such students inside and outside the school setting; and

(C) evaluate outcomes data for students, including, but not limited to, school attendance, academic progress, graduation rates, pursuit of postsecondary education or

career advancement.

(2) The state board shall review and update such best practices as necessary and as part of its five-year accreditation system review process.

(e) Each year the board of education of each school district shall prepare and submit to the state board a report on the assistance or programs provided by the school district for students identified as at-risk eligible to receive at-risk program services. Such report shall include the number of students identified as at-risk eligible to receive at-risk program services who were served or provided assistance, the type of service provided, the research upon which the school district relied in determining that a need for service or assistance existed, the results of providing such service or assistance and any other information required by the state board.

(f) In order to achieve uniform reporting of the number of students provided service or assistance by school districts in at-risk student programs, school districts shall report the number of students served or assisted in the manner required by the state board.

(g) As used in this section, the term "evidence-based instruction" means an education delivery system based on peer-reviewed research that consistently produces better student outcomes over a five-year period than would otherwise be achieved by the same students who are receiving at-risk program services."

Also on page 21, in line 40, by striking "6" and inserting "5";

On page 22, in line 4, by striking "6" and inserting "5";

On page 25, in line 1, by striking all after "(d)"; by striking all in lines 2 through 4; in line 5, by striking "(e)"; in line 6, by striking "6" and inserting "5";

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

Also on page 25, in line 31, by striking "2022" and inserting "2021"; in line 33, by striking "2022" and inserting "2021";

On page 27, in line 36, after "graduates" by inserting ", boys and girls club";

On page 28, by striking all in lines 21 through 43;

By striking all on page 29;

On page 30, by striking all in lines 1 and 2;

On page 34, by striking all in lines 6 through 43;

By striking all on pages 35 and 36;

On page 37, by striking all in lines 1 through 34;

On page 40, following line 1, by inserting:

"Sec. 19. K.S.A. 2018 Supp. 79-201x is hereby amended to read as follows: 79-201x. For taxable years ~~2017~~ 2019 and ~~2018~~ 2020, the following described property, to the extent herein specified, shall be and is hereby exempt from the property tax levied pursuant to the provisions of K.S.A. 72-5142, and amendments thereto: Property used for residential purposes to the extent of \$20,000 of its appraised valuation.";

Also on page 40, in line 2, by striking ", 72-3422"; in line 3, by striking "72-5150" and inserting "72-5142, 72-5153"; also in line 3, by striking ", 72-5461"; by striking the last comma; in line 4, by striking all before "and"; also in line 4, after "72-8193" by inserting "and K.S.A. 2018 Supp. 79-201x";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon, by inserting "making and concerning appropriations for the fiscal years ending June 30, 2020, and June 30, 2021, for the department of education;"; also in line 2, by striking ", 72-3422"; in line 3, by

striking "72-5150" and inserting "72-5142, 72-5153"; also in line 3, by striking all after "72-5193"; in line 4, by striking "5461"; also in line 4, by striking ", 72-6147, 72-6487"; also in line 4, after "72-8193" by inserting "and K.S.A. 2018 Supp. 79-201x";

And your committee on conference recommends the adoption of this report.

KRISTEY WILLIAMS

KYLE HOFFMAN

VALDENIA WINN

Conferees on part of House

MOLLY BAUMGARDNER

JIM DENNING

ANTHONY HENSLEY

Conferees on part of Senate

On motion of Rep. Williams, the conference committee report on **SB 16** was adopted.

On roll call, the vote was: Yeas 76; Nays 47; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clark, Clayton, Concannon, Cox, Croft, Curtis, Dierks, Dietrich, Ellis, Eplee, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Hoheisel, Holscher, Horn, Howard, Jennings, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Victors, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Delperdang, Donohoe, Dove, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, Johnson, Landwehr, Mason, Owens, Rhiley, Ryckman, Seiwert, Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Wasinger, K. Williams.

Present but not voting: None.

Absent or not voting: Ruiz, L., Thompson.

EXPLANATIONS OF VOTE

MR. SPEAKER: I cannot support a plan that is fundamentally flawed and fiscally irresponsible. Kansans deserve real solutions and responsible management of their resources.

We've heard a lot of complaints in this chamber over the years about something called the glide-path to zero. Make no mistake, this bill is a glide path to BELOW ZERO. A path that will lead our state into bankruptcy. I will be voting no on **SB 16**. – DANIEL R. HAWKINS, CHARLOTTE ESAU

MR. SPEAKER: I vote no on **SB 16**. The work that has been started for mental health should remain a priority in the education of our children and the well being of their families. The success in just a few short months is beyond impressive. Lives have been

improved and literally saved. Families, schools and five mental health agencies have worked together to heal and protect children.

It is a sad day in Kansas when satisfying trial lawyers and lawsuits is more important than funding a program to save our children. – BRENDA K. LANDWEHR

MR. SPEAKER: I vote no on **SB 16**. I cannot vote for an education funding bill that will create, once again, one of the highest tax increases ever. The third tax increase ordered by the Kansas Supreme Court while I have been in office.

Our fiscal forecast shows us soon underwater, yet we say nothing about this when it comes to racking up over a quarter billion dollars in new spending. We vote like we have no care in future fiscal solvency of this state, since that now rests in the hands of the Kansas Supreme Court and no longer in the hands of the Kansas Legislature.

How much will the text books cost us that makes that change in teaching how the 3 branches of our government operate? – ERIC L. SMITH, TREVOR JACOBS

MR. SPEAKER: I vote no on **SB 16**. Today, the Kansas House of Representatives chose to increase school budgets in lieu of ending the crisis within DCF, in lieu of ending the 8-year wait list for disabled Kansans, in lieu of ending State of Emergency in our prison system. Instead of taking a stand for our constitutional responsibility to appropriate, this body chose to fold. At what point is the body going to stand up and Legislate for what is right for Kansas instead of Legislating for re-election? You know the saying, one man's junk is another man's treasure? Well one agency's inflation adjustment is life saving money for another. – STEPHEN OWENS, LEO G. DELPERDANG

MR. SPEAKER: The Governor herself has stated the only way to pay for this plan in the out years is to reamortize KPERS. There are a number of current and retired public employees in my district and they deserve better than to have their retirement endangered in order to pay off a group of trial attorneys. I vote no on **SB 16**. – KEN CORBET, RON HIGHLAND, JOHN TOPLIKAR

MR. SPEAKER: I vote NO on **House Substitute for Senate Bill 16**. In 2017, I voted for SB 19, and in 2018, I voted for SB 423 & SB 61, which added over \$850 million in FY 2023. It has been made clear that the State of Kansas cannot fund **H Sub for SB 16** in the out years. I do want this litigation to end, but it's clear that the Supreme Court does not. I've learned from my last two votes that the Supreme Court just keeps moving the goal post. I was elected to be a problem solver, not one to wave a white flag. This is simply irresponsible spending. – TORY MARIE ARNBERGER

MR. SPEAKER: Ensuring schools spend their money first on teachers and classrooms to raise student achievement should be priority #1. Beautiful facilities and extra-curricular activities should be secondary to the needs of students the Supreme Court says we are failing. According to KSDE, "without the important foundation of the classroom, the whole education system is doomed to failure." In addition, including an automatic CPI-U increase is irresponsible and unbalanced policy that will lead to other functions of government left to suffer. Mr. Speaker, I vote no on **House Substitute SB 16**. – KRISTEY WILLIAMS

MR. SPEAKER: I proudly vote "yes" on **SB 16**. Today's vote exemplifies our State motto: **#AdAstraPerAspera**. For those opposed, we hear you. Let's work in earnest to

improve student outcomes. For those in support, please LISTEN closely to opponents. For our learned Justices, **SB16** is our sincere effort to comply with our Constitution. Please honor our branch's role in governing the State's purse; otherwise a constitutional storm is brewing. For our educators, today's majority trusts your local leadership and control. Please prove us right. For my fellow Kansans: Republicans DO support public education. But have valid concerns often ignored. Today is a proud day for Kansas and her kids. – MARK SAMSEL

MR. SPEAKER: I vote no on **SB 16**. We've seen several K-12 funding plans this session that I could've supported resoundingly and voted an enthusiastic YES. Bills that responded specifically to address the Court's concerns. Bills that targeted money to special-ed and the lowest performing students. Bills that included remedies for bullied students and those suffering emotionally. Bills that will not bankrupt our state in three years. Bills with accountability. I wanted to vote for those. I've the greatest desire for litigation to be over. I have the greatest desire for K-12 schools to be well-funded and for students to excel. I don't believe **SB 16** will do either. – SUSAN HUMPHRIES, KYLE D. HOFFMAN, BARB WASINGER

MR. SPEAKER: I am voting “No” on **SB 16** because I have said to my constituents, now is the time to draw a line in the sand. The ransom that the KNEA and the Kansas Supreme Court demands of this body must end. I will vote for no more increases in education funding until we have accountability of the funding already allocated and when I see some necessary changes in school operations to move our children forward in life; not stuck in mediocracy. **SB 16** was a great start to education reform but not now to pay another four years of ransom. – DAVID W. FRENCH

MR. SPEAKER: I vote NO on **House Sub for SB 16**. Funding public education is important to this state and citizens. But so is properly funding our public safety net programs, our prison system, roads and mental health. Guaranteeing hundreds of millions of dollars in perpetual increases in K-12 spending is asking for a budget crisis.

Further, spending without accountability betrays taxpayers. I would have supported the original House Bill with its targeted spending, genuine educational reforms and certification of money going to the classroom. The bill we have before us today has none of this. It is thus, not in the long-term best interest of my district or our state. – PAUL WAGGONER, BILL RHILEY SR.

CHANGE OF CONFEREES

Reps. Landwehr, Eplee, and Murnan are appointed to replace Reps. Vickrey, Cox, and Neighbor as members of the conference committee on **SB 67**.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2416, AN ACT concerning income taxation; relating to credits; creating the Kansas targeted employment act, by Committee on Taxation.

HB 2417, AN ACT concerning income taxation; relating to corporations; net operating loss carryforward period; amending K.S.A. 2018 Supp. 79-32,143 and repealing the existing section, by Committee on Taxation.

REPORT ON ENROLLED RESOLUTIONS

HR 6023 reported correctly enrolled and properly signed on April 4, 2019.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Friday, April 5, 2019.

Journal of the House

FIFTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, April 5, 2019, 10:00 a.m.

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

The roll was called with 123 members present.

Reps. L. Ruiz and Schreiber were excused on excused absence by the Speaker.

Excused later: Reps. Erickson and Huebert.

Prayer by Chaplain Brubaker,

Creator God,
thank You for the blessing of this day.
Thank you for all the skills you have given our leaders
to accomplish what they have worked on this session.
As Kansans, we are very thankful and express our gratitude to them.
They still have work to do and opportunities await them
to continue to work on our behalf.
Continue to give them a spirit of unity and collaboration
even in the midst of some very difficult issues.
As they take this break before the veto session,
be with them as they meet with their
respective constituents and grant them the
gifts of wisdom and discernment
as they listen to the voices of the people.
And please remind all of us often what You expect of us--
to act justly, love mercy, and walk humbly with You.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Will Carpenter.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2418, AN ACT concerning taxation; relating to the use of a debt collection agency to collect delinquent taxes; tax collections and service of delinquent tax notice; time for payment of sales and liquor drink tax; liability of persons to collect sales or compensating use tax; administration of liquor enforcement tax; amending K.S.A. 75-5140 and K.S.A. 2018 Supp. 79-3235a, 79-3607, 79-3643, 79-4105 and 79-41a03 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Health and Human Services: **HB 2415**.

Taxation: **HB 2414, HB 2416, HB 2417**.

MESSAGES FROM THE GOVERNOR

HB 2035, HB 2104, HB 2201, HB 2211 approved on April 4, 2019.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2033** and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate announced the appointment of Senators Suellentrop, Berger, and Bollier to replace Senators Olson, Billinger, and Ware as conferees on **SB 67**.

The Senate adopts the Conference Committee report on **SB 130**.

The Senate adopts the Conference Committee report on **S Sub HB 2007**.

The Senate adopts the Conference Committee report on **HB 2031**.

The Senate adopts the Conference Committee report on **HB 2039**.

The Senate adopts the Conference Committee report on **HB 2087**.

The Senate adopts the Conference Committee report on **HB 2126**.

The Senate adopts the Conference Committee report on **HB 2177**.

The Senate adopts the Conference Committee report on **HB 2209**.

The Senate adopts the Conference Committee report on **S Sub HB 2225**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 18** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, in line 6 by inserting:

"WHEREAS, the provisions of K.S.A. 2018 Supp. 21-5405 and 21-5602, as amended by this act, shall be known as Mireya's law.

Now, therefore:";

Also on page 1, in line 8, before "K.S.A" by inserting "On and after July 1, 2019,"; in line 30, before "K.S.A" by inserting "On and after July 1, 2019,";

On page 3, in line 33, before "K.S.A" by inserting "On and after July 1, 2019,";

On page 4, in line 1, before "K.S.A" by inserting "On and after July 1, 2019,";

On page 6, following line 36, by inserting:

"Sec. 5. On and after July 1, 2019, K.S.A. 2018 Supp. 21-5405 is hereby amended to read as follows: 21-5405. (a) Involuntary manslaughter is the killing of a human being committed:

(1) Recklessly;

(2) in the commission of, or attempt to commit, or flight from any felony, other than an inherently dangerous felony as defined in K.S.A. 2018 Supp. 21-5402, and amendments thereto, that is enacted for the protection of human life or safety or a misdemeanor that is enacted for the protection of human life or safety, including acts

described in K.S.A. 8-1566 and 8-1568(a), and amendments thereto, but excluding the acts described in K.S.A. 8-1567, and amendments thereto;

(3) in the commission of, or attempt to commit, or flight from an act described in K.S.A. 8-1567, and amendments thereto;

(4) during the commission of a lawful act in an unlawful manner; or

(5) in the commission of, or attempt to commit, or flight from an act described in K.S.A. 8-1567, and amendments thereto, while:

(A) In violation of any restriction imposed on such person's driving privileges pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto;

(B) such person's driving privileges are suspended or revoked pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto; or

(C) such person has been deemed a habitual violator as defined in K.S.A. 8-285, and amendments thereto, including at least one violation of K.S.A. 8-1567, and amendments thereto, or violating an ordinance of any city in this state, any resolution of any county in this state or any law of another state, which ordinance, resolution or law declares to be unlawful the acts prohibited by that statute.

(b) Involuntary manslaughter as defined in:

(1) Subsection (a)(1), (a)(2) or (a)(4) is a:

(A) Severity level 5, person felony, except as provided in subsection (b)(1)(B); and
(B) severity level 3, person felony, if the victim is under the age of six years;

(2) subsection (a)(3) is a severity level 4, person felony; and

(3) subsection (a)(5) is a severity level 3, person felony.

Sec. 6. On and after July 1, 2019, K.S.A. 2018 Supp. 21-5602 is hereby amended to read as follows: 21-5602. (a) Abuse of a child is knowingly:

(1) Torturing or cruelly beating any child under the age of 18 years;

(2) shaking any child under the age of 18 years which results in great bodily harm to the child; or

(3) inflicting cruel and inhuman corporal punishment upon any child under the age of 18 years.

(b) Abuse of a child is a:

(1) Severity level 5, person felony, except as provided in subsection (b)(2); and

(2) severity level 4, person felony, if the victim is under the age of six years.

(c) A person who violates the provisions of this section may also be prosecuted for, convicted of, and punished for any form of battery or homicide.

Sec. 7. On and after July 1, 2019, K.S.A. 2018 Supp. 21-6815 is hereby amended to read as follows: 21-6815. (a) Except as provided in subsection (b), the sentencing judge shall impose the presumptive sentence provided by the sentencing guidelines unless the judge finds substantial and compelling reasons to impose a departure sentence. If the sentencing judge departs from the presumptive sentence, the judge shall state on the record at the time of sentencing the substantial and compelling reasons for the departure.

(b) Subject to the provisions of K.S.A. 2018 Supp. 21-6817(b), and amendments thereto, any fact that would increase the penalty for a crime beyond the statutory maximum, other than a prior conviction, shall be submitted to a jury and proved beyond a reasonable doubt.

(c) (1) Subject to the provisions of subsections (c)(3) and (e), the following

nonexclusive list of mitigating factors may be considered in determining whether substantial and compelling reasons for a departure exist:

(A) The victim was an aggressor or participant in the criminal conduct associated with the crime of conviction, except that this factor shall not apply to a sexually violent crime as defined in K.S.A. 22-3717, and amendments thereto, or electronic solicitation as defined in K.S.A. 2018 Supp. 21-5509, and amendments thereto, when: (i) The victim is less than 14 years of age and the offender is 18 or more years of age; or (ii) the offender hires any person by giving, or offering to or agreeing to give, anything of value to the person to engage in an unlawful sex act.

(B) The offender played a minor or passive role in the crime or participated under circumstances of duress or compulsion. This factor may be considered when it is not sufficient as a complete defense.

(C) The offender, because of physical or mental impairment, lacked substantial capacity for judgment when the offense was committed. The voluntary use of intoxicants, drugs or alcohol does not fall within the purview of this factor.

(D) The defendant, or the defendant's children, suffered a continuing pattern of physical or sexual abuse by the victim of the offense and the offense is a response to that abuse.

(E) The degree of harm or loss attributed to the current crime of conviction was significantly less than typical for such an offense.

(F) The offender committed such crime as a result of an injury, including major depressive disorder, polytrauma, post-traumatic stress disorder or traumatic brain injury, connected to service in a combat zone, as defined in section 112 of the federal internal revenue code of 1986, in the armed forces of the United States of America. As used in this subsection, "major depressive disorder," "polytrauma," "post-traumatic stress disorder" and "traumatic brain injury" shall mean the same as such terms are defined in K.S.A. 2018 Supp. 21-6630, and amendments thereto.

(2) Subject to the provisions of subsection (c)(3), the following nonexclusive list of aggravating factors may be considered in determining whether substantial and compelling reasons for departure exist:

(A) The victim was particularly vulnerable due to age, infirmity, or reduced physical or mental capacity which was known or should have been known to the offender.

(B) The defendant's conduct during the commission of the current offense manifested excessive brutality to the victim in a manner not normally present in that offense.

(C) The offense was motivated entirely or in part by the race, color, religion, ethnicity, national origin or sexual orientation of the victim or the offense was motivated by the defendant's belief or perception, entirely or in part, of the race, color, religion, ethnicity, national origin or sexual orientation of the victim whether or not the defendant's belief or perception was correct.

(D) The offense involved a fiduciary relationship which existed between the defendant and the victim.

(E) The defendant, 18 or more years of age, employed, hired, used, persuaded, induced, enticed or coerced any individual under 16 years of age to:

(i) Commit any person felony;

(ii) assist in avoiding detection or apprehension for commission of any person

felony; or

(iii) attempt, conspire or solicit, as defined in K.S.A. 2018 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, to commit any person felony.

That the defendant did not know the age of the individual under 16 years of age shall not be a consideration.

(F) The defendant's current crime of conviction is a crime of extreme sexual violence and the defendant is a predatory sex offender. As used in this subsection:

(i) "Crime of extreme sexual violence" is a felony limited to the following:

(a) A crime involving a nonconsensual act of sexual intercourse or sodomy with any person;

(b) a crime involving an act of sexual intercourse, sodomy or lewd fondling and touching with any child who is 14 or more years of age but less than 16 years of age and with whom a relationship has been established or promoted for the primary purpose of victimization;

(c) a crime involving an act of sexual intercourse, sodomy or lewd fondling and touching with any child who is less than 14 years of age;

(d) aggravated human trafficking, as defined in K.S.A. 2018 Supp. 21-5426(b), and amendments thereto, if the victim is less than 14 years of age; or

(e) commercial sexual exploitation of a child, as defined in K.S.A. 2018 Supp. 21-6422, and amendments thereto, if the victim is less than 14 years of age.

(ii) "Predatory sex offender" is an offender who has been convicted of a crime of extreme sexual violence as the current crime of conviction and who:

(a) Has one or more prior convictions of any crimes of extreme sexual violence. Any prior conviction used to establish the defendant as a predatory sex offender pursuant to this subsection shall also be counted in determining the criminal history category; or

(b) suffers from a mental condition or personality disorder which makes the offender likely to engage in additional acts constituting crimes of extreme sexual violence.

(iii) "Mental condition or personality disorder" means an emotional, mental or physical illness, disease, abnormality, disorder, pathology or condition which motivates the person, affects the predisposition or desires of the person, or interferes with the capacity of the person to control impulses to commit crimes of extreme sexual violence.

(G) The defendant was incarcerated during the commission of the offense.

(H) The crime involved two or more participants in the criminal conduct, and the defendant played a major role in the crime as the organizer, leader, recruiter, manager or supervisor.

In determining whether aggravating factors exist as provided in this section, the court shall review the victim impact statement.

(3) If a factual aspect of a crime is a statutory element of the crime or is used to subclassify the crime on the crime severity scale, that aspect of the current crime of conviction may be used as an aggravating or mitigating factor only if the criminal conduct constituting that aspect of the current crime of conviction is significantly different from the usual criminal conduct captured by the aspect of the crime.

(d) In determining aggravating or mitigating circumstances, the court shall consider:

(1) Any evidence received during the proceeding;

- (2) the presentence report;
- (3) written briefs and oral arguments of either the state or counsel for the defendant; and
- (4) any other evidence relevant to such aggravating or mitigating circumstances that the court finds trustworthy and reliable.

(e) Upon motion of the prosecutor stating that the defendant has provided substantial assistance in the investigation or prosecution of another person who is alleged to have committed an offense, the court may consider such mitigation in determining whether substantial and compelling reasons for a departure exist. In considering this mitigating factor, the court may consider the following:

- (1) The court's evaluation of the significance and usefulness of the defendant's assistance, taking into consideration the prosecutor's evaluation of the assistance rendered;
- (2) the truthfulness, completeness and reliability of any information or testimony provided by the defendant;
- (3) the nature and extent of the defendant's assistance;
- (4) any injury suffered, or any danger or risk of injury to the defendant or the defendant's family resulting from such assistance; and
- (5) the timeliness of the defendant's assistance.

Sec. 8. On and after July 1, 2019, K.S.A. 2018 Supp. 21-6604 is hereby amended to read as follows: 21-6604. (a) Whenever any person has been found guilty of a crime, the court may adjudge any of the following:

(1) Commit the defendant to the custody of the secretary of corrections if the current crime of conviction is a felony and the sentence presumes imprisonment, or the sentence imposed is a dispositional departure to imprisonment; or, if confinement is for a misdemeanor, to jail for the term provided by law;

(2) impose the fine applicable to the offense and may impose the provisions of subsection (q);

(3) release the defendant on probation if the current crime of conviction and criminal history fall within a presumptive nonprison category or through a departure for substantial and compelling reasons subject to such conditions as the court may deem appropriate. In felony cases except for violations of K.S.A. 8-1567 or 8-2,144, and amendments thereto, the court may include confinement in a county jail not to exceed 60 days, which need not be served consecutively, as a condition of an original probation sentence;

(4) assign the defendant to a community correctional services program as provided in K.S.A. 75-5291, and amendments thereto, or through a departure for substantial and compelling reasons subject to such conditions as the court may deem appropriate, including orders requiring full or partial restitution;

(5) assign the defendant to a conservation camp for a period not to exceed six months as a condition of probation followed by a six-month period of follow-up through adult intensive supervision by a community correctional services program, if the offender successfully completes the conservation camp program;

(6) assign the defendant to a house arrest program pursuant to K.S.A. 2018 Supp. 21-6609, and amendments thereto;

(7) order the defendant to attend and satisfactorily complete an alcohol or drug education or training program as provided by K.S.A. 2018 Supp. 21-6602(c), and

amendments thereto;

(8) order the defendant to repay the amount of any reward paid by any crime stoppers chapter, individual, corporation or public entity ~~which that~~ materially aided in the apprehension or conviction of the defendant; repay the amount of any costs and expenses incurred by any law enforcement agency in the apprehension of the defendant, if one of the current crimes of conviction of the defendant includes escape from custody or aggravated escape from custody, as defined in K.S.A. 2018 Supp. 21-5911, and amendments thereto; repay expenses incurred by a fire district, fire department or fire company responding to a fire ~~which that~~ has been determined to be arson or aggravated arson as defined in K.S.A. 2018 Supp. 21-5812, and amendments thereto, if the defendant is convicted of such crime; repay the amount of any public funds utilized by a law enforcement agency to purchase controlled substances from the defendant during the investigation ~~which that~~ leads to the defendant's conviction; or repay the amount of any medical costs and expenses incurred by any law enforcement agency or county. Such repayment of the amount of any such costs and expenses incurred by a county, law enforcement agency, fire district, fire department or fire company or any public funds utilized by a law enforcement agency shall be deposited and credited to the same fund from which the public funds were credited to prior to use by the county, law enforcement agency, fire district, fire department or fire company;

(9) order the defendant to pay the administrative fee authorized by K.S.A. 22-4529, and amendments thereto, unless waived by the court;

(10) order the defendant to pay a domestic violence special program fee authorized by K.S.A. 20-369, and amendments thereto;

(11) if the defendant is convicted of a misdemeanor or convicted of a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, assign the defendant to work release program, other than a program at a correctional institution under the control of the secretary of corrections as defined in K.S.A. 75-5202, and amendments thereto, provided such work release program requires such defendant to return to confinement at the end of each day in the work release program. On a second or subsequent conviction of K.S.A. 8-1567, and amendments thereto, an offender placed into a work release program shall serve the total number of hours of confinement mandated by that section;

(12) order the defendant to pay the full amount of unpaid costs associated with the conditions of release of the appearance bond under K.S.A. 22-2802, and amendments thereto;

(13) impose any appropriate combination of (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11) and (12); or

(14) suspend imposition of sentence in misdemeanor cases.

(b) (1) In addition to or in lieu of any of the above, the court shall order the defendant to pay restitution, which shall include, but not be limited to, damage or loss caused by the defendant's crime, unless the court finds compelling circumstances ~~which that~~ would render a plan of restitution unworkable. In regard to a violation of K.S.A. 2018 Supp. 21-6107, and amendments thereto, such damage or loss shall include, but not be limited to, attorney fees and costs incurred to repair the credit history or rating of the person whose personal identification documents were obtained and used in violation of such section, and to satisfy a debt, lien or other obligation incurred by the person whose personal identification documents were obtained and used in violation of such

section. In regard to a violation of K.S.A. 2018 Supp. 21-5801, 21-5807 or 21-5813, and amendments thereto, such damage or loss shall include the cost of repair or replacement of the property that was damaged, the reasonable cost of any loss of production, crops and livestock, reasonable labor costs of any kind, reasonable material costs of any kind and any reasonable costs that are attributed to equipment that is used to abate or repair the damage to the property. If the court finds a plan of restitution unworkable, the court shall state on the record in detail the reasons therefor.

(2) If the court orders restitution, the restitution shall be a judgment against the defendant, which may be collected by the court by garnishment or other execution as on judgments in civil cases. If, after 60 days from the date restitution is ordered by the court, a defendant is found to be in noncompliance with the plan established by the court for payment of restitution, and the victim to whom restitution is ordered paid has not initiated proceedings in accordance with K.S.A. 60-4301 et seq., and amendments thereto, the court shall assign an agent procured by the attorney general pursuant to K.S.A. 75-719, and amendments thereto, to collect the restitution on behalf of the victim. The chief judge of each judicial district may assign such cases to an appropriate division of the court for the conduct of civil collection proceedings.

(c) In addition to or in lieu of any of the above, the court shall order the defendant to submit to and complete an alcohol and drug evaluation, and pay a fee therefor, when required by K.S.A. 2018 Supp. 21-6602(d), and amendments thereto.

(d) In addition to any of the above, the court shall order the defendant to reimburse the county general fund for all or a part of the expenditures by the county to provide counsel and other defense services to the defendant. Any such reimbursement to the county shall be paid only after any order for restitution has been paid in full. In determining the amount and method of payment of such sum, the court shall take account of the financial resources of the defendant and the nature of the burden that payment of such sum will impose. A defendant who has been required to pay such sum and who is not willfully in default in the payment thereof may at any time petition the court ~~which that~~ sentenced the defendant to waive payment of such sum or any unpaid portion thereof. If it appears to the satisfaction of the court that payment of the amount due will impose manifest hardship on the defendant or the defendant's immediate family, the court may waive payment of all or part of the amount due or modify the method of payment.

(e) In releasing a defendant on probation, the court shall direct that the defendant be under the supervision of a court services officer. If the court commits the defendant to the custody of the secretary of corrections or to jail, the court may specify in its order the amount of restitution to be paid and the person to whom it shall be paid if restitution is later ordered as a condition of parole, conditional release or postrelease supervision.

(f) (1) When a new felony is committed while the offender is incarcerated and serving a sentence for a felony, or while the offender is on probation, assignment to a community correctional services program, parole, conditional release or postrelease supervision for a felony, a new sentence shall be imposed consecutively pursuant to the provisions of K.S.A. 2018 Supp. 21-6606, and amendments thereto, and the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

(2) When a new felony is committed during a period of time ~~during which when~~

the defendant would have been on probation, assignment to a community correctional services program, parole, conditional release or postrelease supervision for a felony had the defendant not been granted release by the court pursuant to K.S.A. 2018 Supp. 21-6608(d), and amendments thereto, or the prisoner review board pursuant to K.S.A. 22-3717, and amendments thereto, the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

(3) When a new felony is committed while the offender is incarcerated in a juvenile correctional facility pursuant to K.S.A. 38-1671, prior to its repeal, or K.S.A. 2018 Supp. 38-2373, and amendments thereto, for an offense, which if committed by an adult would constitute the commission of a felony, upon conviction, the court shall sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure. The conviction shall operate as a full and complete discharge from any obligations, except for an order of restitution, imposed on the offender arising from the offense for which the offender was committed to a juvenile correctional facility.

(4) When a new felony is committed while the offender is on release for a felony pursuant to the provisions of article 28 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto, or similar provisions of the laws of another jurisdiction, a new sentence may be imposed consecutively pursuant to the provisions of K.S.A. 2018 Supp. 21-6606, and amendments thereto, and the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

(g) Prior to imposing a dispositional departure for a defendant whose offense is classified in the presumptive nonprison grid block of either sentencing guideline grid, prior to sentencing a defendant to incarceration whose offense is classified in grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, prior to sentencing a defendant to incarceration whose offense is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and whose offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto, prior to revocation of a nonprison sanction of a defendant whose offense is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and whose offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto, or prior to revocation of a nonprison sanction of a defendant whose offense is classified in the presumptive nonprison grid block of either sentencing guideline grid or grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012,

or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, the court shall consider placement of the defendant in the Labette correctional conservation camp, conservation camps established by the secretary of corrections pursuant to K.S.A. 75-52,127, and amendments thereto, or a community intermediate sanction center. Pursuant to this subsection the defendant shall not be sentenced to imprisonment if space is available in a conservation camp or community intermediate sanction center and the defendant meets all of the conservation camp's or community intermediate sanction center's placement criteria unless the court states on the record the reasons for not placing the defendant in a conservation camp or community intermediate sanction center.

(h) In committing a defendant to the custody of the secretary of corrections, the court shall fix a term of confinement within the limits provided by law. In those cases where the law does not fix a term of confinement for the crime for which the defendant was convicted, the court shall fix the term of such confinement.

(i) In addition to any of the above, the court shall order the defendant to reimburse the state general fund for all or part of the expenditures by the state board of indigents' defense services to provide counsel and other defense services to the defendant. In determining the amount and method of payment of such sum, the court shall take account of the financial resources of the defendant and the nature of the burden that payment of such sum will impose. A defendant who has been required to pay such sum and who is not willfully in default in the payment thereof may at any time petition the court ~~which that~~ sentenced the defendant to waive payment of such sum or any unpaid portion thereof. If it appears to the satisfaction of the court that payment of the amount due will impose manifest hardship on the defendant or the defendant's immediate family, the court may waive payment of all or part of the amount due or modify the method of payment. The amount of attorney fees to be included in the court order for reimbursement shall be the amount claimed by appointed counsel on the payment voucher for indigents' defense services or the amount prescribed by the board of indigents' defense services reimbursement tables as provided in K.S.A. 22-4522, and amendments thereto, whichever is less.

(j) This section shall not deprive the court of any authority conferred by any other Kansas statute to decree a forfeiture of property, suspend or cancel a license, remove a person from office or impose any other civil penalty as a result of conviction of crime.

(k) An application for or acceptance of probation or assignment to a community correctional services program shall not constitute an acquiescence in the judgment for purpose of appeal, and any convicted person may appeal from such conviction, as provided by law, without regard to whether such person has applied for probation, suspended sentence or assignment to a community correctional services program.

(l) The secretary of corrections is authorized to make direct placement to the Labette correctional conservation camp or a conservation camp established by the secretary pursuant to K.S.A. 75-52,127, and amendments thereto, of an inmate sentenced to the secretary's custody if the inmate:

(1) Has been sentenced to the secretary for a probation revocation, as a departure from the presumptive nonimprisonment grid block of either sentencing grid, for an offense ~~which that~~ is classified in grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, in grid

blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, or for an offense ~~which that~~ is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and such offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto; and

(2) otherwise meets admission criteria of the camp.

If the inmate successfully completes a conservation camp program, the secretary of corrections shall report such completion to the sentencing court and the county or district attorney. The inmate shall then be assigned by the court to six months of follow-up supervision conducted by the appropriate community corrections services program. The court may also order that supervision continue thereafter for the length of time authorized by K.S.A. 2018 Supp. 21-6608, and amendments thereto.

(m) When it is provided by law that a person shall be sentenced pursuant to K.S.A. 1993 Supp. 21-4628, prior to its repeal, the provisions of this section shall not apply.

(n) (1) Except as provided by K.S.A. 2018 Supp. 21-6630 and 21-6805(f), and amendments thereto, in addition to any of the above, for felony violations of K.S.A. 2018 Supp. 21-5706, and amendments thereto, the court shall require the defendant who meets the requirements established in K.S.A. 2018 Supp. 21-6824, and amendments thereto, to participate in a certified drug abuse treatment program, as provided in K.S.A. 2018 Supp. 75-52,144, and amendments thereto, including, but not limited to, an approved after-care plan. The amount of time spent participating in such program shall not be credited as service on the underlying prison sentence.

(2) If the defendant fails to participate in or has a pattern of intentional conduct that demonstrates the defendant's refusal to comply with or participate in the treatment program, as established by judicial finding, the defendant shall be subject to sanction or revocation pursuant to the provisions of K.S.A. 22-3716, and amendments thereto. If the defendant's probation is revoked, the defendant shall serve the underlying prison sentence as established in K.S.A. 2018 Supp. 21-6805, and amendments thereto.

(A) Except as provided in subsection (n)(2)(B), for those offenders who are convicted on or after July 1, 2003, but prior to July 1, 2013, upon completion of the underlying prison sentence, the offender shall not be subject to a period of postrelease supervision.

(B) Offenders whose crime of conviction was committed on or after July 1, 2013, and whose probation is revoked pursuant to K.S.A. 22-3716(c), and amendments thereto, or whose underlying prison term expires while serving a sanction pursuant to K.S.A. 22-3716(c)(1)(~~C~~) or (c)(1)(~~D~~), and amendments thereto, shall serve a period of postrelease supervision upon the completion of the underlying prison term.

(o) (1) Except as provided in paragraph (3), in addition to any other penalty or disposition imposed by law, upon a conviction for unlawful possession of a controlled substance or controlled substance analog in violation of K.S.A. 2018 Supp. 21-5706, and amendments thereto, in which the trier of fact makes a finding that the unlawful possession occurred while transporting the controlled substance or controlled substance analog in any vehicle upon a highway or street, the offender's driver's license or privilege to operate a motor vehicle on the streets and highways of this state shall be suspended for one year.

(2) Upon suspension of a license pursuant to this subsection, the court shall require

the person to surrender the license to the court, which shall transmit the license to the division of motor vehicles of the department of revenue, to be retained until the period of suspension expires. At that time, the licensee may apply to the division for return of the license. If the license has expired, the person may apply for a new license, which shall be issued promptly upon payment of the proper fee and satisfaction of other conditions established by law for obtaining a license unless another suspension or revocation of the person's privilege to operate a motor vehicle is in effect.

(3) (A) In lieu of suspending the driver's license or privilege to operate a motor vehicle on the highways of this state of any person as provided in paragraph (1), the judge of the court in which such person was convicted may enter an order ~~which~~ that places conditions on such person's privilege of operating a motor vehicle on the highways of this state, a certified copy of which such person shall be required to carry any time such person is operating a motor vehicle on the highways of this state. Any such order shall prescribe the duration of the conditions imposed, which in no event shall be for a period of more than one year.

(B) Upon entering an order restricting a person's license hereunder, the judge shall require such person to surrender such person's driver's license to the judge who shall cause it to be transmitted to the division of vehicles, together with a copy of the order. Upon receipt thereof, the division of vehicles shall issue without charge a driver's license, which shall indicate on its face that conditions have been imposed on such person's privilege of operating a motor vehicle and that a certified copy of the order imposing such conditions is required to be carried by the person for whom the license was issued any time such person is operating a motor vehicle on the highways of this state. If the person convicted is a nonresident, the judge shall cause a copy of the order to be transmitted to the division and the division shall forward a copy of it to the motor vehicle administrator of such person's state of residence. Such judge shall furnish to any person whose driver's license has had conditions imposed on it under this paragraph a copy of the order, which shall be recognized as a valid Kansas driver's license until such time as the division shall issue the restricted license provided for in this paragraph.

(C) Upon expiration of the period of time for which conditions are imposed pursuant to this subsection, the licensee may apply to the division for the return of the license previously surrendered by such licensee. In the event such license has expired, such person may apply to the division for a new license, which shall be issued immediately by the division upon payment of the proper fee and satisfaction of the other conditions established by law, unless such person's privilege to operate a motor vehicle on the highways of this state has been suspended or revoked prior thereto. If any person shall violate any of the conditions imposed under this paragraph, such person's driver's license or privilege to operate a motor vehicle on the highways of this state shall be revoked for a period of not less than 60 days nor more than one year by the judge of the court in which such person is convicted of violating such conditions.

(4) As used in this subsection, "highway" and "street" mean the same as in K.S.A. 8-1424 and 8-1473, and amendments thereto.

(p) In addition to any of the above, for any criminal offense that includes the domestic violence designation pursuant to K.S.A. 2018 Supp. 22-4616, and amendments thereto, the court shall require the defendant to: (1) Undergo a domestic violence offender assessment conducted by a certified batterer intervention program; and (2) follow all recommendations made by such program, unless otherwise ordered

by the court or the department of corrections. The court may order a domestic violence offender assessment and any other evaluation prior to sentencing if the assessment or evaluation would assist the court in determining an appropriate sentence. The entity completing the assessment or evaluation shall provide the assessment or evaluation and recommendations to the court and the court shall provide the domestic violence offender assessment to any entity responsible for supervising such defendant. A defendant ordered to undergo a domestic violence offender assessment shall be required to pay for the assessment and, unless otherwise ordered by the court or the department of corrections, for completion of all recommendations.

(q) In imposing a fine, the court may authorize the payment thereof in installments. In lieu of payment of any fine imposed, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in an amount equal to \$5 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed by the later of one year after the fine is imposed or one year after release from imprisonment or jail, or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance shall become due on that date. If conditional reduction of any fine is rescinded by the court for any reason, then pursuant to the court's order the person may be ordered to perform community service by one year after the date of such rescission or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date. All credits for community service shall be subject to review and approval by the court.

(r) In addition to any other penalty or disposition imposed by law, for any defendant sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, for crimes committed on or after July 1, 2006, the court shall order that the defendant be electronically monitored upon release from imprisonment for the duration of the defendant's natural life and that the defendant shall reimburse the state for all or part of the cost of such monitoring as determined by the prisoner review board.

(s) Whenever the court has released the defendant on probation pursuant to subsection (a)(3), the defendant's supervising court services officer, with the concurrence of the chief court services officer, may impose the violation sanctions as provided in K.S.A. 22-3716(c)(1)(B), and amendments thereto, without further order of the court, unless: ~~(1) The court has specifically withheld this authority in its sentencing order; or~~

~~(2) the defendant, after being apprised of the right to a revocation hearing before the court pursuant to K.S.A. 22-3716(b), and amendments thereto, refuses to waive such right.~~

(t) Whenever the court has assigned the defendant to a community correctional services program pursuant to subsection (a)(4), the defendant's community corrections officer, with the concurrence of the community corrections director, may impose the violation sanctions as provided in K.S.A. 22-3716(c)(1)(B), and amendments thereto, without further order of the court unless:

~~(1) The court has specifically withheld this authority in its sentencing order; or~~

(2)—the defendant, after being apprised of the right to a revocation hearing before the court pursuant to K.S.A. 22-3716(b), and amendments thereto, refuses to waive such right.

(u) In addition to any of the above, the court shall authorize an additional 18 days of confinement in a county jail to be reserved for sanctions as set forth in K.S.A. 22-3716(b)(3)(B), (b)(4) or (c)(1)(B), and amendments thereto.

Sec. 9. On and after July 1, 2019, K.S.A. 2018 Supp. 21-6824 is hereby amended to read as follows: 21-6824. (a) There is hereby established a nonprison sanction of certified drug abuse treatment programs for certain offenders who are sentenced on or after November 1, 2003. Placement of offenders in certified drug abuse treatment programs by the court shall be limited to placement of adult offenders, convicted of a felony violation of K.S.A. 2018 Supp. 21-5705 or 21-5706, and amendments thereto, whose offense is classified in grid blocks:

(1) 5-C, 5-D, 5-E, 5-F, 5-G, 5-H or 5-I of the sentencing guidelines grid for drug crimes and such offender has no felony conviction of K.S.A. 65-4142, 65-4159, 65-4161, 65-4163 or 65-4164, prior to their repeal, K.S.A. 2010 Supp. 21-36a03, 21-36a05 or 21-36a16, prior to their transfer, or K.S.A. 2018 Supp. 21-5703, 21-5705 or 21-5716, and amendments thereto, or any substantially similar offense from another jurisdiction; or

(2) 5-A, 5-B, 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes, such offender has no felony conviction of K.S.A. 65-4142, 65-4159, 65-4161, 65-4163 or 65-4164, prior to their repeal, K.S.A. 2010 Supp. 21-36a03, 21-36a05 or 21-36a16, prior to their transfer, or K.S.A. 2018 Supp. 21-5703, 21-5705 or 21-5716, and amendments thereto, or any substantially similar offense from another jurisdiction, if the person felonies in the offender's criminal history were severity level 8, 9 or 10 or nongrid offenses of the sentencing guidelines grid for nondrug crimes, and the court finds and sets forth with particularity the reasons for finding that the safety of the members of the public will not be jeopardized by such placement in a drug abuse treatment program.

(b) As a part of the presentence investigation pursuant to K.S.A. 2018 Supp. 21-6813, and amendments thereto, offenders who meet the requirements of subsection (a), unless otherwise specifically ordered by the court, shall be subject to:

(1) A drug abuse assessment which shall include a clinical interview with a mental health professional and a recommendation concerning drug abuse treatment for the offender; and

(2) a criminal risk-need assessment. The criminal risk-need assessment shall assign a high or low risk status to the offender.

(c) If the offender is assigned a high risk status as determined by the drug abuse assessment performed pursuant to subsection (b)(1) and a moderate or high risk status as determined by the criminal risk-need assessment performed pursuant to subsection (b)(2), the sentencing court shall commit the offender to treatment in a drug abuse treatment program until the court determines the offender is suitable for discharge by the court. The term of treatment shall not exceed 18 months. The court may extend the term of probation, pursuant to K.S.A. 2018 Supp. 21-6608(c)(3), and amendments thereto. The term of treatment may not exceed the term of probation.

(d) (1) Offenders who are committed to a drug abuse treatment program pursuant to subsection (c) shall be supervised by community correctional services.

(2) Offenders who are not committed to a drug abuse treatment program pursuant to subsection (c) shall be supervised by community correctional services or court services based on the result of the criminal risk assessment.

(e) Placement of offenders under subsection (a)(2) shall be subject to the departure sentencing statutes of the revised Kansas sentencing guidelines act.

(f) (1) Offenders in drug abuse treatment programs shall be discharged from such program if the offender:

(A) Is convicted of a new felony; or

(B) has a pattern of intentional conduct that demonstrates the offender's refusal to comply with or participate in the treatment program, as established by judicial finding.

(2) Offenders who are discharged from such program shall be subject to the revocation provisions of K.S.A. 2018 Supp. 21-6604(n), and amendments thereto.

(g) As used in this section, "mental health professional" includes licensed social workers, persons licensed to practice medicine and surgery, licensed psychologists, licensed professional counselors or registered alcohol and other drug abuse counselors licensed or certified as addiction counselors who have been certified by the secretary of corrections to treat offenders pursuant to K.S.A. 2018 Supp. 75-52,144, and amendments thereto.

(h) (1) Offenders who meet the requirements of subsection (a) shall not be subject to the provisions of this section and shall be sentenced as otherwise provided by law, if such offenders:

(A) Are residents of another state and are returning to such state pursuant to the interstate corrections compact or the interstate compact for adult offender supervision; or

(B) are not lawfully present in the United States and being detained for deportation; or

(C) do not meet the risk assessment levels provided in subsection (c).

(2) Such sentence shall not be considered a departure and shall not be subject to appeal.

(i) The court may order an offender who otherwise does not meet the requirements of subsection (c) to undergo one additional drug abuse assessment while such offender is on probation. Such offender may be ordered to undergo drug abuse treatment pursuant to subsection (a) if such offender is determined to meet the requirements of subsection (c). The cost of such assessment shall be paid by such offender.

Sec. 10. On and after July 1, 2019, K.S.A. 2018 Supp. 22-3716 is hereby amended to read as follows: 22-3716. (a) At any time during probation, assignment to a community correctional services program, suspension of sentence or pursuant to subsection (e) for defendants who committed a crime prior to July 1, 1993, and at any time ~~during which~~ when a defendant is serving a nonprison sanction for a crime committed on or after July 1, 1993, or pursuant to subsection (e), the court may issue a warrant for the arrest of a defendant for violation of any of the conditions of release or assignment, a notice to appear to answer to a charge of violation or a violation of the defendant's nonprison sanction. The notice shall be personally served upon the defendant. The warrant shall authorize all officers named in the warrant to return the defendant to the custody of the court or to any certified detention facility designated by the court. Any court services officer or community correctional services officer may arrest the defendant without a warrant or may deputize any other officer with power of

arrest to do so by giving the officer a written or verbal statement setting forth that the defendant has, in the judgment of the court services officer or community correctional services officer, violated the conditions of the defendant's release or a nonprison sanction. A written statement delivered to the official in charge of a county jail or other place of detention shall be sufficient warrant for the detention of the defendant. After making an arrest, the court services officer or community correctional services officer shall present to the detaining authorities a similar statement of the circumstances of violation. Provisions regarding release on bail of persons charged with a crime shall be applicable to defendants arrested under these provisions.

(b) (1) Upon arrest and detention pursuant to subsection (a), the court services officer or community correctional services officer shall immediately notify the court and shall submit in writing a report showing in what manner the defendant has violated the conditions of release or assignment or a nonprison sanction.

(2) Unless the defendant, after being apprised of the right to a hearing by the supervising court services or community correctional services officer, waives such hearing, the court shall cause the defendant to be brought before it without unnecessary delay for a hearing on the violation charged. The hearing shall be in open court and the state shall have the burden of establishing the violation. The defendant shall have the right to be represented by counsel and shall be informed by the judge that, if the defendant is financially unable to obtain counsel, an attorney will be appointed to represent the defendant. The defendant shall have the right to present the testimony of witnesses and other evidence on the defendant's behalf. Relevant written statements made under oath may be admitted and considered by the court along with other evidence presented at the hearing.

(3) (A) Except as otherwise provided, if the original crime of conviction was a felony, other than a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, and a violation is established, the court may impose the violation sanctions as provided in subsection (c)(1).

(B) Except as otherwise provided, if the original crime of conviction was a misdemeanor or a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, and a violation is established, the court may:

(i) Continue or modify the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and impose confinement in a county jail not to exceed 60 days. If an offender is serving multiple probation terms concurrently, any confinement periods imposed shall be imposed concurrently;

(ii) impose an intermediate sanction of confinement in a county jail, to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed pursuant to this subparagraph and ~~subsections subsection (b)(4)(A) and (b)(4)(B)~~ shall not exceed 18 total days during the term of supervision, except as provided in subsection (h); or

(iii) revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and require the defendant to serve the sentence imposed, or any lesser sentence, and, if imposition of sentence was suspended, may impose any sentence ~~which that~~ might originally have been imposed.

(4) Except as otherwise provided, if the defendant waives the right to a hearing ~~and the sentencing court has not specifically withheld the authority from court services or~~

~~community correctional services to impose sanctions~~, the following sanctions may be imposed without further order of the court:

(A) If the defendant was on probation at the time of the violation, the defendant's supervising court services officer, with the concurrence of the chief court services officer, may impose an intermediate sanction of confinement in a county jail, to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed pursuant to this subparagraph and subsections (b)(4)(B) and (c)(1)(B) shall not exceed 18 total days during the term of supervision, except as provided in subsection (h); and

(B) if the defendant was assigned to a community correctional services program at the time of the violation, the defendant's community corrections officer, with the concurrence of the community corrections director, may impose an intermediate sanction of confinement in a county jail, to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed pursuant to this subparagraph and subsections (b)(4)(A) and (c)(1)(B) shall not exceed 18 total days during the term of supervision, except as provided in subsection (h).

(c) (1) Except as otherwise provided, if the original crime of conviction was a felony, other than a felony specified in K.S.A. 2018 Supp. 21-6804(i), and amendments thereto, and a violation is established, the court may impose the following sanctions:

(A) Continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction;

(B) continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and an intermediate sanction of confinement in a county jail to be imposed as a two-day or three-day consecutive period. The total of all such sanctions imposed pursuant to this subparagraph and ~~subsections~~ subsection (b)(4)(A) and (b)(4)(B) shall not exceed 18 total days during the term of supervision, except as provided in subsection (h); or

~~(C) if the violator already had at least one intermediate sanction imposed pursuant to subsection (b)(4)(A), (b)(4)(B) or (c)(1)(B) related to the crime for which the original supervision was imposed, continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and remanding the defendant to the custody of the secretary of corrections for a period of 120 days, subject to a reduction of up to 60 days in the discretion of the secretary. This sanction shall not be imposed more than once during the term of supervision. The sanction imposed pursuant to this subparagraph shall begin upon pronouncement by the court and shall not be served by prior confinement credit, except as provided in subsection (c)(7);~~

~~(D) if the violator already had a sanction imposed pursuant to subsection (b)(4)(A), (b)(4)(B), (c)(1)(B) or (c)(1)(C) related to the crime for which the original supervision was imposed, continuation or modification of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction and remanding the defendant to the custody of the secretary of corrections for a period of 180 days, subject to a reduction of up to 90 days in the discretion of the secretary. This sanction shall not be imposed more than once during the term of supervision. The sanction imposed pursuant to this subparagraph shall begin~~

upon pronouncement by the court and shall not be served by prior confinement credit, except as provided in subsection (e)(7); or

(E) if the violator already had a sanction imposed pursuant to subsection ~~(e)(1)(C)~~ or ~~(e)(1)(D)~~ (c)(1)(B) related to the crime for which the original supervision was imposed, revocation of the probation, assignment to a community corrections services program, suspension of sentence or nonprison sanction and requiring such violator to serve the sentence imposed, or any lesser sentence and, if imposition of sentence was suspended, imposition of any sentence ~~which that~~ might originally have been imposed.

(2) Except as otherwise provided in subsections (c)(3), ~~(e)(8)~~ and ~~(c)(9)(7)~~, no offender for whom a violation of conditions of release or assignment or a nonprison sanction has been established as provided in this section shall be required to serve any time for the sentence imposed or which might originally have been imposed in a state facility in the custody of the secretary of corrections for such violation, unless such person has already had at least one prior assignment to a community correctional services program related to the crime for which the original sentence was imposed.

(3) The provisions of subsection (c)(2) shall not apply to adult felony offenders as described in K.S.A. 75-5291(a)(3), and amendments thereto.

(4) The court may require an offender for whom a violation of conditions of release or assignment or a nonprison sanction has been established as provided in this section to serve any time for the sentence imposed or which might originally have been imposed in a state facility in the custody of the secretary of corrections without a prior assignment to a community correctional services program if the court finds and sets forth with particularity the reasons for finding that the safety of the members of the public will be jeopardized or that the welfare of the inmate will not be served by such assignment to a community correctional services program.

(5) When a new felony is committed while the offender is on probation or assignment to a community correctional services program, the new sentence shall be imposed consecutively pursuant to the provisions of K.S.A. 2018 Supp. 21-6606, and amendments thereto, and the court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. In this event, imposition of a prison sentence for the new crime does not constitute a departure.

~~(6) Except as provided in subsection (f), upon completion of a violation sanction imposed pursuant to subsection (e)(1)(C) or (e)(1)(D) such offender shall return to community correctional services supervision. The sheriff shall not be responsible for the return of the offender to the county where the community correctional services supervision is assigned.~~

~~(7) A violation sanction imposed pursuant to subsection (c)(1)(B), (e)(1)(C) or (e)(1)(D) shall not be longer than the amount of time remaining on the offender's underlying prison sentence.~~

~~(8) (A) If the offender commits a new felony or misdemeanor while the offender is on probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction, the court may revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction of an offender pursuant to subsection (e)(1)(E) without having previously imposed a sanction pursuant to subsection (c)(1)(B), (e)(1)(C) or (e)(1)(D).~~

~~(B) If the offender absconds from supervision while the offender is on probation,~~

~~assignment to a community correctional services program, suspension of sentence or nonprison sanction, the court may: (i) Revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction of an offender pursuant to subsection (c)(1)(E) without having previously imposed a sanction pursuant to subsection (c)(1)(B), (c)(1)(C) or (c)(1)(D); or~~

~~(ii) sanction the offender under subsection (e)(1)(A), (c)(1)(C) or (c)(1)(D) without imposing a sanction under (c)(1)(B).~~

~~(9)(7) The court may revoke the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction of an offender pursuant to subsection (c)(1)(E) without having previously imposed a sanction pursuant to subsection (c)(1)(B), (c)(1)(C) or (c)(1)(D) if:~~

~~(A) The court finds and sets forth with particularity the reasons for finding that the safety of members of the public will be jeopardized or that the welfare of the offender will not be served by such sanction; or~~

~~(B) the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction was originally granted as the result of a dispositional departure granted by the sentencing court pursuant to K.S.A. 2018 Supp. 21-6815, and amendments thereto;~~

~~(C) the offender commits a new felony or misdemeanor while the offender is on probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction; or~~

~~(D) the offender absconds from supervision while the offender is on probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction.~~

~~(10)(8) If an offender is serving multiple probation terms concurrently, any violation sanctions imposed pursuant to subsection (c)(1)(B), (c)(1)(C) or (c)(1)(D), or any sanction imposed pursuant to subsection (c)(1)(9), shall be imposed concurrently.~~

~~(11)(9) If the original crime of conviction was a felony, except for violations of K.S.A. 8-1567 or 8-2,144, and amendments thereto, and the court makes a finding that the offender has committed one or more violations of the release conditions of the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction, the court may impose confinement in a county jail not to exceed 60 days upon each such finding. Such confinement is separate and distinct from the violation sanctions provided in subsection (c)(1)(B), (c)(1)(C), (c)(1)(D) and (c)(1)(E) and shall not be imposed at the same time as any such violation sanction.~~

~~(12)(10) The violation sanctions provided in this subsection shall apply to any violation of conditions of release or assignment or a nonprison sanction occurring on and after July 1, 2013, regardless of when the offender was sentenced for the original crime or committed the original crime for which sentenced.~~

~~(d) A defendant who is on probation, assigned to a community correctional services program, under suspension of sentence or serving a nonprison sanction and for whose return a warrant has been issued by the court shall be considered a fugitive from justice if it is found that the warrant cannot be served. If it appears that the defendant has violated the provisions of the defendant's release or assignment or a nonprison sanction, the court shall determine whether the time from the issuing of the warrant to the date of the defendant's arrest, or any part of it, shall be counted as time served on probation, assignment to a community correctional services program, suspended sentence or~~

pursuant to a nonprison sanction.

(e) The court shall have 30 days following the date probation, assignment to a community correctional service program, suspension of sentence or a nonprison sanction was to end to issue a warrant for the arrest or notice to appear for the defendant to answer a charge of a violation of the conditions of probation, assignment to a community correctional service program, suspension of sentence or a nonprison sanction.

(f) For crimes committed on and after July 1, 2013, a felony offender whose nonprison sanction is revoked pursuant to subsection (c) or whose underlying prison term expires while serving a sanction pursuant to subsection (c)(1)~~(C) or (e)(1)(D)~~ shall serve a period of postrelease supervision upon the completion of the prison portion of the underlying sentence.

(g) Offenders who have been sentenced pursuant to K.S.A. 2018 Supp. 21-6824, and amendments thereto, and who subsequently violate a condition of the drug and alcohol abuse treatment program shall be subject to an additional nonprison sanction for any such subsequent violation. Such nonprison sanctions shall include, but not be limited to, up to 60 days in a county jail, fines, community service, intensified treatment, house arrest and electronic monitoring.

(h) If the court continues or modifies the probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction, pursuant to subsection (b) or (c), the court shall authorize an additional 18 days of sanction time in a county jail to be reserved for sanctions as set forth in subsection (b)(3), (b)(4) or (c)(1).

Sec. 11. On and after July 1, 2019, K.S.A. 2018 Supp. 22-3717 is hereby amended to read as follows: 22-3717. (a) Except as otherwise provided by this section; K.S.A. 1993 Supp. 21-4628, prior to its repeal; K.S.A. 21-4624, 21-4635 through 21-4638 and 21-4642, prior to their repeal; K.S.A. 2018 Supp. 21-6617, 21-6620, 21-6623, 21-6624, 21-6625 and 21-6626, and amendments thereto; and K.S.A. 8-1567, and amendments thereto; an inmate, including an inmate sentenced pursuant to K.S.A. 21-4618, prior to its repeal, or K.S.A. 2018 Supp. 21-6707, and amendments thereto, shall be eligible for parole after serving the entire minimum sentence imposed by the court, less good time credits.

(b) (1) An inmate sentenced to imprisonment for life without the possibility of parole pursuant to K.S.A. 2018 Supp. 21-6617, and amendments thereto, shall not be eligible for parole.

(2) Except as provided by K.S.A. 21-4635 through 21-4638, prior to their repeal, and K.S.A. 2018 Supp. 21-6620, 21-6623, 21-6624 and 21-6625, and amendments thereto, an inmate sentenced to imprisonment for the crime of: (A) Capital murder committed on or after July 1, 1994, shall be eligible for parole after serving 25 years of confinement, without deduction of any good time credits; (B) murder in the first degree based upon a finding of premeditated murder committed on or after July 1, 1994, but prior to July 1, 2014, shall be eligible for parole after serving 25 years of confinement, without deduction of any good time credits; and (C) murder in the first degree as described in K.S.A. 2018 Supp. 21-5402(a)(2), and amendments thereto, committed on or after July 1, 2014, shall be eligible for parole after serving 25 years of confinement, without deduction of any good time credits.

(3) Except as provided by subsections (b)(1), (b)(2) and (b)(5), K.S.A. 1993 Supp.

21-4628, prior to its repeal, K.S.A. 21-4635 through 21-4638, prior to their repeal, and K.S.A. 2018 Supp. 21-6620, 21-6623, 21-6624 and 21-6625, and amendments thereto, an inmate sentenced to imprisonment for an off-grid offense committed on or after July 1, 1993, but prior to July 1, 1999, shall be eligible for parole after serving 15 years of confinement, without deduction of any good time credits and an inmate sentenced to imprisonment for an off-grid offense committed on or after July 1, 1999, shall be eligible for parole after serving 20 years of confinement without deduction of any good time credits.

(4) Except as provided by K.S.A. 1993 Supp. 21-4628, prior to its repeal, an inmate sentenced for a class A felony committed before July 1, 1993, including an inmate sentenced pursuant to K.S.A. 21-4618, prior to its repeal, or K.S.A. 2018 Supp. 21-6707, and amendments thereto, shall be eligible for parole after serving 15 years of confinement, without deduction of any good time credits.

(5) An inmate sentenced to imprisonment for a violation of K.S.A. 21-3402(a), prior to its repeal, committed on or after July 1, 1996, but prior to July 1, 1999, shall be eligible for parole after serving 10 years of confinement without deduction of any good time credits.

(6) An inmate sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, committed on or after July 1, 2006, shall be eligible for parole after serving the mandatory term of imprisonment without deduction of any good time credits.

(c) (1) Except as provided in subsection (e), if an inmate is sentenced to imprisonment for more than one crime and the sentences run consecutively, the inmate shall be eligible for parole after serving the total of:

(A) The aggregate minimum sentences, as determined pursuant to K.S.A. 21-4608, prior to its repeal, or K.S.A. 2018 Supp. 21-6606, and amendments thereto, less good time credits for those crimes which are not class A felonies; and

(B) an additional 15 years, without deduction of good time credits, for each crime which is a class A felony.

(2) If an inmate is sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, for crimes committed on or after July 1, 2006, the inmate shall be eligible for parole after serving the mandatory term of imprisonment.

(d) (1) Persons sentenced for crimes, other than off-grid crimes, committed on or after July 1, 1993, or persons subject to subparagraph (G), will not be eligible for parole, but will be released to a mandatory period of postrelease supervision upon completion of the prison portion of their sentence as follows:

(A) Except as provided in subparagraphs (D) and (E), persons sentenced for nondrug severity levels 1 through 4 crimes, drug severity levels 1 and 2 crimes committed on or after July 1, 1993, but prior to July 1, 2012, and drug severity levels 1, 2 and 3 crimes committed on or after July 1, 2012, must serve 36 months on postrelease supervision.

(B) Except as provided in subparagraphs (D) and (E), persons sentenced for nondrug severity levels 5 and 6 crimes, drug severity level 3 crimes committed on or after July 1, 1993, but prior to July 1, 2012, and drug severity level 4 crimes committed on or after July 1, 2012, must serve 24 months on postrelease supervision.

(C) Except as provided in subparagraphs (D) and (E), persons sentenced for

nondrug severity levels 7 through 10 crimes, drug severity level 4 crimes committed on or after July 1, 1993, but prior to July 1, 2012, and drug severity level 5 crimes committed on or after July 1, 2012, must serve 12 months on postrelease supervision.

(D) Persons sentenced to a term of imprisonment that includes a sentence for a sexually violent crime as defined in K.S.A. 22-3717, and amendments thereto, committed on or after July 1, 1993, but prior to July 1, 2006, a sexually motivated crime in which the offender has been ordered to register pursuant to K.S.A. 22-3717(d)(1)(D) (vii), and amendments thereto, electronic solicitation, K.S.A. 21-3523, prior to its repeal, or K.S.A. 2018 Supp. 21-5509, and amendments thereto, or unlawful sexual relations, K.S.A. 21-3520, prior to its repeal, or K.S.A. 2018 Supp. 21-5512, and amendments thereto, shall serve the period of postrelease supervision as provided in subsections (d)(1)(A), (d)(1)(B) or (d)(1)(C), plus the amount of good time and program credit earned and retained pursuant to K.S.A. 21-4722, prior to its repeal, or K.S.A. 2018 Supp. 21-6821, and amendments thereto, on postrelease supervision.

(i) If the sentencing judge finds substantial and compelling reasons to impose a departure based upon a finding that the current crime of conviction was sexually motivated, departure may be imposed to extend the postrelease supervision to a period of up to 60 months.

(ii) If the sentencing judge departs from the presumptive postrelease supervision period, the judge shall state on the record at the time of sentencing the substantial and compelling reasons for the departure. Departures in this section are subject to appeal pursuant to K.S.A. 21-4721, prior to its repeal, or K.S.A. 2018 Supp. 21-6820, and amendments thereto.

(iii) In determining whether substantial and compelling reasons exist, the court shall consider:

- (a) Written briefs or oral arguments submitted by either the defendant or the state;
- (b) any evidence received during the proceeding;
- (c) the presentence report, the victim's impact statement and any psychological evaluation as ordered by the court pursuant to K.S.A. 21-4714(e), prior to its repeal, or K.S.A. 2018 Supp. 21-6813(e), and amendments thereto; and
- (d) any other evidence the court finds trustworthy and reliable.

(iv) The sentencing judge may order that a psychological evaluation be prepared and the recommended programming be completed by the offender. The department of corrections or the prisoner review board shall ensure that court ordered sex offender treatment be carried out.

(v) In carrying out the provisions of subsection (d)(1)(D), the court shall refer to K.S.A. 21-4718, prior to its repeal, or K.S.A. 2018 Supp. 21-6817, and amendments thereto.

(vi) Upon petition and payment of any restitution ordered pursuant to K.S.A. 2018 Supp. 21-6604, and amendments thereto, the prisoner review board may provide for early discharge from the postrelease supervision period imposed pursuant to subsection (d)(1)(D)(i) upon completion of court ordered programs and completion of the presumptive postrelease supervision period, as determined by the crime of conviction, pursuant to subsection (d)(1)(A), (d)(1)(B) or (d)(1)(C). Early discharge from postrelease supervision is at the discretion of the board.

(vii) Persons convicted of crimes deemed sexually violent or sexually motivated shall be registered according to the offender registration act, K.S.A. 22-4901 through

22-4910, and amendments thereto.

(viii) Persons convicted of K.S.A. 21-3510 or 21-3511, prior to their repeal, or K.S.A. 2018 Supp. 21-5508, and amendments thereto, shall be required to participate in a treatment program for sex offenders during the postrelease supervision period.

(E) The period of postrelease supervision provided in subparagraphs (A) and (B) may be reduced by up to 12 months and the period of postrelease supervision provided in subparagraph (C) may be reduced by up to six months based on the offender's compliance with conditions of supervision and overall performance while on postrelease supervision. The reduction in the supervision period shall be on an earned basis pursuant to rules and regulations adopted by the secretary of corrections.

(F) In cases where sentences for crimes from more than one severity level have been imposed, the offender shall serve the longest period of postrelease supervision as provided by this section available for any crime upon which sentence was imposed irrespective of the severity level of the crime. Supervision periods will not aggregate.

(G) (i) Except as provided in subsection (u), persons sentenced to imprisonment for a sexually violent crime committed on or after July 1, 2006, when the offender was 18 years of age or older, and who are released from prison, shall be released to a mandatory period of postrelease supervision for the duration of the person's natural life.

(ii) Persons sentenced to imprisonment for a sexually violent crime committed on or after the effective date of this act, when the offender was under 18 years of age, and who are released from prison, shall be released to a mandatory period of postrelease supervision for 60 months, plus the amount of good time and program credit earned and retained pursuant to K.S.A. 21-4722, prior to its repeal, or K.S.A. 2018 Supp. 21-6821, and amendments thereto.

(2) Persons serving a period of postrelease supervision pursuant to subsections (d) (1)(A), (d)(1)(B) or (d)(1)(C) may petition the prisoner review board for early discharge. Upon payment of restitution, the prisoner review board may provide for early discharge.

(3) Persons serving a period of incarceration for a supervision violation shall not have the period of postrelease supervision modified until such person is released and returned to postrelease supervision.

(4) Offenders whose crime of conviction was committed on or after July 1, 2013, and whose probation, assignment to a community correctional services program, suspension of sentence or nonprison sanction is revoked pursuant to K.S.A. 22-3716(c), and amendments thereto, or whose underlying prison term expires while serving a sanction pursuant to K.S.A. 22-3716(c)(1)(C) or (e)(1)(D), and amendments thereto, shall serve a period of postrelease supervision upon the completion of the underlying prison term.

(5) As used in this subsection, "sexually violent crime" means:

(A) Rape, K.S.A. 21-3502, prior to its repeal, or K.S.A. 2018 Supp. 21-5503, and amendments thereto;

(B) indecent liberties with a child, K.S.A. 21-3503, prior to its repeal, or K.S.A. 2018 Supp. 21-5506(a), and amendments thereto;

(C) aggravated indecent liberties with a child, K.S.A. 21-3504, prior to its repeal, or K.S.A. 2018 Supp. 21-5506(b), and amendments thereto;

(D) criminal sodomy, K.S.A. 21-3505(a)(2) and (a)(3), prior to its repeal, or K.S.A. 2018 Supp. 21-5504(a)(3) and (a)(4), and amendments thereto;

(E) aggravated criminal sodomy, K.S.A. 21-3506, prior to its repeal, or K.S.A. 2018 Supp. 21-5504(b), and amendments thereto;

(F) indecent solicitation of a child, K.S.A. 21-3510, prior to its repeal, or K.S.A. 2018 Supp. 21-5508(a), and amendments thereto;

(G) aggravated indecent solicitation of a child, K.S.A. 21-3511, prior to its repeal, or K.S.A. 2018 Supp. 21-5508(b), and amendments thereto;

(H) sexual exploitation of a child, K.S.A. 21-3516, prior to its repeal, or K.S.A. 2018 Supp. 21-5510, and amendments thereto;

(I) aggravated sexual battery, K.S.A. 21-3518, prior to its repeal, or K.S.A. 2018 Supp. 21-5505(b), and amendments thereto;

(J) aggravated incest, K.S.A. 21-3603, prior to its repeal, or K.S.A. 2018 Supp. 21-5604(b), and amendments thereto;

(K) aggravated human trafficking, as defined in K.S.A. 21-3447, prior to its repeal, or K.S.A. 2018 Supp. 21-5426(b), and amendments thereto, if committed in whole or in part for the purpose of the sexual gratification of the defendant or another;

(L) internet trading in child pornography, as defined in K.S.A. 2018 Supp. 21-5514(a), and amendments thereto;

(M) aggravated internet trading in child pornography, as defined in K.S.A. 2018 Supp. 21-5514(b), and amendments thereto;

(N) commercial sexual exploitation of a child, as defined in K.S.A. 2018 Supp. 21-6422, and amendments thereto; or

(O) an attempt, conspiracy or criminal solicitation, as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2018 Supp. 21-5301, 21-5302 or 21-5303, and amendments thereto, of a sexually violent crime as defined in this section.

(6) As used in this subsection, "sexually motivated" means that one of the purposes for which the defendant committed the crime was for the purpose of the defendant's sexual gratification.

(e) If an inmate is sentenced to imprisonment for a crime committed while on parole or conditional release, the inmate shall be eligible for parole as provided by subsection (c), except that the prisoner review board may postpone the inmate's parole eligibility date by assessing a penalty not exceeding the period of time which could have been assessed if the inmate's parole or conditional release had been violated for reasons other than conviction of a crime.

(f) If a person is sentenced to prison for a crime committed on or after July 1, 1993, while on probation, parole, conditional release or in a community corrections program, for a crime committed prior to July 1, 1993, and the person is not eligible for retroactive application of the sentencing guidelines and amendments thereto pursuant to K.S.A. 21-4724, prior to its repeal, the new sentence shall not be aggregated with the old sentence, but shall begin when the person is paroled or reaches the conditional release date on the old sentence. If the offender was past the offender's conditional release date at the time the new offense was committed, the new sentence shall not be aggregated with the old sentence but shall begin when the person is ordered released by the prisoner review board or reaches the maximum sentence expiration date on the old sentence, whichever is earlier. The new sentence shall then be served as otherwise provided by law. The period of postrelease supervision shall be based on the new sentence, except that those offenders whose old sentence is a term of imprisonment for life, imposed pursuant to K.S.A. 1993 Supp. 21-4628, prior to its repeal, or an indeterminate sentence with a

maximum term of life imprisonment, for which there is no conditional release or maximum sentence expiration date, shall remain on postrelease supervision for life or until discharged from supervision by the prisoner review board.

(g) Subject to the provisions of this section, the prisoner review board may release on parole those persons confined in institutions who are eligible for parole when: (1) The board believes that the inmate should be released for hospitalization, deportation or to answer the warrant or other process of a court and is of the opinion that there is reasonable probability that the inmate can be released without detriment to the community or to the inmate; or (2) the secretary of corrections has reported to the board in writing that the inmate has satisfactorily completed the programs required by any agreement entered under K.S.A. 75-5210a, and amendments thereto, or any revision of such agreement, and the board believes that the inmate is able and willing to fulfill the obligations of a law abiding citizen and is of the opinion that there is reasonable probability that the inmate can be released without detriment to the community or to the inmate. Parole shall not be granted as an award of clemency and shall not be considered a reduction of sentence or a pardon.

(h) The prisoner review board shall hold a parole hearing at least the month prior to the month an inmate will be eligible for parole under subsections (a), (b) and (c). At least one month preceding the parole hearing, the county or district attorney of the county where the inmate was convicted shall give written notice of the time and place of the public comment sessions for the inmate to any victim of the inmate's crime who is alive and whose address is known to the county or district attorney or, if the victim is deceased, to the victim's family if the family's address is known to the county or district attorney. Except as otherwise provided, failure to notify pursuant to this section shall not be a reason to postpone a parole hearing. In the case of any inmate convicted of an off-grid felony or a class A felony, the secretary of corrections shall give written notice of the time and place of the public comment session for such inmate at least one month preceding the public comment session to any victim of such inmate's crime or the victim's family pursuant to K.S.A. 74-7338, and amendments thereto. If notification is not given to such victim or such victim's family in the case of any inmate convicted of an off-grid felony or a class A felony, the board shall postpone a decision on parole of the inmate to a time at least 30 days after notification is given as provided in this section. Nothing in this section shall create a cause of action against the state or an employee of the state acting within the scope of the employee's employment as a result of the failure to notify pursuant to this section. If granted parole, the inmate may be released on parole on the date specified by the board, but not earlier than the date the inmate is eligible for parole under subsections (a), (b) and (c). At each parole hearing and, if parole is not granted, at such intervals thereafter as it determines appropriate, the board shall consider: (1) Whether the inmate has satisfactorily completed the programs required by any agreement entered under K.S.A. 75-5210a, and amendments thereto, or any revision of such agreement; and (2) all pertinent information regarding such inmate, including, but not limited to, the circumstances of the offense of the inmate; the presentence report; the previous social history and criminal record of the inmate; the conduct, employment, and attitude of the inmate in prison; the reports of such physical and mental examinations as have been made, including, but not limited to, risk factors revealed by any risk assessment of the inmate; comments of the victim and the victim's family including in person comments, contemporaneous comments and prerecorded

comments made by any technological means; comments of the public; official comments; any recommendation by the staff of the facility where the inmate is incarcerated; proportionality of the time the inmate has served to the sentence a person would receive under the Kansas sentencing guidelines for the conduct that resulted in the inmate's incarceration; and capacity of state correctional institutions.

(i) In those cases involving inmates sentenced for a crime committed after July 1, 1993, the prisoner review board will review the inmate's proposed release plan. The board may schedule a hearing if they desire. The board may impose any condition they deem necessary to insure public safety, aid in the reintegration of the inmate into the community, or items not completed under the agreement entered into under K.S.A. 75-5210a, and amendments thereto. The board may not advance or delay an inmate's release date. Every inmate while on postrelease supervision shall remain in the legal custody of the secretary of corrections and is subject to the orders of the secretary.

(j) (1) Before ordering the parole of any inmate, the prisoner review board shall have the inmate appear either in person or via a video conferencing format and shall interview the inmate unless impractical because of the inmate's physical or mental condition or absence from the institution. Every inmate while on parole shall remain in the legal custody of the secretary of corrections and is subject to the orders of the secretary. Whenever the board formally considers placing an inmate on parole and no agreement has been entered into with the inmate under K.S.A. 75-5210a, and amendments thereto, the board shall notify the inmate in writing of the reasons for not granting parole. If an agreement has been entered under K.S.A. 75-5210a, and amendments thereto, and the inmate has not satisfactorily completed the programs specified in the agreement, or any revision of such agreement, the board shall notify the inmate in writing of the specific programs the inmate must satisfactorily complete before parole will be granted. If parole is not granted only because of a failure to satisfactorily complete such programs, the board shall grant parole upon the secretary's certification that the inmate has successfully completed such programs. If an agreement has been entered under K.S.A. 75-5210a, and amendments thereto, and the secretary of corrections has reported to the board in writing that the inmate has satisfactorily completed the programs required by such agreement, or any revision thereof, the board shall not require further program participation. However, if the board determines that other pertinent information regarding the inmate warrants the inmate's not being released on parole, the board shall state in writing the reasons for not granting the parole. If parole is denied for an inmate sentenced for a crime other than a class A or class B felony or an off-grid felony, the board shall hold another parole hearing for the inmate not later than one year after the denial unless the board finds that it is not reasonable to expect that parole would be granted at a hearing if held in the next three years or during the interim period of a deferral. In such case, the board may defer subsequent parole hearings for up to three years but any such deferral by the board shall require the board to state the basis for its findings. If parole is denied for an inmate sentenced for a class A or class B felony or an off-grid felony, the board shall hold another parole hearing for the inmate not later than three years after the denial unless the board finds that it is not reasonable to expect that parole would be granted at a hearing if held in the next 10 years or during the interim period of a deferral. In such case, the board may defer subsequent parole hearings for up to 10 years, but any such deferral shall require the board to state the basis for its findings.

(2) Inmates sentenced for a class A or class B felony who have not had a board hearing in the five years prior to July 1, 2010, shall have such inmates' cases reviewed by the board on or before July 1, 2012. Such review shall begin with the inmates with the oldest deferral date and progress to the most recent. Such review shall be done utilizing existing resources unless the board determines that such resources are insufficient. If the board determines that such resources are insufficient, then the provisions of this paragraph are subject to appropriations therefor.

(k) (1) Parolees and persons on postrelease supervision shall be assigned, upon release, to the appropriate level of supervision pursuant to the criteria established by the secretary of corrections.

(2) Parolees and persons on postrelease supervision are, and shall agree in writing to be, subject to searches of the person and the person's effects, vehicle, residence and property by a parole officer or a department of corrections enforcement, apprehension and investigation officer, at any time of the day or night, with or without a search warrant and with or without cause. Nothing in this subsection shall be construed to authorize such officers to conduct arbitrary or capricious searches or searches for the sole purpose of harassment.

(3) Parolees and persons on postrelease supervision are, and shall agree in writing to be, subject to searches of the person and the person's effects, vehicle, residence and property by any law enforcement officer based on reasonable suspicion of the person violating conditions of parole or postrelease supervision or reasonable suspicion of criminal activity. Any law enforcement officer who conducts such a search shall submit a written report to the appropriate parole officer no later than the close of the next business day after such search. The written report shall include the facts leading to such search, the scope of such search and any findings resulting from such search.

(l) The prisoner review board shall promulgate rules and regulations in accordance with K.S.A. 77-415 et seq., and amendments thereto, not inconsistent with the law and as it may deem proper or necessary, with respect to the conduct of parole hearings, postrelease supervision reviews, revocation hearings, orders of restitution, reimbursement of expenditures by the state board of indigents' defense services and other conditions to be imposed upon parolees or releasees. Whenever an order for parole or postrelease supervision is issued it shall recite the conditions thereof.

(m) Whenever the prisoner review board orders the parole of an inmate or establishes conditions for an inmate placed on postrelease supervision, the board:

(1) Unless it finds compelling circumstances ~~which~~ that would render a plan of payment unworkable, shall order as a condition of parole or postrelease supervision that the parolee or the person on postrelease supervision pay any transportation expenses resulting from returning the parolee or the person on postrelease supervision to this state to answer criminal charges or a warrant for a violation of a condition of probation, assignment to a community correctional services program, parole, conditional release or postrelease supervision;

(2) to the extent practicable, shall order as a condition of parole or postrelease supervision that the parolee or the person on postrelease supervision make progress towards or successfully complete the equivalent of a secondary education if the inmate has not previously completed such educational equivalent and is capable of doing so;

(3) may order that the parolee or person on postrelease supervision perform community or public service work for local governmental agencies, private corporations

organized not-for-profit or charitable or social service organizations performing services for the community;

(4) may order the parolee or person on postrelease supervision to pay the administrative fee imposed pursuant to K.S.A. 22-4529, and amendments thereto, unless the board finds compelling circumstances ~~which that~~ would render payment unworkable;

(5) unless it finds compelling circumstances ~~which that~~ would render a plan of payment unworkable, shall order that the parolee or person on postrelease supervision reimburse the state for all or part of the expenditures by the state board of indigents' defense services to provide counsel and other defense services to the person. In determining the amount and method of payment of such sum, the prisoner review board shall take account of the financial resources of the person and the nature of the burden that the payment of such sum will impose. Such amount shall not exceed the amount claimed by appointed counsel on the payment voucher for indigents' defense services or the amount prescribed by the board of indigents' defense services reimbursement tables as provided in K.S.A. 22-4522, and amendments thereto, whichever is less, minus any previous payments for such services;

(6) shall order that the parolee or person on postrelease supervision agree in writing to be subject to searches of the person and the person's effects, vehicle, residence and property by a parole officer or a department of corrections enforcement, apprehension and investigation officer, at any time of the day or night, with or without a search warrant and with or without cause. Nothing in this subsection shall be construed to authorize such officers to conduct arbitrary or capricious searches or searches for the sole purpose of harassment; and

(7) shall order that the parolee or person on postrelease supervision agree in writing to be subject to searches of the person and the person's effects, vehicle, residence and property by any law enforcement officer based on reasonable suspicion of the person violating conditions of parole or postrelease supervision or reasonable suspicion of criminal activity.

(n) If the court ~~which that~~ sentenced an inmate specified at the time of sentencing the amount and the recipient of any restitution ordered as a condition of parole or postrelease supervision, the prisoner review board shall order as a condition of parole or postrelease supervision that the inmate pay restitution in the amount and manner provided in the journal entry unless the board finds compelling circumstances ~~which that~~ would render a plan of restitution unworkable.

(o) Whenever the prisoner review board grants the parole of an inmate, the board, within 14 days of the date of the decision to grant parole, shall give written notice of the decision to the county or district attorney of the county where the inmate was sentenced.

(p) When an inmate is to be released on postrelease supervision, the secretary, within 30 days prior to release, shall provide the county or district attorney of the county where the inmate was sentenced written notice of the release date.

(q) Inmates shall be released on postrelease supervision upon the termination of the prison portion of their sentence. Time served while on postrelease supervision will vest.

(r) An inmate who is allocated regular good time credits as provided in K.S.A. 22-3725, and amendments thereto, may receive meritorious good time credits in increments of not more than 90 days per meritorious act. These credits may be awarded by the secretary of corrections when an inmate has acted in a heroic or outstanding manner in

coming to the assistance of another person in a life-threatening situation, preventing injury or death to a person, preventing the destruction of property or taking actions which ~~that~~ result in a financial savings to the state.

(s) The provisions of subsections (d)(1)(A), (d)(1)(B), (d)(1)(C) and (d)(1)(E) shall be applied retroactively as provided in subsection (t).

(t) For offenders sentenced prior to July 1, 2014, who are eligible for modification of their postrelease supervision obligation, the department of corrections shall modify the period of postrelease supervision as provided for by this section:

(1) On or before September 1, 2013, for offenders convicted of:

(A) Severity levels 9 and 10 crimes on the sentencing guidelines grid for nondrug crimes;

(B) severity level 4 crimes on the sentencing guidelines grid for drug crimes committed prior to July 1, 2012; and

(C) severity level 5 crimes on the sentencing guidelines grid for drug crimes committed on and after July 1, 2012;

(2) on or before November 1, 2013, for offenders convicted of:

(A) Severity levels 6, 7 and 8 crimes on the sentencing guidelines grid for nondrug crimes;

(B) level 3 crimes on the sentencing guidelines grid for drug crimes committed prior to July 1, 2012; and

(C) level 4 crimes on the sentencing guidelines grid for drug crimes committed on or after July 1, 2012; and

(3) on or before January 1, 2014, for offenders convicted of:

(A) Severity levels 1, 2, 3, 4 and 5 crimes on the sentencing guidelines grid for nondrug crimes;

(B) severity levels 1 and 2 crimes on the sentencing guidelines grid for drug crimes committed at any time; and

(C) severity level 3 crimes on the sentencing guidelines grid for drug crimes committed on or after July 1, 2012.

(u) An inmate sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, for crimes committed on or after July 1, 2006, shall be placed on parole for life and shall not be discharged from supervision by the prisoner review board. When the board orders the parole of an inmate pursuant to this subsection, the board shall order as a condition of parole that the inmate be electronically monitored for the duration of the inmate's natural life.

(v) Whenever the prisoner review board orders a person to be electronically monitored pursuant to this section, or the court orders a person to be electronically monitored pursuant to K.S.A. 2018 Supp. 21-6604(r), and amendments thereto, the board shall order the person to reimburse the state for all or part of the cost of such monitoring. In determining the amount and method of payment of such sum, the board shall take account of the financial resources of the person and the nature of the burden that the payment of such sum will impose.

(w) (1) On and after July 1, 2012, for any inmate who is a sex offender, as defined in K.S.A. 22-4902, and amendments thereto, whenever the prisoner review board orders the parole of such inmate or establishes conditions for such inmate placed on postrelease supervision, such inmate shall agree in writing to not possess pornographic materials.

(A) As used in this subsection, "pornographic materials" means any obscene material or performance depicting sexual conduct, sexual contact or a sexual performance; and any visual depiction of sexually explicit conduct.

(B) As used in this subsection, all other terms have the meanings provided by K.S.A. 2018 Supp. 21-5510, and amendments thereto.

(2) The provisions of this subsection shall be applied retroactively to every sex offender, as defined in K.S.A. 22-4902, and amendments thereto, who is on parole or postrelease supervision on July 1, 2012. The prisoner review board shall obtain the written agreement required by this subsection from such offenders as soon as practicable.

Sec. 12. On and after July 1, 2019, K.S.A. 2018 Supp. 22-2307 is hereby amended to read as follows: 22-2307. (a) All law enforcement agencies in this state shall adopt written policies regarding domestic violence calls as provided in ~~subsection~~ subsections (b) and (c). These policies shall be made available to all officers of such agency.

(b) Such written policies shall include, but not be limited to, the following:

(1) A statement directing that when a law enforcement officer determines that there is probable cause to believe that a crime or offense involving domestic violence, as defined in K.S.A. 2018 Supp. 21-5111, and amendments thereto, has been committed, the officer shall, without undue delay, arrest the person for which the officer has probable cause to believe committed the crime or offense if such person's actions were not an act of defense of a person or property as provided in K.S.A. 2018 Supp. 21-5222, 21-5223, 21-5225, 21-5230 or 21-5231, and amendments thereto;

(2) a statement that nothing shall be construed to require a law enforcement officer to:

(A) Arrest either party involved in an alleged act of domestic violence when the law enforcement officer determines there is no probable cause to believe that a crime or offense has been committed; or

(B) arrest both parties involved in an alleged act of domestic violence when both claim to have been victims of such domestic violence;

(3) a statement directing that if a law enforcement officer receives complaints of domestic violence from two or more opposing persons, the officer shall evaluate each complaint separately to determine if there is probable cause that each accused person committed a crime or offense and their actions were not an act of defense of a person or property as provided in K.S.A. 2018 Supp. 21-5222, 21-5223, 21-5225, 21-5230 or 21-5231, and amendments thereto;

(4) a statement defining domestic violence in accordance with K.S.A. 2018 Supp. 21-5111, and amendments thereto;

(5) a statement describing the dispatchers' responsibilities;

(6) a statement describing the responding officers' responsibilities and procedures to follow when responding to a domestic violence call and the suspect is at the scene;

(7) a statement regarding procedures when the suspect has left the scene of the crime;

(8) procedures for both misdemeanor and felony cases;

(9) procedures for law enforcement officers to follow when handling domestic violence calls involving court orders, including protection from abuse orders, restraining orders and a protective order issued by a court of any state or Indian tribe;

(10) a statement that the law enforcement agency shall provide the following

information to victims, in writing:

- (A) Availability of emergency and medical telephone numbers, if needed;
 - (B) the law enforcement agency's report number;
 - (C) the address and telephone number of the prosecutor's office the victim should contact to obtain information about victims' rights pursuant to K.S.A. 74-7333 and 74-7335, and amendments thereto;
 - (D) the name and address of the crime victims' compensation board and information about possible compensation benefits;
 - (E) advise the victim that the details of the crime may be made public;
 - (F) advise the victim of such victims' rights under K.S.A. 74-7333 and 74-7335, and amendments thereto; and
 - (G) advise the victim of known available resources which may assist the victim; and
- (11) whether an arrest is made or not, a standard offense report shall be completed on all such incidents and sent to the Kansas bureau of investigation.

(c) Such written policies shall provide that when an arrest is made for a domestic violence offense as defined in K.S.A. 2018 Supp. 21-5111, and amendments thereto, including an arrest for violation of a protection order as defined in K.S.A. 2018 Supp. 21-5924, and amendments thereto, the officer shall provide the victim information related to:

- (A) The fact that in some cases the person arrested can be released from custody in a short amount of time;
- (B) the fact that in some cases a bond condition may be imposed on the person arrested that prohibits contact with the victim for 72 hours, and that if the person arrested contacts the victim during that time, the victim should notify law enforcement immediately; and
- (C) any available services within the jurisdiction to monitor custody changes of the person being arrested, including, but not limited to, the Kansas victim information and notification everyday service if available in such jurisdiction.
- (d) All law enforcement agencies shall provide training to law enforcement officers about the policies adopted pursuant to this section.

Sec. 13. K.S.A. 2018 Supp. 21-6811 is hereby amended to read as follows: 21-6811. In addition to the provisions of K.S.A. 2018 Supp. 21-6810, and amendments thereto, the following shall apply in determining an offender's criminal history classification as contained in the presumptive sentencing guidelines grids:

(a) Every three prior adult convictions or juvenile adjudications of class A and class B person misdemeanors in the offender's criminal history, or any combination thereof, shall be rated as one adult conviction or one juvenile adjudication of a person felony for criminal history purposes. Every three prior adult convictions or juvenile adjudications of assault as defined in K.S.A. 21-3408, prior to its repeal, or K.S.A. 2018 Supp. 21-5412(a), and amendments thereto, occurring within a period commencing three years prior to the date of conviction for the current crime of conviction shall be rated as one adult conviction or one juvenile adjudication of a person felony for criminal history purposes.

(b) A conviction of criminal possession of a firearm as defined in K.S.A. 21-4204(a)(1) or (a)(5), prior to its repeal, criminal use of weapons as defined in K.S.A. 2018 Supp. 21-6301(a)(10) or (a)(11), and amendments thereto, or unlawful possession

of a firearm as in effect on June 30, 2005, and as defined in K.S.A. 21-4218, prior to its repeal, will be scored as a select class B nonperson misdemeanor conviction or adjudication and shall not be scored as a person misdemeanor for criminal history purposes.

(c) (1) If the current crime of conviction was committed before July 1, 1996, and is for K.S.A. 21-3404(b), as in effect on June 30, 1996, involuntary manslaughter in the commission of driving under the influence, then, each prior adult conviction or juvenile adjudication for K.S.A. 8-1567, and amendments thereto, shall count as one person felony for criminal history purposes.

(2) If the current crime of conviction was committed on or after July 1, 1996, and is for a violation of K.S.A. 2018 Supp. 21-5405(a)(3) or (a)(5), and amendments thereto, each prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for: (A) Any act described in K.S.A. 8-2,144 or 8-1567, and amendments thereto; or (B) a violation of a law of another state or an ordinance of any city, or resolution of any county, which prohibits any act described in K.S.A. 8-2,144 or 8-1567, and amendments thereto, shall count as one person felony for criminal history purposes.

(3) If the current crime of conviction is for a violation of K.S.A. 2018 Supp. 21-5413(b)(3) or (b)(4), and amendments thereto:

(A) The first prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for the following shall count as one nonperson felony for criminal history purposes: (i) Any act described in K.S.A. 8-2,144 or 8-1567, and amendments thereto; or (ii) a violation of a law of another state or an ordinance of any city, or resolution of any county, which prohibits any act described in K.S.A. 8-2,144 or 8-1567, and amendments thereto; and

(B) each second or subsequent prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for the following shall count as one person felony for criminal history purposes: (i) Any act described in K.S.A. 8-2,144 or 8-1567, and amendments thereto; or (ii) a violation of a law of another state or an ordinance of any city, or resolution of any county, which prohibits any act described in K.S.A. 8-2,144 or 8-1567, and amendments thereto.

(d) Prior burglary adult convictions and juvenile adjudications will be scored for criminal history purposes as follows:

(1) As a prior person felony if the prior conviction or adjudication was classified as a burglary as defined in K.S.A. 21-3715(a), prior to its repeal, or K.S.A. 2018 Supp. 21-5807(a)(1), and amendments thereto.

(2) As a prior nonperson felony if the prior conviction or adjudication was classified as a burglary as defined in K.S.A. 21-3715(b) or (c), prior to its repeal, or K.S.A. 2018 Supp. 21-5807(a)(2) or (a)(3), and amendments thereto.

The facts required to classify prior burglary adult convictions and juvenile adjudications shall be established by the state by a preponderance of the evidence.

(e) (1) Out-of-state convictions and juvenile adjudications shall be used in classifying the offender's criminal history.

(2) An out-of-state crime will be classified as either a felony or a misdemeanor according to the convicting jurisdiction.

(A) If a crime is a felony in the convicting jurisdiction, it will be counted as a felony in Kansas.

(B) If a crime is a misdemeanor in the convicting jurisdiction, the state of Kansas shall refer to the comparable offense under the Kansas criminal code in effect on the date the current crime of conviction was committed to classify the out-of-state crime as a class A, B or C misdemeanor. If the comparable offense in the state of Kansas is a felony, the out-of-state crime shall be classified as a class A misdemeanor. If the state of Kansas does not have a comparable offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall not be used in classifying the offender's criminal history.

(C) If a crime is not classified as either a felony or a misdemeanor in the convicting jurisdiction, the state of Kansas shall refer to the comparable offense under the Kansas criminal code in effect on the date the current crime of conviction was committed to classify the out-of-state crime as either a felony or a misdemeanor. If the state of Kansas does not have a comparable offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall not be used in classifying the offender's criminal history.

(3) The state of Kansas shall classify the crime as person or nonperson.

(A) In designating a ~~crime misdemeanor~~ as person or nonperson, comparable offenses under the Kansas criminal code in effect on the date the current crime of conviction was committed shall be referred to. If the state of Kansas does not have a comparable person offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall be classified as a nonperson crime.

(B) In designating a felony crime as person or nonperson, the felony crime shall be classified as follows:

(i) An out-of-state conviction or adjudication for the commission of a felony offense, or an attempt, conspiracy or criminal solicitation to commit a felony offense, shall be classified as a person felony if one or more of the following circumstances is present as defined by the convicting jurisdiction in the elements of the out-of-state offense:

(a) Death or killing of any human being;

(b) threatening or causing fear of bodily or physical harm or violence, causing terror, physically intimidating or harassing any person;

(c) bodily harm or injury, physical neglect or abuse, restraint, confinement or touching of any person, without regard to degree;

(d) the presence of a person, other than the defendant, a charged accomplice or another person with whom the defendant is engaged in the sale, distribution or transfer of a controlled substance or non-controlled substance;

(e) possessing, viewing, depicting, distributing, recording or transmitting an image of any person;

(f) lewd fondling or touching, sexual intercourse or sodomy with or by any person or an unlawful sexual act involving a child under the age of consent;

(g) being armed with, using, displaying or brandishing a firearm or other weapon, excluding crimes of mere unlawful possession; or

(h) entering or remaining within any residence, dwelling or habitation.

(ii) An out-of-state conviction or adjudication for the commission of a felony offense, or an attempt, conspiracy or criminal solicitation to commit a felony offense, shall be classified as a person felony if the elements of the out-of-state felony offense that resulted in the conviction or adjudication necessarily prove that a person was

present during the commission of the offense. For purposes of this clause, the person present must be someone other than the defendant, a charged accomplice or another person with whom the defendant is engaged in the sale, distribution or transfer of a controlled substance or non-controlled substance. The presence of a person includes physical presence and presence by electronic or telephonic communication.

(iii) An out-of-state conviction or adjudication for the commission of a felony offense, or an attempt, conspiracy or criminal solicitation to commit a felony offense, shall be classified as a nonperson felony if the elements of the offense do not require proof of any of the circumstances in subparagraph (B)(i) or (ii).

(4) Convictions or adjudications occurring within the federal system, other state systems, the District of Columbia, foreign, tribal or military courts are considered out-of-state convictions or adjudications.

(5) The facts required to classify out-of-state adult convictions and juvenile adjudications shall be established by the state by a preponderance of the evidence.

(f) Except as provided in K.S.A. 21-4710(d)(4), (d)(5) and (d)(6), prior to its repeal, or K.S.A. 2018 Supp. 21-6810(d)(3)(B), (d)(3)(C), (d)(3)(D), (d)(4) and (d)(5), and amendments thereto, juvenile adjudications will be applied in the same manner as adult convictions. Out-of-state juvenile adjudications will be treated as juvenile adjudications in Kansas.

(g) A prior felony conviction of an attempt, a conspiracy or a solicitation as provided in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2018 Supp. 21-5301, 21-5302 or 21-5303, and amendments thereto, to commit a crime shall be treated as a person or nonperson crime in accordance with the designation assigned to the underlying crime.

(h) Drug crimes are designated as nonperson crimes for criminal history scoring.

(i) If the current crime of conviction is for a violation of K.S.A. 8-1602(b)(3) through (b)(5), and amendments thereto, each of the following prior convictions for offenses committed on or after July 1, 2011, shall count as a person felony for criminal history purposes: K.S.A. 8-235, 8-262, 8-287, 8-291, 8-1566, 8-1567, 8-1568, 8-1602, 8-1605 and 40-3104, and amendments thereto, and K.S.A. 2018 Supp. 21-5405(a)(3) or (a)(5) and 21-5406, and amendments thereto, or a violation of a city ordinance or law of another state which would also constitute a violation of such sections.

(j) The amendments made to this section by chapter 5 of the 2015 Session Laws of Kansas are procedural in nature and shall be construed and applied retroactively.

Sec. 14. K.S.A. 2018 Supp. 21-6820 is hereby amended to read as follows: 21-6820. (a) A departure sentence is subject to appeal by the defendant or the state. The appeal shall be to the appellate courts in accordance with rules adopted by the supreme court.

(b) Pending review of the sentence, the sentencing court or the appellate court may order the defendant confined or placed on conditional release, including bond.

(c) On appeal from a judgment ~~of~~ of conviction entered for a felony committed on or after July 1, 1993, the appellate court shall not review:

(1) Any sentence that is within the presumptive sentence for the crime; or

(2) any sentence resulting from an agreement between the state and the defendant which the sentencing court approves on the record.

(d) In any appeal from a judgment of conviction imposing a sentence that departs from the presumptive sentence prescribed by the sentencing grid for a crime, sentence

review shall be limited to whether the sentencing court's findings of fact and reasons justifying a departure:

- (1) Are supported by the evidence in the record; and
 - (2) constitute substantial and compelling reasons for departure.
- (e) In any appeal from a judgment of conviction, the appellate court may review a claim that:

- (1) A sentence that departs from the presumptive sentence resulted from partiality, prejudice, oppression or corrupt motive;
- (2) the sentencing court erred in either including or excluding recognition of a prior conviction or juvenile adjudication for criminal history scoring purposes; or
- (3) the sentencing court erred in ranking the crime severity level of the current crime or in determining the appropriate classification of a prior conviction or juvenile adjudication for criminal history purposes.

(f) The appellate court may reverse or affirm the sentence. If the appellate court concludes that the trial court's factual findings are not supported by evidence in the record or do not establish substantial and compelling reasons for a departure, it shall remand the case to the trial court for resentencing.

(g) The appellate court shall issue a written opinion whenever the judgment of the sentencing court is reversed. The court may issue a written opinion in any other case when it is believed that a written opinion will provide guidance to sentencing judges and others in implementing the sentencing guidelines adopted by the Kansas sentencing commission. The appellate courts may provide by rule for summary disposition of cases arising under this section when no substantial question is presented by the appeal.

(h) A review under summary disposition shall be made solely upon the record that was before the sentencing court. Written briefs shall not be required unless ordered by the appellate court and the review and decision shall be made in an expedited manner according to rules adopted by the supreme court.

(i) The sentencing court shall retain authority irrespective of any notice of appeal for 90 days after entry of judgment of conviction to modify its judgment and sentence to correct any arithmetic or clerical errors.

(j) The amendments made to this section by this act are procedural in nature and shall be construed and applied retroactively.

Sec. 15. K.S.A. 2018 Supp. 22-3504 is hereby amended to read as follows: 22-3504. ~~(+)~~ (a) The court may correct an illegal sentence at any time while the defendant is serving such sentence. The defendant shall receive full credit for time spent in custody under the sentence prior to correction. Unless the motion and the files and records of the case conclusively show that the defendant is entitled to no relief, the defendant shall have a right to a hearing, after reasonable notice to be fixed by the court, to be personally present and to have the assistance of counsel in any proceeding for the correction of an illegal sentence.

~~(2)~~ (b) Clerical mistakes in judgments, orders or other parts of the record and errors in the record arising from oversight or omission may be corrected by the court at any time and after such notice, if any, as the court orders.

~~(3)~~ (c) For the purposes of this section:

(1) "Illegal sentence" means a sentence: Imposed by a court without jurisdiction; that does not conform to the applicable statutory provision, either in character or punishment; or that is ambiguous with respect to the time and manner in which it is to

be served at the time it is pronounced. A sentence is not an "illegal sentence" because of a change in the law that occurs after the sentence is pronounced.

(2) "Change in the law" means a statutory change or an opinion by an appellate court of the state of Kansas, unless the opinion is issued while the sentence is pending an appeal from the judgment of conviction.

(d) The amendments made to this section by this act are procedural in nature and shall be construed and applied retroactively.

New Sec. 16. If the amendments made to K.S.A. 2018 Supp. 21-6811, 21-6820 and 22-3504 are, or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the amendments made to K.S.A. 2018 Supp. 21-6811, 21-6820 and 22-3504 that can be given effect without the invalid provision or provisions or application, and to this end the amendments made to K.S.A. 2018 Supp. 21-6811, 21-6820 and 22-3504 are severable.

Sec. 17. K.S.A. 2018 Supp. 21-6811, 21-6811c, 21-6820 and 22-3504 are hereby repealed.";

Also on page 6, in line 37, before the first "K.S.A" by inserting "On and after July 1, 2019,"; also in line 37, after "Supp." by inserting "21-5405, 21-5602,"; also in line 37, after the comma by inserting "21-6604,"; also in line 37, after "21-6813" by inserting ", 21-6815,"; in line 38, by striking "and" and inserting "21-6824, 22-2307,"; also in line 38, after "22-2909" by inserting ", 22-3716 and 22-3717"; in line 40, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "to" by inserting "involuntary manslaughter; abuse of a child,"; also in line 2, after the second semicolon by inserting "conditions of probation; sanctions for violation; determination of offender's criminal history classification; comparable offense; appeal of sentence; correction of sentence; departure sentence; mitigating factors; certified drug abuse treatment program; requiring law enforcement to provide information to victims when an arrest is made for a domestic violence offense,"; in line 4, after "Supp." by inserting "21-5405, 21-5602,"; also in line 4, after the comma by inserting "21-6604, 21-6811,"; also in line 4, after "21-6813" by inserting ", 21-6815,"; in line 5, by striking the first "and" and inserting "21-6820, 21-6824, 22-2307,"; also in line 5, after "22-2909" by inserting ", 22-3504, 22-3716 and 22-3717"; also in line 5, after "sections" by inserting "; also repealing K.S.A. 2018 Supp. 21-6811c";

And your committee on conference recommends the adoption of this report.

FRED PATTON

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN

ERIC RUCKER

VIC MILLER

Conferees on part of Senate

On motion of Rep. Patton, the conference committee report on **SB 18** was adopted.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not

voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 78** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, in line 8, by striking "New"; in line 32, by striking "covering" and inserting "insuring";

On page 3, by striking all in lines 2 through 43;

On page 4, by striking all in lines 1 through 27; following line 27 by inserting:

"Sec. 2. (a) (1) An applicant shall not be denied tenancy on the basis of, or as a direct result of, the fact that the applicant is a protected person if the applicant otherwise qualifies for tenancy in or occupancy of the premises.

(2) A tenant or lessee shall not be evicted from the premises or found to be in violation of a rental or lease agreement on the basis of, or as a direct result of, the fact that the tenant or lessee is a protected person if the tenant or lessee otherwise qualifies for tenancy in or occupancy of the premises.

(b) (1) A tenant or lessee shall not be liable for rent for the period after the tenant or lessee vacates the premises that is the subject of the rental or lease agreement if the tenant or lessee:

(A) Is a protected person; and

(B) notifies the landlord or property owner as required in subsection (c).

(2) In any action brought against a tenant or lessee under Kansas law that seeks recovery of rent, the tenant or lessee shall have an affirmative defense and not be liable for rent for the period after the tenant or lessee vacated the premises that is the subject of the rental or lease agreement if, by a preponderance of the evidence, the court finds that the tenant or lessee:

(A) Was a protected person on the date the tenant or lessee vacated the premises

that is the subject of the rental or lease agreement; and

(B) notified the landlord or property owner as required in subsection (c).

(3) This section shall not affect a tenant or lessee's liability for late or unpaid rent or other amounts owed to the landlord for the period before the tenant or lessee vacates the premises that is the subject of the rental or lease agreement.

(c) An applicant, tenant or lessee qualifies for the protections under this section if the applicant, tenant or lessee is a protected person and provides a statement regarding domestic violence, sexual assault, human trafficking or stalking to the landlord or property owner. If the landlord or property owner requests, the applicant, tenant or lessee shall provide documentation of the domestic violence, sexual assault, human trafficking or stalking, which may be in any of the following forms:

(1) A document signed by the victim and any of the following individuals from whom the victim has sought assistance relating to domestic violence, sexual assault, human trafficking or stalking, or the effects of such abuse: A person licensed by the state board of healing arts to practice medicine and surgery; a person licensed as a physician assistant by the state board of healing arts; a person licensed by the board of nursing; or a person licensed by the behavioral sciences regulatory board. The document must declare under penalty of perjury that the licensed person holds the opinion, in their professional judgment within their scope of practice, that the incident of domestic violence, sexual assault, human trafficking or stalking that is the basis for protection under this section occurred; or

(2) a court order granting relief to the protected person relating to the alleged domestic violence, sexual assault, human trafficking or stalking that is the basis for protection under this section.

(d) The submission of false information by an applicant, tenant or lessee under this section may be a basis for a denial of tenancy, eviction or a violation of a rental or lease agreement.

(e) A landlord or property owner may impose a reasonable termination fee not to exceed one month's rent on a tenant or lessee who requests termination of a rental or lease agreement under the provisions of this section before the expiration date of such agreement. Such termination fee may only be imposed if it is contained in the terms of the rental or lease agreement.

(f) As used in this section:

(1) "Protected person" means a person who, during the preceding 12 months, has been, is or is in imminent danger of becoming a victim of domestic violence, sexual assault, human trafficking or stalking; and

(2) "domestic violence," "human trafficking," "sexual assault" and "stalking" mean the same as in K.S.A. 2018 Supp. 75-452, and amendments thereto.

(g) A tenant or lessee shall not waive, and a landlord or property owner shall not require a tenant or lessee to waive, any rights under this section in a rental or lease agreement.

(h) Notwithstanding a termination of a protected person's rental or lease agreement under this section, the rental or lease agreement shall continue for any remaining tenants or lessees.

(i) In an action against a landlord or property owner for a violation of this section, the court may award statutory damages of \$1,000. The court may also award reasonable attorney fees and costs.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "consumer protection" and inserting "contracts"; in line 3, by striking all after the semicolon; by striking all in line 4; in line 5, by striking all before the period and inserting "rental and lease agreements; protections for tenants and lessees related to domestic violence, sexual assault, human trafficking or stalking";

And your committee on conference recommends the adoption of this report.

FRED PATTON
BRADLEY RALPH
JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN
ERIC RUCKER
VIC MILLER

Conferees on part of Senate

On motion of Rep. Patton, to adopt the conference committee report on **SB 78**, Rep. Wasinger offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Wasinger did not prevail and the question reverted back to the original motion of Rep. Patton to adopt the conference committee report.

On motion of Rep. Patton, the conference committee report on **SB 78** was adopted.

On roll call, the vote was: Yeas 100; Nays 23; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Tarwater, Thomas, Toplikar, Victors, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bergquist, Blex, W. Carpenter, Collins, Delperdang, Dove, Ellis, Erickson, Garber, Helmer, Hoffman, Jacobs, Mason, Pannbacker, Rhiley, Straub, Sutton, Thimesch, Thompson, Vickrey, Wasinger, K. Williams.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

EXPLANATION OF VOTE

MR. SPEAKER: I voted against **SB 78** and asked for an amendment to send it back to committee. The section relating to Housing Protections needs to be tightened up legally and added to K.S.A. 58-2501 which is the Landlord Tenant Act. Passing legislation and

putting requirements/rules for landlords in obscure places is counter-productive.—
BARBARA WASINGER, TREVOR JACOBS, ALICA STRAUB

MR. SPEAKER: I Vote No on Conference Committee bundled Bill **SB 78**. I disagree that SB 150 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking. This is a burden on the private contracts between Landlords and tenants. — BILL RHILEY

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 70** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 7, following line 2, by inserting:

"New Sec. 7. Chambourcin, a complex red wine grape variety, is hereby designated as the official red wine grape of the state of Kansas.

New Sec. 8. Vignoles, a complex white wine grape variety, is hereby designated as the official white wine grape of the state of Kansas.

New Sec. 9. (a) Every express company or other common carrier that delivers any alcoholic liquors from outside the state for delivery in the state to consumers shall prepare and file monthly with the director of alcoholic beverage control a report of known alcoholic liquors shipped by such carrier. The report shall contain: (1) The name of the express company or other common carrier that delivers the alcoholic liquors; (2) the period of time covered by the report; (3) the name and business address of the consignor of such alcoholic liquors; (4) the weight of the package delivered to each consignee; (5) a unique tracking number; and (6) the date of delivery. Except as provided for in subsection (d), all reports submitted pursuant to this subsection shall be open records available for public inspection in accordance with the open records act.

(b) Upon request by the director, any additional records supporting the report shall be made available to the director by any express company or other common carrier. Any records containing information relating to such reports shall be kept and preserved for a period of two years unless the destruction of such records is authorized in writing by the director.

(c) Any express company or other common carrier that willfully fails, neglects or refuses to file any report pursuant to subsection (a) shall be subject to a civil penalty of not more than \$500.

(d) If any of the reports required by subsection (a) include any information relating to the name or address of a consignee of any alcoholic liquors, such information shall be redacted from the reports that are made available for public inspection. The provisions of this subsection providing for the confidentiality of certain public records shall expire on July 1, 2024, unless the legislature reviews and reenacts such provisions in accordance with K.S.A. 45-229, and amendments thereto, prior to July 1, 2024.

(e) The provisions of this section shall be a part of and supplemental to the Kansas liquor control act.":

On page 10, following line 14, by inserting:

"Sec. 11. K.S.A. 2018 Supp. 41-304 is hereby amended to read as follows: 41-304.

Licenses issued by the director shall be of the following classes: (a) Manufacturer's license; (b) spirits distributor's license; (c) wine distributor's license; (d) beer distributor's license; (e) retailer's license; (f) microbrewery license; (g) microdistillery license; (h) farm winery license; (i) producer's license; and ~~(j)~~ (j) nonbeverage user's license.";

Also on page 10, in line 24, after "(3)" by inserting "the manufacture for and sale of wine to holders of producer licenses as authorized by K.S.A. 2018 Supp. 41-355, and amendments thereto. Wine manufactured for a producer licensee shall be included in the farm winery licensee's annual production for purposes of subsection (c). The label for any such wine manufactured by the farm winery licensee, as filed with the alcohol and tobacco tax and trade bureau of the United States department of the treasury, may be owned by either the farm winery or the producer licensee for whom the wine was manufactured;

(4) ";

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

On page 12, following line 35, by inserting:

"Sec. 13. K.S.A. 2018 Supp. 41-310 is hereby amended to read as follows: 41-310.

(a) At the time application is made to the director for a license of any class, the applicant shall pay the fee provided by this section.

(b) The fee for a manufacturer's license to manufacture alcohol and spirits shall be \$5,000.

(c) The fee for a manufacturer's license to manufacture beer and cereal malt beverage shall be:

(1) For 1 to 100 barrel daily capacity or any part thereof, \$400.

(2) For 100 to 150 barrel daily capacity, \$800.

(3) For 150 to 200 barrel daily capacity, \$1,400.

(4) For 200 to 300 barrel daily capacity, \$2,000.

(5) For 300 to 400 barrel daily capacity, \$2,600.

(6) For 400 to 500 barrel daily capacity, \$2,800.

(7) For 500 or more barrel daily capacity, \$3,200.

As used in this subsection, "daily capacity" means the average daily barrel production for the previous 12 months of manufacturing operation. If no basis for comparison exists, the licensee shall pay in advance for operation during the first term of the license a fee of \$2,000.

(d) The fee for a manufacturer's license to manufacture wine shall be \$1,000.

(e) (1) The fee for a microbrewery license, a microdistillery license or a farm winery license shall be \$500.

(2) The fee for a winery outlet license shall be \$100.

(3) The fee for a microbrewery packaging and warehousing facility license shall be \$200.

(4) The fee for a microdistillery packaging and warehousing facility license shall be \$200.

(f) The fee for a spirits distributor's license for the first and each additional distributing place of business operated in this state by the licensee and wholesaling and jobbing spirits shall be \$2,000.

(g) The fee for a wine distributor's license for the first and each additional

distributing place of business operated in this state by the licensee and wholesaling and jobbing wine shall be \$2,000.

(h) The fee for a beer distributor's license, for the first and each additional wholesale distributing place of business operated in this state by the licensee and wholesaling or jobbing beer and cereal malt beverage shall be \$2,000.

(i) The fee for a nonbeverage user's license shall be:

- (1) For class 1, \$20.
- (2) For class 2, \$100.
- (3) For class 3, \$200.
- (4) For class 4, \$400.
- (5) For class 5, \$1,000.

(j) In addition to the license fees prescribed by subsections (b), (c), (d), (f), (g), (h) and (i):

(1) Any city in which the licensed premises are located may levy and collect a biennial occupation or license tax on the licensee in an amount not exceeding the amount of the license fee required to be paid under this act to obtain the license, but no city shall impose an occupation or privilege tax on the licensee in excess of that amount; and

(2) any township in which the licensed premises are located may levy and collect a biennial occupation or license tax on the licensee in an amount not exceeding the amount of the license fee required to be paid under this act to obtain the license, but no township shall impose an occupation or privilege tax on the licensee in excess of that amount; the township board of the township is authorized to fix and impose the tax and the tax shall be paid by the licensee to the township treasurer, who shall issue a receipt therefor to the licensee and shall cause the tax paid to be placed in the general fund of the township.

(k) The fee for a retailer's license shall be \$500.

(l) In addition to the license fee prescribed by subsection (k):

(1) Any city in which the licensed premises are located may levy and collect a biennial occupation or license tax on the licensee in an amount not less than \$200 nor more than \$600, but no other occupation or excise tax or license fee shall be levied by any city against or collected from the licensee; and

(2) any township in which the licensed premises are located may levy and collect a biennial occupation or license tax on the licensee in an amount not less than \$200 nor more than \$600; the township board of the township is authorized to fix and impose the tax and the tax shall be paid by the licensee to the township treasurer, who shall issue a receipt therefor to the licensee and shall cause the tax paid to be placed in the general fund of the township.

(m) The fee for a producer's license shall be \$200.

(n) The license term for a license shall commence on the date the license is issued by the director effective date as specified on the license and shall end two years after that date. The director may, at the director's sole discretion and after examination of the circumstances, extend the license term of any license for not more than 30 days beyond the date such license would expire pursuant to this section. Any extension of the license term by the director pursuant to this section shall automatically extend the due date for payment by the licensee of any occupation or license tax levied by a city or township pursuant to this section by the same number of days the director has extended the

license term.

Sec. 14. K.S.A. 2018 Supp. 41-316 is hereby amended to read as follows: 41-316. Licenses to manufacturers, distributors, microbreweries, microdistilleries, farm wineries, producers and nonbeverage users of alcoholic liquors shall be issued and renewed by the director to qualified applicants upon written application, receipt of bond properly executed and payment in advance of the state registration fee and the license fee.

Sec. 15. K.S.A. 2018 Supp. 41-317 is hereby amended to read as follows: 41-317. (a) Applications for all licenses under this act shall be completed and submitted to the director in a manner prescribed by the director. Each applicant shall submit an application fee of \$30 for each initial application and \$10 for each renewal application to defray the cost of processing the application.

(b) Each applicant shall submit to the division of alcoholic beverage control the full amount of the application fee and:

(1) The full amount of the license fee required to be paid for the kind of license specified in the application; or

(2) one-half of the full amount of the license fee required to be paid for the kind of license specified in the application.

(c) If the applicant elects to pay only one-half of the license fee pursuant to subsection (b)(2), the remaining one-half of the license fee plus 10% of such remaining balance shall be due and payable one year from the date of issuance of the license. Notwithstanding any other provision of law, failure to pay the full amount due under this subsection on the date it is due shall result in the automatic cancellation of such license for the remainder of the license term. The director may, at the director's sole discretion and after examination of the circumstances, extend the date payment is due pursuant to this subsection for not more than 30 days beyond the date such payment is originally due.

(d) Any license fee paid by an applicant shall be returned to the applicant if the application is denied.

(e) Payment of all fees required to be paid pursuant to this section may be made by personal, certified or cashier's check, United States post office money order, debit or credit card or cash, or by electronic payment authorized by the applicant in a manner prescribed by the director.

(f) All fees received by the director pursuant to this section shall be remitted by the director to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

(g) Every applicant for a manufacturer's, distributor's, nonbeverage user's, microbrewery, microdistillery, farm winery, retailer's, producer's or special order shipping license shall file with the application a joint and several bond on a form prescribed by the director and executed by good and sufficient corporate sureties licensed to do business within the state of Kansas to the director, in the following amounts:

(1) For a manufacturer, \$25,000;

(2) for a spirits distributor, \$15,000 or an amount equal to the highest monthly liability of the distributor for taxes imposed by the Kansas liquor control act for any of the 12 months immediately prior to renewal of the distributor's license, whichever

amount is greater;

(3) for a beer or wine distributor, \$5,000 or an amount equal to the highest monthly liability of the distributor for taxes imposed by the Kansas liquor control act for any of the 12 months immediately prior to renewal of the distributor's license, whichever amount is greater;

(4) for a retailer, \$2,000;

(5) for nonbeverage users, \$200 for class 1, \$500 for class 2, \$1,000 for class 3, \$5,000 for class 4 and \$10,000 for class 5;

(6) for a microbrewery, microdistillery or a farm winery, \$2,000; ~~and~~

(7) for a producer, \$500; and

(8) for a winery holding a special order shipping license, \$750, unless the winery has already complied with subsection (g)(6).

If a distributor holds or applies for more than one distributor's license, only one bond for all such licenses shall be required, which bond shall be in an amount equal to the highest applicable bond.

(h) All bonds required by this section shall be conditioned on the licensee's compliance with the provisions of this act and payment of all taxes, fees, fines and forfeitures that may be assessed against the licensee.

Sec. 16. K.S.A. 2018 Supp. 41-319 is hereby amended to read as follows: 41-319. (a) Except as provided by subsection (b), within 30 days after an application is filed for a retailer's, microbrewery, microdistillery ~~or, farm winery license or producer license~~ and within 20 days after an application is filed for a manufacturer's, distributor's or nonbeverage user's license, the director shall enter an order either denying or granting the license. If the director does not enter an order within the time prescribed, the license applied for shall be deemed to have been denied. The director, with the written consent of the applicant for a license, may delay entering an order on an application for an additional period of not to exceed 30 days.

(b) In order to complete any national criminal history record check of an applicant who submitted any application after January 31, 2001, and if the applicant is not a resident of the state of Kansas on the date of submission of such application or has not been a resident for at least one year immediately preceding the date of submission of such application the director shall enter an order either denying or granting the license within 90 days after such application is filed. If the director does not enter an order within the time prescribed, the license applied for shall be deemed to have been denied. The director, with the written consent of the applicant for a license, may delay entering an order on an application for an additional period of not to exceed 30 days.

Sec. 17. K.S.A. 2018 Supp. 41-355 is hereby amended to read as follows: 41-355.

(a) Any person engaged in business as a vineyard with not less than 100 vines of sound, ripe grapes or other type of agricultural producer with an annual harvest of 1,000 pounds of other sound, ripe fruits or berries or 100 pounds of honey may apply to the director ~~for an annual vineyard permit and be issued up to two producer licenses.~~

(b) A producer license shall apply only to the premises described in the application and in the issued license.

(c) A vineyard permit producer license shall authorize the sale in the original, unopened container and the serving by the drink of wine on the premises specified in the ~~permit license.~~ A vineyard permit producer license also shall authorize the ~~permit license~~ holder to conduct wine tastings in accordance with K.S.A. 2018 Supp. 41-308d,

and amendments thereto, on the premises specified in the ~~permit license~~. All wine sold or served by the ~~permit license~~ holder shall be produced, in whole or in part, using sound, ripe grapes, fruits, berries or honey grown or produced by the permit license holder and, shall be manufactured by a farm winery and shall be purchased by the license holder from such farm winery.

~~(e)(d)~~ Any wine not consumed on the premises shall be disposed of by the ~~permit license~~ holder or, prior to its removal from the property, securely re-sealed and placed in a tamper-proof, transparent bag ~~which that~~ is sealed in a manner that makes it visibly apparent if the bag is subsequently opened.

~~(d)(c)~~ Permits issued under this section shall be valid for one year from the date of issuance. If the producer licensee is also licensed as a club or drinking establishment, the producer's license shall allow the sale of domestic wine, domestic fortified wine and other alcoholic liquor for consumption on the licensed premises as authorized by the club and drinking establishment act. If the producer licensee is also licensed as a cereal malt beverage licensee, the producer's license shall allow the sale of cereal malt beverage and beer not exceeding 6% alcohol by volume for consumption on the licensed premises as authorized by the Kansas cereal malt beverage act.

~~(e)~~ The annual fee for a vineyard permit shall be \$100.

~~(f)~~ The officers, directors, shareholders or managers of a producer licensee shall meet the qualifications of K.S.A. 41-311(a), and amendments thereto.

~~(f)(g)~~ (1) Each producer licensee shall maintain records of all sales made under the license, including sales of agricultural products to a farm winery and sales to consumers, and maintain records of all purchases of wine manufactured by such farm winery, for at least three years after the date of the sale or purchase.

(2) The records required by this subsection shall be available for inspection by the director, any agent or employee of the director, the secretary or any law enforcement officer.

(3) Each record of a sale or purchase required by this subsection shall be maintained on the premises specified in the license for at least 90 days after such sale or purchase.

(4) Any record of a sale or purchase required by this subsection may be stored electronically and maintained off the premises specified in the license after 90 days have passed since such sale or purchase.

~~(h)~~ The secretary may adopt rules and regulations as necessary to implement the provisions of this section.

~~(i)~~ (1) Nothing in this section shall be construed to prohibit a person from possessing alcoholic liquor or cereal malt beverage not purchased from the licensee on the premises licensed pursuant to this section.

(2) Nothing in this section shall prevent a licensee from adopting a policy prohibiting the possession of alcoholic liquor or cereal malt beverage not purchased from the licensee on the licensee's premises licensed pursuant to this section.

~~(g)(j)~~ This section shall be a part of and supplemental to the Kansas liquor control act.";

On page 13, in line 1, before "section" by inserting "K.S.A. 41-2703, and amendments thereto, or";

On page 14, in line 39, before "section" by inserting "K.S.A. 41-2703, and amendments thereto, or";

On page 19, following line 18, by inserting:

"Sec. 21. K.S.A. 2018 Supp. 41-2614 is hereby amended to read as follows: 41-2614. (a) Except as provided by subsection (c), no public venue, club or drinking establishment shall allow the serving, mixing or consumption of alcoholic liquor on its premises between the hours of 2:00 a.m. and 6:00 a.m. on any day.

(b) No caterer shall allow the serving, mixing or consumption of alcoholic liquor between the hours of 2:00 a.m. and 6:00 a.m. on any day at an event catered by such caterer.

(c) A hotel of which the entire premises are licensed as a drinking establishment or as a drinking establishment/caterer establishment caterer may allow at any time the serving, mixing and consumption of alcoholic liquor and cereal malt beverage from a minibar in a guest room by guests registered to stay in such room, and guests of guests registered to stay in such room.";

On page 20, following line 34, by inserting:

"Sec. 23. K.S.A. 2018 Supp. 41-2629 is hereby amended to read as follows: 41-2629. (a) A class B club, drinking establishment, public venue or caterer's license shall be issued for a term not to exceed two years ~~after issuance~~ commencing on the effective date as specified on the license, except as otherwise provided by law, unless sooner suspended or revoked as provided in this act.

(b) The director may, at the director's sole discretion and after examination of the circumstances, extend the license term of any license for not more than 30 days beyond such date the license would expire pursuant to this section. Any extension of the license term by the director pursuant to this section shall automatically extend the due date for payment by the licensee of any occupation or license tax levied by a city or township pursuant to K.S.A. 41-2622, and amendments thereto, by the same number of days the director has extended the license term.

(c) A class B club, drinking establishment, public venue or caterer's license shall be purely a personal privilege and shall not constitute property, nor shall it be subject to attachment, garnishment or execution, nor shall it be alienable or transferable, voluntarily or involuntarily, or subject to being encumbered or hypothecated. A class B club, drinking establishment, public venue or caterer's license shall not descend by the laws of testate or intestate devolution but shall cease or expire upon the death of the licensee subject to subsection (d).

(d) An executor, administrator or representative of the estate of any deceased holder of a class B club, drinking establishment, public venue or caterer's license, or the trustee of any insolvent or bankrupt class B club, drinking establishment, public venue or caterer's license may continue the licensee's business under order of the appropriate court and may exercise the privilege of the deceased, insolvent or bankrupt licensee after the death of such licensee or after such insolvency or bankruptcy until the expiration of such license, but in no case longer than one year after the death, insolvency or bankruptcy of such licensee.

(e) When the licensee pays the full amount of the license fee upon application and is prevented from operating under such license in accordance with the provisions of this act for the entire second year of the license term, a refund shall be made of one-half of the license fee paid by such licensee. The secretary shall adopt, in accordance with K.S.A. 41-210, and amendments thereto, rules and regulations providing for the authorization of refunds of one-half of the license fee paid when the licensee does not

use such license for the entire second year of the license term as a result of the cancellation of the license upon the request of the licensee for voluntary reasons.";

On page 24, following line 38, by inserting:

"Sec. 27. K.S.A. 41-2644 is hereby amended to read as follows: 41-2644. A license for a drinking ~~establishment/caterer~~ establishment caterer shall allow the licensee all the rights and privileges of a holder of a drinking establishment license and of a licensed caterer, subject to all provisions of law relating to such an establishment or caterer.

Sec. 28. K.S.A. 41-2648 is hereby amended to read as follows: 41-2648. (a) No drinking establishment license, caterer's license or temporary permit shall be effective before July 1, 1987.

(b) On and after July 1, 1987, the director may provide procedures whereby a license for a class B club issued before July 1, 1987, may be converted to a drinking establishment license or a drinking ~~establishment/caterer~~ establishment caterer license if all requirements of this act are met and the licensee pays that portion of the additional license fee, if any, attributable to the remaining unexpired license term.";

On page 26, in line 31, by striking all after the comma; by striking all in line 32; in line 33, by striking all before "are" and inserting "K.S.A. 41-2644 and 41-2648 and K.S.A. 2018 Supp. 41-304, 41-308a, 41-310, 41-316, 41-317, 41-319, 41-347, 41-355, 41-719, 41-2601, 41-2608, 41-2614, 41-2622, 41-2629, 41-2637, 41-2641, 41-2642, 41-2645, 41-2657 and 41-2659";

Also on page 26, in line 36, by striking "April 1, 2019, and";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "to"; by striking all in lines 2 through 6; in line 7, by striking all before the period and inserting "licensure; issuance of temporary permits and producer licenses; designation of official wine grapes of the state; delivery of alcoholic liquor, reporting requirements; serving of samples of alcoholic liquor; sales within a common consumption area; amending K.S.A. 2016 Supp. 41-102, as amended by section 4 of chapter 56 of the 2017 Session Laws of Kansas, K.S.A. 41-2644 and 41-2648 and K.S.A. 2018 Supp. 41-304, 41-308a, 41-310, 41-316, 41-317, 41-319, 41-355, 41-719, 41-2601, 41-2608, 41-2614, 41-2622, 41-2629, 41-2637, 41-2641, 41-2642 and 41-2659 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 41-347, 41-2645 and 41-2657";

And your committee on conference recommends the adoption of this report.

JOHN BARKER
FRANCIS AWERKAMP
STEPHANIE CLAYTON

Conferees on part of House

BUD ESTES
ROB OLSON
OLETHA FAUST-GOUDEAU

Conferees on part of Senate

On motion of Rep. Barker, the conference committee report on **SB 70** was adopted.

On roll call, the vote was: Yeas 119; Nays 4; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson,

Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Ellis, Helgerson, Hodge, Jacobs.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2031** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 4, in line 38, by striking "section" and inserting "subsection";

On page 6, following line 6, by inserting:

"Sec. 2. K.S.A. 74-4909 is hereby amended to read as follows: 74-4909. (1) The board of trustees shall be responsible for the general administration of the system, subject to the provisions of this act.

(2) The board shall establish rules and regulations for the administration of the system and for the transaction of business consistent with law, which rules and regulations shall be filed in the office of the secretary of state.

(3) The board shall be responsible for the installation of a complete and adequate system of accounts and records. The board shall contract with the department of administration to provide such accounting services as are necessary to avoid duplication of efforts and promote efficiency. The board shall pay the department of administration an amount not exceeding the actual cost incurred in providing this service, which payments shall be deposited in the state treasury and then credited to the state general fund.

(4) All meetings of the board shall be open to the public. The board shall keep a record of all proceedings.

(5) The board may prescribe rules and regulations for the determination of the value of maintenance, board, lodging, laundry and other allowances to employees in lieu of money.

(6) The board may adopt all necessary actuarial tables to be used in the operation of the system as recommended by the actuary, and may compile such additional data as may be necessary for required actuarial valuations and calculations. Whenever the amount of any benefit is to be determined on the basis of actuarial assumptions, the

assumptions specified by the board in a way that precludes employer discretion.

(7) Subject to the provisions of K.S.A. 74-49,123, and amendments thereto, the board or the investment committee may invest all cash not required for current payments in securities eligible for investment under this act. All actions of the investment committee shall be reported to the board at the first meeting of the board following the action of the investment committee.

(8) The board, as soon after the close of the fiscal year as practical, shall publish for distribution among members a financial statement showing the financial status of the system.

(9) All decisions of the board as to questions of fact shall be final and conclusive on all persons except for the right of review as provided by law and except for fraud or such gross mistake of fact as to have an effect equivalent to fraud.

(10) Each member's account and records shall be administered in a confidential manner and specific data regarding the member shall not be released unless authorized in writing by the member; however, the board may release information to the employer or to other state and federal agencies as the board deems necessary.

(11) The board shall develop and adopt a specific plan which outlines strategies, goals, procedures and related costs, including additional employees necessary to carry out the provisions of this subsection, to provide for the system's internal management of the investment and reinvestment of moneys of the fund as provided in K.S.A. 74-4921, and amendments thereto. Such internal management would replace the management of all or part of the fund by persons the board has contracted with as provided in ~~subsection (7) of~~ K.S.A. 74-4921(7), and amendments thereto. The board shall report such plan developed pursuant to this subsection to the legislature and the governor on or before January 1, 1993.

(12) The board shall adopt rules and regulations providing the requirements and procedures for the election of members of the board by members and retirants of the system as provided in ~~subsection (a)(2) of~~ K.S.A. 74-4905(a)(2), and amendments thereto, and for the filling of any vacancy involving such elected member of the board.

(13) The board shall cooperate with and provide any assistance to the actuary, the legislative coordinating council and the joint committee on pensions, investments and benefits related to the independent actuarial audit and evaluation as provided in K.S.A. 74-4908a, and amendments thereto.

(14) The board shall be responsible for the administration of the Kansas public employees deferred compensation plan and all related functions as prescribed in K.S.A. 74-4911f, ~~K.S.A. 74-49b01 through 74-49b06, and amendments thereto~~, and the Kansas public employees deferred compensation act, K.S.A. 74-49b07 et seq., and amendments thereto.

(15) The board is hereby authorized and empowered, in the exercise of its fiduciary duty to act in the best interest of the Kansas public employees retirement fund, and in the maintenance of transparency in state government, to:

(a) Develop policies and procedures generally applicable to the procurement of goods and services, based upon sound business practices;

(b) make and enter into contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act in a manner consistent with the professional services sunshine act, K.S.A. 2018 Supp. 75-37,130 through 75-37,135, and amendments thereto; and

(c) authorize in-state and out-of-state travel for trustees and employees of the system in accordance with the provisions of K.S.A. 75-3203a, and amendments thereto.

Sec. 3. K.S.A. 74-4911 is hereby amended to read as follows: 74-4911. (1) Any employee of a participating employer other than an elected official on the entry date of such employer shall be a member of the system on either the entry date or the first day of the payroll period coinciding with or following the completion of one year of service, whichever is later, except that an employee of a participating employer who was first employed by a participating employer on or after July 1, 2008, but before July 1, 2009, shall be a member on July 1, 2009, and except that an employee who is first employed by a participating employer on or after July 1, 2009, shall be a member of the system on the first day of employment of such employee with such participating employer. On and after July 1, 2019, employees employed in direct support positions of an affiliated employer organized under K.S.A. 19-4001, and amendments thereto, and defined under K.S.A. 39-1803, and amendments thereto, may become a member of the system on the first day of the payroll period coinciding with or following the completion of a two-year period of training, whichever is later. For purposes of this act occasional breaks in service which shall not exceed an aggregate of 10 days in any such year shall not constitute a break in service for purposes of determining the membership date of such employee.

(2) Except as otherwise provided in this subsection, any employee other than an elected official who is employed by a participating employer after the entry date of such employer shall be a member of the system on the first day of the payroll period coinciding with or following completion of one year of continuous service. For purposes of this act, occasional breaks in service which shall not exceed an aggregate of 10 days in any such year shall not constitute a break in continuous service for purposes of determining the membership date of such employee. For purposes of this subsection, any employee of a local governmental unit which has its own pension plan who becomes an employee of a participating employer as a result of a merger or consolidation of services provided by local governmental units, which occurred on January 1, 1994, may count service with such local governmental unit in determining whether such employee has met the one year of continuous service requirement contained in this subsection.

(3) Any employee who is an elected official and is eligible to join the system shall file, within 90 days after taking the oath of office, an irrevocable election to become or not to become a member of the system. Such election shall become effective immediately upon making such election, if such election is made within 14 days of taking the oath of office or, otherwise, on the first day of the first payroll period of the first quarter following receipt of the election in the office of the retirement system. In the event that such elected official fails to file the election to become a member of the retirement system, it shall be presumed that such person has elected not to become a member.

(4) Except as otherwise required by USERRA, any employee other than an elected official who is in military service or on leave of absence on the entry date of such employee's employer shall become a member of the system upon returning to active employment or on the first day of the payroll period coinciding with or following the completion of one year of service, whichever is later. For purposes of this act, occasional breaks in service which shall not exceed an aggregate of 10 days in any such

year shall not constitute a break in service for purposes of determining the membership date of such employee.

(5) Any employee of the state of Kansas other than an elected official, who is receiving or is eligible for assistance by the state board of regents in the purchase of a retirement annuity under K.S.A. 74-4925, and amendments thereto, and who becomes ineligible for such assistance because such employee's position is reclassified to a position in the classified service under the Kansas civil service act, or who becomes ineligible for such assistance because such person accepts and transfers to a position in the classified service under the Kansas civil service act shall be a member of the system on the first day of the payroll period coinciding with or following the effective date of such reclassification or transfer. Any such employee who became ineligible for such assistance prior to the effective date of this act because of such a reclassification or such a transfer occurring prior to the effective date of this act and who is not a member of the system on the effective date of this act shall be a member of the system on the first day of the payroll period coinciding with or following the effective date of this act.

(6) Any employee of the state board of regents or of an educational institution under its management, other than an elected official, who is a member of the system and who becomes ineligible to be a member of the system because such employee's position is reclassified to a position under the Kansas civil service act which is eligible for assistance by the state board of regents in the purchase of a retirement annuity under K.S.A. 74-4925, and amendments thereto, or who becomes ineligible to be a member of the system because such employee transfers to a position under the Kansas civil service act which is eligible for such assistance, shall become eligible for such assistance in accordance with the provisions of K.S.A. 74-4925, and amendments thereto, unless such employee files a written election in the office of the retirement system, in the form and manner prescribed by the board of trustees thereof, to remain a member of the system prior to the first day of the first complete payroll period occurring after the effective date of such reclassification or transfer. Failure to file such written election shall be presumed to be an election not to remain a member of the system and to become eligible for assistance by the state board of regents in the purchase of a retirement annuity under K.S.A. 74-4925, and amendments thereto. Such election, whether to remain a member of the system or to become eligible for such assistance, shall be effective as of the effective date of such reclassification or transfer, and shall be irrevocable.

(7) Any elected official who at the time of becoming an elected official is already a member of the system by being or having been an employee of a participating employer shall continue as a member of the system.

Sec. 4. K.S.A. 74-4914 is hereby amended to read as follows: 74-4914. (1) The normal retirement date for a member of the system shall be the first day of the month coinciding with or following termination of employment with any participating employer not followed by employment with any participating employer within 60 days, or 180 days as provided in subsection (10), and without any prearranged agreement for employment with any participating employer, and the attainment of age 65 or, commencing July 1, 1993, age 62 with the completion of 10 years of credited service or the first day of the month coinciding with or following the date that the total of the number of years of credited service and the number of years of attained age of the member is equal to or more than 85. In no event shall a normal retirement date for a

member be before six months after the entry date of the participating employer by whom such member is employed. A member may retire on the normal retirement date or on the first day of any month thereafter upon the filing with the office of the retirement system of an application in such form and manner as the board shall prescribe. Such application shall contain a certification by the member that the member will not be employed with any participating employer within 60 days, or 180 days as provided in subsection (10), of retirement and the member has not entered into a prearranged agreement for employment with any participating employer. Nothing herein shall prevent any person, member or retirant from being employed, appointed or elected as an employee, appointee, officer or member of the legislature. Elected officers may retire from the system on any date on or after the attainment of the normal retirement date, but no retirement benefits payable under this act shall be paid until the member has terminated such member's office.

(2) No retirant shall make contributions to the system or receive service credit for any service after the date of retirement.

(3) Any member who is an employee of an affiliating employer pursuant to K.S.A. 74-4954b, and amendments thereto, and has not withdrawn such member's accumulated contributions from the Kansas police and firemen's retirement system may retire before such member's normal retirement date on the first day of any month coinciding with or following the attainment of age 55.

(4) Any member may retire before such member's normal retirement date on the first day of any month coinciding with or following termination of employment with any participating employer not followed by employment with any participating employer within 60 days, or 180 days as provided in subsection (10), and the attainment of age 55 with the completion of 10 years of credited service, but in no event before six months after the entry date, upon the filing with the office of the retirement system of an application for retirement in such form and manner as the board shall prescribe. The member's application for retirement shall contain a certification by the member that the member will not be employed with any participating employer within 60 days, or 180 days as provided in subsection (10), of retirement and the member has not entered into a prearranged agreement for employment with any participating employer.

(5) Except as provided in subsections (7) and (10), on or after July 1, 2006, through December 31, 2017, for any retirant who is first employed or appointed in or to any position or office by a participating employer other than a participating employer for which such retirant was employed or appointed during the final two years of such retirant's participation, and, on or after April 1, 2009, for any retirant who is employed by a third-party entity who contracts services with a participating employer other than a participating employer for which such retirant was employed or appointed during the final two years of such retirant's participation to fill a position covered under K.S.A. 72-5410(a), and amendments thereto, with such retirant, such participating employer shall pay to the system the actuarially determined employer contribution and the statutorily prescribed employee contribution based on the retirant's compensation during any such period of employment or appointment. If a retirant is employed or appointed in or to any position or office for which compensation for service is paid in an amount equal to \$25,000 or more in any one calendar year between July 1, 2016, and January 1, 2018, by any participating employer for which such retirant was employed or appointed during the final two years of such retirant's participation, and, on or after April 1, 2009,

by any third-party entity who contracts services to fill a position covered under K.S.A. 72-5410(a), and amendments thereto, with such retirant with a participating employer for which such retirant was employed or appointed during the final two years of such retirant's participation, such retirant shall not receive any retirement benefit for any month for which such retirant serves in such position or office. The participating employer who employs such retirant whether by contract directly with the retirant or through an arrangement with a third-party entity shall report to the system within 30 days of when the compensation paid to the retirant is equal to or exceeds any limitation provided by this section. Any participating employer who contracts services with any such third-party entity to fill a position covered under K.S.A. 72-5410(a), and amendments thereto, shall include in such contract a provision or condition which requires the third-party entity to provide the participating employer with the necessary compensation paid information related to any such position filled by the third-party entity with a retirant to enable the participating employer to comply with provisions of this subsection relating to the payment of contributions and reporting requirements. The provisions and requirements provided for in amendments made in this act which relate to positions filled with a retirant or employment of a retirant by a third-party entity shall not apply to any contract for services entered into prior to April 1, 2009, between a participating employer and third-party entity as described in this subsection. Any retirant employed by a participating employer or a third-party entity as provided in this subsection shall not make contributions nor receive additional credit under such system for such service except as provided by this section. Upon request of the executive director of the system, the secretary of revenue shall provide such information as may be needed by the executive director to carry out the provisions of this act. The provisions of this subsection shall not apply to retirants employed as substitute teachers without a contract or officers, employees or appointees of the legislature. The provisions of this subsection shall not apply to members of the legislature. The provisions of this subsection shall not apply to any other elected officials. Commencing July 1, 2005, the provisions of this subsection shall not apply to retirants who either retired under the provisions of subsection (1), or, if they retired under the provisions of subsection (4), were retired more than 30 days prior to the effective date of this act and are licensed professional nurses or licensed practical nurses employed by the state of Kansas in an institution as defined in K.S.A. 76-12a01(b) or K.S.A. 38-2302(k), and amendments thereto, the Kansas soldiers' home or the Kansas veterans' home. Nothing in this subsection shall be construed to create any right, or to authorize the creation of any right, which is not subject to amendment or nullification by act of the legislature. The participating employer of such retirant shall pay to the system the actuarially determined employer contribution based on the retirant's compensation during any such period of employment. The provisions of the subsection shall expire on January 1, 2018.

(6) For purposes of this section, any employee of a local governmental unit which has its own pension plan who becomes an employee of a participating employer as a result of a merger or consolidation of services provided by local governmental units, which occurred on January 1, 1994, may count service with such local governmental unit in determining whether such employee has met the years of credited service requirements contained in this section.

(7) (a) (i) Except as provided in K.S.A. 74-4937(3), (4), or (5), and amendments

thereto, and the provisions of this subsection, commencing July 1, 2016, and ending January 1, 2018, any retiree who is employed or appointed in or to any position by a participating employer, an independent contractor or a third-party entity who contracts services with a participating employer to fill a position, without any prearranged agreement with such participating employer and not prior to 60 days after such retiree's retirement date, shall not receive any retirement benefit for any month in any calendar year in which the retiree receives compensation in an amount equal to \$25,000 or more, pursuant to this subsection. Any participating employer who hires a retiree covered by this subsection shall pay to the system the statutorily prescribed employer contribution rate for such retiree, without regard to whether the retiree is receiving benefits.

(ii) Commencing January 1, 2018, for all retirements that occurred prior to such date, any retiree who is employed or appointed in or to any position by a participating employer, an independent contractor or a third-party entity who contracts services with a participating employer to fill a position, without any prearranged agreement with such participating employer and not prior to 60 days after such retiree's retirement date, shall not be subject to an earnings limitation that when met or exceeded requires that the retiree not receive a retirement benefit for any month for which such retiree serves in such position. If a retiree is employed in a covered position, as defined in K.S.A. 74-49,202, and amendments thereto, the participating employer of such retiree shall pay to the system the statutorily prescribed employer contribution rate on the first \$25,000 of such retiree's compensation in a calendar year and a 30% employer contribution on any compensation in excess of \$25,000 in a calendar year during any such period of employment. If a retiree is employed by more than one participating employer or performing duties in more than one position, contributions shall be made on compensation from all such employment for that calendar year. If a retiree is employed in a non-covered position, no employer contribution shall be paid to the system.

(b) The provisions of this subsection shall not apply, except as specifically provided in this subsection, to retirees who are:

(i) Licensed professional nurses or licensed practical nurses employed by the state of Kansas in an institution as defined in K.S.A. 76-12a01(b) or 38-2302(k), and amendments thereto, the Kansas soldiers' home or the Kansas veterans' home. The participating employer of such retiree shall pay to the system the actuarially determined employer contribution based on the retiree's compensation and the statutorily prescribed employee contribution during any such period of employment;

(ii) employed by a school district in a position as provided in K.S.A. 74-4937(3), (4) or (5), and amendments thereto;

(iii) certified law enforcement officers employed by the law enforcement training center. Such law enforcement officers shall receive their benefits notwithstanding this subsection. The law enforcement training center shall pay to the system the actuarially determined employer contribution and the statutorily prescribed employee contribution based on the retiree's compensation during any such period of employment;

(iv) members of the Kansas police and firemen's retirement system pursuant to K.S.A. 74-4951 et seq., and amendments thereto, members of the retirement system for judges pursuant to K.S.A. 20-2601 et seq., and amendments thereto, or members of the state board of regents retirement plan pursuant to K.S.A. 74-4925 et seq., and amendments thereto;

(v) employed as substitute teachers without a contract or officers, employees or appointees of the legislature;

(vi) a poll worker hired to work an election day for a county election officer responsible for conducting all official elections held in the county;

(vii) employed by, or have accepted employment from, a participating employer prior to May 1, 2015. Any break in continuous employment by a retirant or move to a different position by a retirant during the effective period of this subsection shall be deemed new employment and shall subject the retirant to the provisions of this subsection. Commencing January 1, 2018, the participating employer of a retirant described in this subsection (7)(b)(vii) who is employed in a covered position, as defined in K.S.A. 74-49,202, and amendments thereto, shall pay to the system the statutorily prescribed employer contribution rate on the first \$25,000 of such retirant's compensation in a calendar year and a 30% employer contribution on any compensation in excess of \$25,000 in a calendar year during any such period of employment. If a retirant is employed by more than one participating employer or performing duties in more than one position, contributions shall be made on compensation from all such employment for that calendar year. If a retirant is employed in a non-covered position, no employer contribution shall be paid to the system; ~~or~~

(viii) state or local elected officials. A retirant shall not be employed in an elected office within 30 days of such retirant's retirement, except that if a retirant is filling a vacant elected office, no waiting period shall be required; or

(ix) employed by the Kansas academies of the United States department of defense STARBASE program.

(c) The participating employer shall enroll all retirants, including retirants under subsection (7)(b)(i), (ii), (iii), (vii) and (viii), and report to the system when compensation is paid to a retirant as provided in this subsection. Such report shall contain a certification by the appointing authority of the participating employer that any hired retirant has not been employed by the participating employer within 60 days of such retirant's retirement and that there was no prearranged agreement for employment between the participating employer and the hired retirant. Upon request of the executive director of the system, the participating employer shall provide such information as may be needed by the executive director to carry out the provisions of this subsection. No retirant shall make contributions to the system or receive credit for service while employed under the provisions of this subsection.

(d) A participating employer may employ a retirant without regard to the compensation limitation in this subsection for a period of one calendar year or one school year, as the case may be, if the following requirements are met:

(i) The employer certifies to the board that the position being filled has been vacated due to an unexpected emergency or the employer has been unsuccessful in filling the position;

(ii) the employer pays to the system a 30% employer contribution based on the retirant's compensation during any such period of employment; and

(iii) the employer maintains documentation of its efforts to fill the position with a non-retirant and provides such documentation to the joint committee on pensions, investments and benefits upon request of the committee.

The provisions of this paragraph shall expire on January 1, 2018.

(e) An employer may submit a written assurance protocol to the system to extend

the exception provided for in subsection (7)(d) by one-year increments for a total extension not to exceed three years. A written assurance protocol shall be submitted to the system for each one-year increment extension. If a school district submits a written assurance protocol, such written assurance protocol shall be signed by the superintendent and the board president of such school district. If a municipality, as defined in K.S.A. 75-1117, and amendments thereto, other than a school district, submits a written assurance protocol, such written assurance protocol shall be signed by the governing body or such governing body's designee for such municipality. Such written assurance protocol shall state that the position was advertised on multiple platforms for a minimum of 30 calendar days and that at least one of the following conditions occurred:

- (i) No applications were submitted for the position;
- (ii) if applications were submitted, none of the applicants met the reference screening criteria of the employer; or
- (iii) if applications were submitted, none of the applicants possessed the appropriate licensure, certification or other necessary credentials for the position.

The provisions of this paragraph shall expire on January 1, 2018.

(f) Retirants who are independent contractors or employees of third-party entities who contract with a participating employer, shall not be subject to the compensation limitation or employer contribution requirements in this subsection or the requirements of subsection (7)(c) regarding enrollment and reporting to the system, so long as all of the following apply:

(A) The contractual relationship was not created to allow the retirant to continue employment with the participating employer after retirement in a position similar to the one such retirant held prior to retirement;

(B) the activities performed by the independent contractor or third-party entity are not normally performed exclusively by employees of that participating employer; and

(C) the retirant meets the classification of independent contractor as provided in K.S.A. 2018 Supp. 44-768, and amendments thereto, or activities performed by the third-party entity that employs the retirant are performed on a limited-term basis and the third-party entity is not a participating employer in the system.

(g) Nothing in this subsection shall be construed to create any right, or to authorize the creation of any right, which is not subject to amendment or nullification by act of the legislature.

(8) (a) Except as provided in subsection (8)(b), if determined by the retirement system that a retirant entered into a prearranged agreement for employment with a participating employer prior to such retirant's retirement and prior to the end of the subsequent 60-day waiting period, or the 180-day waiting period under subsection (10), the monthly retirement benefit of such retirant shall be suspended during the period that begins on the month in which the retirant is re-employed and ends six months after the retirant's termination of such employment. The retirant shall repay to the retirement system all monthly retirement benefits paid to the retirant by the retirement system that the retirant received after such employment began. The participating employer which hired such retirant shall be required to pay to the system any fees, fines, penalties or any other cost imposed by the internal revenue service and indemnify the system for any cost incurred by the system to defend any action brought by the internal revenue service based on in-service distributions which are a result of any determined prearranged

agreement and for any cost incurred by the system to collect any monthly retirement benefit required to be repaid by such retiree pursuant to this subsection.

(b) For members who retired on and after July 1, 2016, and on or before July 1, 2019, if determined by the retirement system that a retiree entered into a prearranged agreement for employment with a participating employer prior to such retiree's retirement date and the subsequent 60-day waiting period, or the 180-day waiting period under subsection (10), and upon being notified of the violation, the retiree terminated such employment, the provisions of subsection (a) shall not apply. If any retiree had benefits suspended prior to July 1, 2019, such benefits shall be reimbursed by the retirement system, if the retiree terminated such prearranged employment in accordance with the provisions of this act. On and after July 1, 2019, the executive director may waive such penalties under this subsection if it is determined by the retirement system that any of the following conditions were satisfied:

(i) The retiree's total length of reemployment was less than 21 calendar days;

(ii) the retiree's total compensation during the total length of reemployment was less than 10% of the amount of such retiree's retirement benefit that would be suspended pursuant to this subsection; or

(iii) other facts and circumstances indicated that the retiree would not have been reemployed but for an error on the part of the participating employer or the retirement system in verifying the retirement status of such retiree and such retiree immediately terminated employment upon being notified of the violation.

(c) On or before the first day of each regular session of the legislature, beginning with the 2020 regular session, the executive director shall submit an annual report on the number of waivers granted pursuant to subsection (8)(b) in the prior calendar year to the joint committee on pensions, investments and benefits, the house of representatives standing committee on financial institutions and pensions and the senate standing committee on financial institutions and insurance, or the successors of such committees.

(9) For the purposes of this section a prearranged agreement for employment may be determined by whether the facts and circumstances of the situation indicate that the employer and employee reasonably anticipated that further services would be performed after the employee's retirement.

(10) (a) Notwithstanding the provisions of subsection (5) or (7) to the contrary, commencing January 1, 2018, any retiree who is retired more than 60 days, if such retiree's age on the date of retirement is 62 or older, or is retired more than 180 days, if such retiree's age on the date of retirement is less than 62, and who is subsequently hired without any prearranged agreement with the participating employer in a covered position, as defined in K.S.A. 74-49,202, and amendments thereto, or an independent contractor or a third-party entity who contracts service to fill such covered position shall not be subject to an earnings limitation that when met or exceeded requires that the retiree not receive a retirement benefit for any month for which such retiree serves in such covered position. The participating employer of such retiree shall pay to the system the statutorily prescribed employer contribution rate on the first \$25,000 of such retiree's compensation in a calendar year and a 30% employer contribution on any compensation in excess of \$25,000 in a calendar year during any such period of employment. If a retiree is employed by more than one participating employer or performing duties in more than one position, contributions shall be made on compensation from all such employment for that calendar year.

(b) Notwithstanding the provisions of subsection (5) or (7) to the contrary, commencing January 1, 2018, any retirant who is retired more than 60 days, if such retirant's age on the date of retirement is 62 or older, or is retired more than 180 days, if such retirant's age on the date of retirement is less than 62, and who is subsequently hired without any prearranged agreement with the participating employer in a non-covered position, or an independent contractor or a third-party entity who contracts service to fill such non-covered position, shall not be subject to an earnings limitation that when met or exceeded requires that the retirant not receive a retirement benefit for any month for which such retirant serves in such non-covered position. No employer contribution shall be paid to the system on compensation paid to a retirant hired in a non-covered position.

(c) The participating employer shall enroll all retirants, including retirants under subsection (7)(b)(i), (ii), (iii), (vii) and (viii), and report to the system when compensation is paid to a retirant as provided in this subsection. Such report shall contain a certification by the appointing authority of the participating employer that any hired retirant has not been employed by the participating employer within 60 days of such retirant's retirement in the case of a retirant whose age on the date of retirement is 62 or older, or within 180 days of such retirant's retirement in the case of a retirant whose age on the date of retirement is less than 62, and that there was no prearranged agreement for employment between the participating employer and the hired retirant. Upon request of the executive director of the system, the participating employer shall provide such information as may be needed by the executive director to carry out the provisions of this subsection. No retirant shall make contributions to the system or receive credit for service while employed under the provisions of this subsection.

(d) The provisions of this subsection relating to an earnings limitation and employer contributions shall not apply to any retirant described in subsection (7)(b) or to retirants who are independent contractors or employees of third-party entities who contract with a participating employer as described in subsection (7)(f), except as specifically provided in this subsection.

(e) Nothing in this subsection shall be construed to create any right, or to authorize the creation of any right that is not subject to amendment or nullification by act of the legislature.

Sec. 5. K.S.A. 74-4986/ is hereby amended to read as follows: 74-4986/. (a) As used in this act, unless otherwise provided or the context otherwise requires:

- (1) "Act" means the Kansas deferred retirement option program act;
- (2) "board" means the board of trustees of the Kansas public employees retirement system;
- (3) "DROP" means the deferred retirement option program established by K.S.A. 74-4986m, and amendments thereto;
- (4) "DROP account" means the notional account to which is credited the monthly DROP accrual;
- (5) "DROP period" means the period of time that a member irrevocably elects to participate in the DROP pursuant to K.S.A. 74-4986n, and amendments thereto;
- (6) "member" means a trooper, examiner or officer of the Kansas highway patrol or an agent of the Kansas bureau of investigation who is eligible to participate in the DROP and who elects to participate in the DROP as provided in this act;
- (7) "monthly DROP accrual" means the amount equal to the monthly retirement

benefit that would have been payable to the member had the member terminated service and retired on the day the member elected; and

(8) "system" means the Kansas police and firemen's retirement system.

(b) Unless specifically provided in this section or in this act, words and phrases used in this act shall have the meanings ascribed to them as provided under the provisions of K.S.A. 74-4901 et seq. and K.S.A. 74-4951 et seq., and amendments thereto.

Sec. 6. K.S.A. 74-4986p is hereby amended to read as follows: 74-4986p. (a) A member's participation in the DROP ceases on the occurrence of the earliest of the following:

(1) Termination of the member's active service with the Kansas highway patrol or Kansas bureau of investigation;

(2) the last day of the member's elected DROP period that begins on the effective date of the member's election to participate in the DROP;

(3) retirement due to disability as defined in K.S.A. 74-4952, and amendments thereto; or

(4) the member's death.

(b) If a member dies before taking a distribution from such member's DROP account, the member's designated beneficiary shall receive a lump-sum payment equal to the member's DROP account balance, including any lump sum credited as provided in K.S.A. 74-4986o(d), and amendments thereto. If the DROP member has not named a beneficiary for such member's DROP account, the amount in the DROP account shall be paid to the beneficiary of the member's retirement benefit.

Sec. 7. K.S.A. 74-4986r is hereby amended to read as follows: 74-4986r. The provisions of K.S.A. 74-4986k through 74-4986r, and amendments thereto, shall expire on January 1, ~~2020~~ 2025;

Also on page 6, in line 7, after "K.S.A." by inserting "74-4909, 74-4911, 74-4914,"; also in line 7, by striking "is" and inserting ", 74-4986l, 74-4986p and 74-4986r are"; in line 9, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "police"; in line 2, by striking all before "retirement" and inserting "public employees"; also in line 2, after "system" by inserting "and systems thereunder"; also in line 2, after "service-connected" by inserting "in the Kansas police and firemen's retirement system; powers and duties of the board of trustees; developing procedures for procurement of goods and services; making and entering into certain contracts; authorizing travel for trustees and employees of the system; relating to membership waiting period for direct support positions of community developmental disability organizations; employment after retirement, exempting individuals employed by the Kansas academies of the United States department of defense STARBASE program, providing certain retirants exemption from penalties, authorizing reimbursement of certain suspended retirement benefits, conditions for penalty waiver; relating to the deferred retirement option program act, including agents of the Kansas bureau of investigation as members, extending sunset date"; in line 3, after "K.S.A." by inserting "74-4909, 74-4911, 74-4914,"; also in line 3, after "74-4952" by inserting ", 74-4986l, 74-4986p and 74-4986r"; also in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

ROB OLSON

RICHARD BILLINGER

MARY WARE

Conferees on part of Senate

JIM KELLY

BOYD ORR

GAIL FINNEY

Conferees on part of House

On motion of Rep. Kelly, the conference committee report on **HB 2031** was adopted.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Capps.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2007** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 2, in line 36, before "partly" by inserting "solely or"; in line 43, before "partly" by inserting "solely or";

On page 3, in line 3, after "financed" by inserting "solely or"; in line 18, before "partly" by inserting "solely or";

On page 4, in line 11, before "partly" by inserting "solely or"; in line 19, before "partly" by inserting "solely or"; in line 41, by striking "and"; in line 43, after "feasibility" by inserting "; and

(F) at least one local public meeting to review the project during the feasibility study process";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

DAN GODDARD

PAT PETTEY

Conferees on part of Senate

RICHARD PROEHL

JACK THIMESCH

HENRY HELGERSON

Conferees on part of House

On motion of Rep. Proehl, the conference committee report on **S Sub for HB 2007** was adopted.

On roll call, the vote was: Yeas 90; Nays 33; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Benson, Bergquist, Blex, Burroughs, Carlin, Carlson, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Curtis, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Francis, French, Frownfelter, Gartner, Hawkins, Henderson, Hibbard, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thompson, Toplikar, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Barker, Bishop, Burris, Capps, Carmichael, B. Carpenter, Croft, Delperdang, Dove, Erickson, Esau, Finney, Garber, Helgerson, Helmer, Highberger, Highland, Hodge, Houser, Huebert, Jacobs, Kuether, Landwehr, Ohaebosim, Ousley, Owens, Smith, A., Thomas, Vickrey, Victors, Ward, Whipple.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2087** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 6 through 34;

On page 2, by striking all in lines 1 through 27; following line 27, by inserting:

"Section 1. K.S.A. 2018 Supp. 79-3401 is hereby amended to read as follows: 79-3401. This act, ~~and amendments thereto~~, shall be known and may be cited as the "motor-fuel tax law," and as so constituted is hereinafter referred to as "this act." The following words, terms and phrases, when used in this act, shall have the meanings ascribed to them in this section, except in those instances clearly indicating a different meaning:

(a) "Aviation fuel" means motor fuels for use as fuel for aircraft;

(b) "agricultural ethyl alcohol" means a motor-vehicle fuel component with a purity

of at least 99%, exclusive of any added denaturants, denatured in conformity with one of the methods approved by the United States department of the treasury, bureau of alcohol, tobacco and firearms, and distilled in the United States of America from grain produced in the United States of America;

(c) "bulk plant" means a motor fuels storage facility, other than a terminal, that is primarily used to redistribute motor fuels;

(d) "dealer" means any person engaged in the retail sale of motor-vehicle fuels or special fuels;

(e) "director" means the director of taxation, a duly authorized deputy, agent or representative;

(f) "distributor" means any person, who:

(1) Imports or causes to be imported from any other state or territory of the United States motor-vehicle fuels or special fuels for such person's own use in the state of Kansas, or for sale and delivery therein, after the same shall have come to rest or storage therein, whether or not in the original package, receptacle or container; or

(2) imports or causes to be imported, from a foreign country, motor-vehicle fuels or special fuels for such person's own use in the state of Kansas, or for sale and delivery therein, after the same shall have come to rest or storage, whether or not in the original package, receptacle or container;

(3) purchases or receives motor-vehicle fuels or special fuels in the original package, receptacle or container in the state of Kansas for such person's own use therein, or for sale and delivery therein, from any person who has imported the same from any other state or territory of the United States, or any other nation, in case such motor-vehicle fuels or special fuels have not, prior to such purchase or receipt, come to rest or storage in the state of Kansas; or

(4) received and, in any manner, uses, sells or delivers motor-vehicle fuels or special fuels in the state of Kansas on which the tax provided for in this act has not been previously paid;

(g) "exporter" means any person who exports or causes to be exported motor vehicle fuels or special fuels from Kansas to any other state or territory of the United States or to a foreign country, for such person's own use or for sale or delivery therein, whether or not in the original package, receptacle or container;

(h) "importer" means any person who imports or causes to be imported motor-vehicle fuels or special fuels from any other state or territory of the United States or from a foreign country, for such person's own use in the state of Kansas or for sale or delivery therein, whether or not in the original package, receptacle or container;

(i) "liquid fuels" or "motor fuels" means any inflammable liquid by whatever name such liquid shall be known or sold, ~~which that~~ is used, or practically or commercially usable, either alone or when mixed or combined in an internal-combustion engine for the generation of power;

(j) "manufacturer" or "refiner" means any person ~~who or which that~~ produces, refines, prepares, blends, distills, manufactures or compounds motor-vehicle fuels or special fuels in the state of Kansas for such person's own use therein, or for sale or delivery therein. The term "manufacturer" shall not include any person ~~who or which that~~ mechanically separates liquids from natural gas at production facilities or gathering system pipelines on the lease. No person who produces, refines, prepares, blends, distills, manufactures, or compounds motor-vehicle fuels or special fuels shall be

required to render a distributor's (manufacturer's) report as to any particular lot or lots of motor-vehicle fuels or special fuels until such motor-vehicle fuels or special fuels have been loaded at a refinery or other place of production into tank cars, or placed in any tank at such refinery or other place of production from which any withdrawals are made direct into tanks, tank wagons or other types of transportation equipment, containers or facilities;

(k) "motor vehicle" means a motor vehicle as defined by K.S.A. 8-126, and amendments thereto, ~~and which that~~ is required to be registered pursuant to K.S.A. 8-126 et seq., and amendments thereto;

(l) "motor-vehicle fuels" means gasoline, casinghead gasoline, natural gasoline, drip gasoline, aviation gasoline, gasohol, gasoline-oxygenate blend and any other spark-ignition motor fuel as defined by the 1995 United States department of commerce, national institute of standards and technology handbook 130 issued December of 1994, and as may subsequently be defined in rules and regulations ~~which that~~ the director may adopt pursuant to K.S.A. 79-3419, and amendments thereto;

(m) "oil inspector" means the director of taxation, a duly authorized deputy, agent or representative;

(n) "person" means every natural person, association, partnership, limited partnership, limited liability company or corporation. When used in any statute, prescribing and imposing a fine or imprisonment, or both, the term "person" as applied to firms and associations means the partners or members thereof and, as applied to corporations, the corporation and the officers thereof;

(o) "public highways" means and includes every way or place, of whatever nature, generally open to the use of the public as a matter of right, for the purposes of vehicular travel and notwithstanding that the same shall have been temporarily closed for the purpose of construction, reconstruction or repair;

(p) "received" means motor-vehicle fuel or special fuel produced, refined, prepared, distilled, manufactured, blended or compounded at any refinery or other place, in the state of Kansas by any person, or imported into this state from any other state, territory, or foreign country by pipeline or connecting pipeline at a pipeline terminal or pipeline tank farm for storage, shall be deemed to be "received" by such person thereat when the same shall have been loaded at such refinery, pipeline terminal, pipeline tank farm or other place, into tank cars, tank trucks or other container, or placed in any tank from which any withdrawals are made direct into tank cars, tank trucks or other types of transportation equipment, containers or facilities;

(q) "retailer" means a person that engages in the business of selling or distributing motor fuels to the end user;

(r) "school bus" means every ~~bus, as defined by K.S.A. 8-1406, and amendments thereto, which motor vehicle that~~ is: (1) Privately owned and contracted for, leased or hired by a school district or nonpublic school for the transportation of pupils, ~~or students or school personnel~~ to or from school or to or from school-related functions or activities; or (2) owned and operated by a school district or nonpublic school ~~which that~~ is registered under the provisions of K.S.A. 8-126 et seq., and amendments thereto, used for the transportation of pupils, ~~or students or school personnel~~ to or from school or to or from school-related functions or activities;

(s) "special fuels" means all combustible liquids suitable for the generation of power for the propulsion of motor vehicles including, but not limited to, diesel fuel,

alcohol and such fuels not defined under the motor-vehicle fuels definition, hereinafter referred to as motor-vehicle fuel;

(t) "terminal" means a fuel storage and distribution facility that is supplied by motor vehicle, pipeline or marine vessel, and from which motor fuels may be removed at a rack. "Terminal" does not include any facility at which motor fuel blend stocks and additives are used in the manufacture of products other than motor fuels and from which no motor fuels are removed;

(u) "terminal operator" means the person who by ownership or contractual agreement is charged with the responsibility for, or physical control over, and operation of a terminal;

(v) "transporter" means a person who has been issued a liquid-fuels carrier's license pursuant to K.S.A. 55-506 et seq., and amendments thereto; and

(w) "E85 fuels" means an alternative fuel that is a blend of denatured ethanol and hydrocarbon that typically contains 85% ethanol by volume, but at a minimum must contain 70% ethanol by volume, and complies with ASTM specification D5798-99.";

Also on page 2, in line 28, by striking "8-1749a" and inserting "79-3401";

On page 1, in the title, in line 1, by striking all after "concerning"; in line 2, by striking all before the semicolon and inserting "the motor-fuel tax law; relating to the definition of school bus"; also in line 2, by striking "8-"; in line 3, by striking "1749a" and inserting "79-3401";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

DAN GODDARD

PAT PETTEY

Conferees on part of Senate

RICHARD PROEHL

JACK THIMESCH

HENRY HELGERSON

Conferees on part of House

On motion of Rep. Proehl, the conference committee report on **HB 2087** was adopted.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors,

Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2126** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 6 through 34;

By striking all on pages 2 through 18;

On page 19, by striking all in lines 1 through 27; following line 27, by inserting:

"Section 1. K.S.A. 74-2012 is hereby amended to read as follows: 74-2012. (a) (1) All motor vehicle records shall be subject to the provisions of the open records act, except as otherwise provided under the provisions of this section and by K.S.A. 65-2422d and 74-2022, and amendments thereto.

(2) Nothing in this section shall prevent the transmittal of motor vehicle records for the purpose of processing voter registration applications.

(3) For the purpose of this section, "motor vehicle records" means any record that pertains to a motor vehicle drivers' license, motor vehicle certificate of title, motor vehicle registration or identification card issued by the division of vehicles.

(b) All motor vehicle records which relate to the physical or mental condition of any person, have been expunged or are photographs or digital images maintained in connection with the issuance of drivers' licenses shall be confidential and shall not be disclosed except in accordance with a proper judicial order or as otherwise more specifically provided in this section or by other law. Photographs or digital images maintained by the division of vehicles in connection with the issuance of drivers' licenses may be disclosed to any federal, state or local agency, including any court or law enforcement agency, to assist such agency in carrying out the functions required of such governmental agency. In January of each year the division shall report to the house committee on veterans, military and homeland security regarding the utilization of the provisions of this subsection. Motor vehicle records relating to diversion agreements for the purposes of K.S.A. 8-1567, 12-4415 and 22-2908, and amendments thereto, shall be confidential and shall not be disclosed except in accordance with a proper judicial order or by direct computer access to:

(1) A city, county or district attorney, for the purpose of determining a person's eligibility for diversion or to determine the proper charge for a violation of K.S.A. 8-2,144 or 8-1567, and amendments thereto, or any ordinance of a city or resolution of a county in this state which prohibits any acts prohibited by those statutes;

(2) a municipal or district court, for the purpose of using the record in connection with any matter before the court;

(3) a law enforcement agency, for the purpose of supplying the record to a person authorized to obtain it under paragraph (1) or (2); or

(4) an employer when a person is required to retain a commercial driver's license

due to the nature of such person's employment.

(c) Lists of persons' names and addresses contained in or derived from motor vehicle records shall not be sold, given or received for the purposes prohibited by K.S.A. 2018 Supp. 45-230, and amendments thereto, except that:

(1) The director of vehicles may provide to a requesting party, and a requesting party may receive, such a list and accompanying information from motor vehicle records upon written certification that the requesting party shall use the list solely for the purpose of:

(A) ~~Assisting manufacturers of motor vehicles in compiling statistical reports or in notifying owners of vehicles believed to:~~

~~(i) Have safety-related defects;~~

~~(ii) fail to comply with emission standards; or~~

~~(iii) have any defect to be remedied at the expense of the manufacturer;~~

~~(B) assisting an insurer authorized to do business in this state, or the insurer's authorized agent:~~

~~(i) In processing an application for, or renewal or cancellation of, a motor vehicle liability insurance policy; or~~

~~(ii) in conducting antifraud activities by identifying potential undisclosed drivers of a motor vehicle currently insured by an insurer licensed to do business in this state by providing only the following information: Drivers' license number, license type, date of birth, name, address, issue date and expiration date;~~

~~(C) assisting the selective service system in the maintenance of a list of persons 18 to 26 years of age in this state as required under the provisions of section 3 of the federal military selective service act;~~

~~(D) assisting any federal, state or local agency, including any court or law enforcement agency, or any private person acting on behalf of such agencies in carrying out the functions required of such governmental agency, except that such records shall not be redisclosed;~~

~~(E)(B) assisting businesses with the verification or reporting of information derived from the title and registration records of the division to prepare and assemble vehicle history reports, except that such vehicle history reports shall not include the names or addresses of any current or previous owners;~~

~~(F) assisting businesses in producing motor vehicle title or motor vehicle registration, or both, statistical reports, so long as personal information is not published, redisclosed or used to contact individuals;~~

~~(G)(C) assisting an employer or an employer's authorized agent in monitoring the driving record of the employees required to drive in the course of employment to ensure driver behavior, performance or safety; or~~

~~(H)(D) assisting the Kansas commission on veterans affairs office in notifying veterans of the facilities, benefits and services available to veterans; or~~

(E) any other purpose authorized by the driver's privacy protection act, 18 U.S.C. § 2721, as it existed on January 1, 2018.

(2) Any law enforcement agency of this state which has access to motor vehicle records may furnish to a requesting party, and a requesting party may receive, such a list and accompanying information from such records upon written certification that the requesting party shall use the list solely for the purpose of assisting an insurer authorized to do business in this state, or the insurer's authorized agent, in processing an

application for, or renewal or cancellation of, a motor vehicle liability insurance policy.

(d) If a law enforcement agency of this state furnishes information to a requesting party pursuant to subsection (c)(2), the law enforcement agency shall charge the fee prescribed by the secretary of revenue pursuant to K.S.A. 74-2022, and amendments thereto, for any copies furnished and may charge an additional fee to be retained by the law enforcement agency to cover its cost of providing such copies. The fee prescribed pursuant to K.S.A. 74-2022, and amendments thereto, shall be paid monthly to the secretary of revenue and upon receipt thereof shall be deposited in the state treasury to the credit of the electronic databases fee fund, except for the \$1 of the fee for each record required to be credited to the highway patrol training center fund under subsection (f).

(e) The secretary of revenue, the secretary's agents or employees, the director of vehicles or the director's agents or employees shall not be liable for damages caused by any negligent or wrongful act or omission of a law enforcement agency in furnishing any information obtained from motor vehicle records.

(f) A fee in an amount fixed by the secretary of revenue pursuant to K.S.A. 74-2022, and amendments thereto, of not less than \$2 for each full or partial motor vehicle record shall be charged by the division, except that the director may charge a lesser fee pursuant to a contract between the secretary of revenue and any person to whom the director is authorized to furnish information under subsection (c)(1), and such fee shall not be less than the cost of production or reproduction of any full or partial motor vehicle record requested. ~~Except for the fees charged pursuant to a contract for motor vehicle records authorized by this subsection pertaining to motor vehicle titles or motor vehicle registrations or pursuant to subsection (c)(1)(B)(ii) or (c)(1)(D), \$1 shall be credited to the highway patrol training center fund for each motor vehicle record provided by the division of vehicles. One dollar shall be credited to the highway patrol training center fund for each motor vehicle record provided by the division of vehicles, except for fees charged:~~

(1) Pursuant to a contract for motor vehicle records authorized by this subsection pertaining to motor vehicle titles or motor vehicle registrations; or

(2) for motor vehicle records authorized for disclosure pursuant to subsection (c)(1)(E) for the purposes of:

(A) Assisting an insurer authorized to do business in this state, or the insurer's authorized agent, in conducting antifraud activities; or

(B) assisting any federal, state or local agency, including any court or law enforcement agency, or any private person acting on behalf of such agencies, in carrying out the functions required of such governmental agency.

(g) The secretary of revenue may adopt such rules and regulations as are necessary to implement the provisions of this section.

Sec. 2. K.S.A. 74-2012 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in line 2; in line 3, by striking all before the period and inserting "the division of motor vehicles; relating to the disclosure of records; adopting the driver's privacy protection act; amending K.S.A. 74-2012 and repealing the existing section";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

DAN GODDARD

PAT PETTEY

Conferees on part of Senate

RICHARD PROEHL

JACK THIMESCH

HENRY HELGERSON

Conferees on part of House

On motion of Rep. Proehl, the conference committee report on **HB 2126** was adopted.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2225** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Senate Substitute for House Bill No. 2225, as follows:

On page 3, in line 22, by striking "sixty" and inserting "two hundred"; in line 24, by striking "one" and inserting "two"; in line 28, by striking "fifty";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

DAN GODDARD

PAT PETTEY

Conferees on part of Senate

RICHARD PROEHL
 JACK THIMESCH
 HENRY HELGERSON

Conferees on part of House

On motion of Rep. Proehl, the conference committee report on **S Sub for HB 2225** was adopted.

On roll call, the vote was: Yeas 91; Nays 32; Present but not voting: 0; Absent or not voting: 2.

Yeas: Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Howard, Humphries, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Toplikar, Victors, Ward, Warfield, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Alcalá, Awerkamp, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Collins, Corbet, Croft, Delperdang, Erickson, French, Garber, Helmer, Houser, Huebert, Jacobs, Jennings, Kuether, Landwehr, Orr, Owens, Pittman, Rhiley, Smith, A., Straub, Thomas, Vickrey, Waggoner, Warren.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

EXPLANATION OF VOTE

MR. SPEAKER: I Vote No on Conference Committee bundled **Senate Substitute for HB 2225**. I disagree that the Legislature is constantly raising fees rather than cutting costs. I disagree that HB 2371 Providing for an increase in permit fees for oversize or overweight vehicles was put in. – BILL RHILEY

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2209** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, following line 5, by inserting:

"New Section 1. On and after July 1, 2019, the provisions of sections 1 through 3, and amendments thereto, shall be known and may be cited as the unclaimed life insurance benefits act.

New Sec. 2. As used in the unclaimed life insurance benefits act:

(a) "Contract" means an annuity contract. The term "contract" shall not include an annuity used to fund an employment-based retirement plan or program where: (1) The insurer does not perform the record-keeping services; or (2) the insurer is not committed by terms of the annuity contract to pay death benefits to the beneficiaries of specific

plan participants.

(b) "Death master file" means the United States social security administration's death master file or any other database or service that is at least as comprehensive as the United States social security administration's death master file for determining that a person has reportedly died.

(c) "Death master file match" means a search of the death master file that results in a match of the social security number or the name and date of birth of an insured, annuity owner or retained asset account holder.

(d) "Knowledge of death" means: (1) Receipt of an original or valid copy of a certified death certificate; or (2) a death master file match validated by the insurer in accordance with section 3(a), and amendments thereto.

(e) "Policy" means any policy or certificate of life insurance that provides a death benefit. The term "policy" shall not include: (1) Any policy or certificate of life insurance that provides a death benefit under an employee benefit plan: (A) Subject to the employee retirement income security act of 1974 (29 U.S.C. § 1002); or (B) under any federal employee benefit program; (2) any policy or certificate of life insurance that is used to fund a preneed funeral contract or prearrangement; (3) any policy or certificate of credit life or accidental death insurance; or (4) any policy issued to a group master policyholder for which the insurer does not provide record keeping services.

(f) "Record keeping services" means those circumstances under which the insurer has agreed with a group policy or contract customer to be responsible for obtaining, maintaining and administering in its own or its agents' systems information about each individual insured under an insured's group insurance contract, or a line of coverage thereunder, at least the following information: (1) Social security number or name and date of birth; (2) beneficiary designation information; (3) coverage eligibility; (4) benefit amount; and (5) premium payment status.

(g) "Retained asset account" means any mechanism whereby the settlement of proceeds payable under a policy or contract is accomplished by the insurer or an entity acting on behalf of the insurer depositing the proceeds into an account with check or draft writing privileges, where those proceeds are retained by the insurer or its agent, pursuant to a supplementary contract not involving annuity benefits other than death benefits.

(h) The provisions of this section shall take effect on and after July 1, 2019.

New Sec. 3. (a) An insurer shall perform a comparison of its insureds' in-force policies, contracts, and retained asset accounts against a death master file, on at least a semi-annual basis, by using the full death master file once and thereafter using the death master file update files for future comparisons to identify potential matches of its insureds. For those potential matches identified as a result of a death master file match, the insurer shall:

(1) Within 90 days of a death master file match:

(A) Complete a good faith effort that shall be documented by the insurer to confirm the death of the insured or retained asset account holder against other available records and information;

(B) determined whether benefits are due in accordance with the applicable policy or contract. If benefits are due in accordance with the applicable policy or contract:

(i) Use good faith efforts that shall all be documented by the insurer to locate the beneficiary or beneficiaries; and

(ii) provide the appropriate claim forms or instructions to the beneficiary or beneficiaries to make a claim including the need to provide an official death certificate, if applicable under the policy contract.

(2) With respect to group life insurance, insurers shall confirm the possible death of an insured when the insurers maintain at least the following information of those covered under a policy or certificate: (A) Social security number or name and date of birth; (B) beneficiary designation information; (C) coverage eligibility; (D) benefit amount; and (E) premium payment status.

(3) Every insurer shall implement procedures to account for:

(A) Common nicknames, initials used in lieu of a first or middle name, use of a middle name, compound first and middle names and interchanged first and middle names;

(B) compound last names, maiden or married names, and hyphens, blank spaces or apostrophes in last names;

(C) transposition of the month and date portions of the date of birth; and

(D) incomplete social security numbers.

(4) To the extent permitted by law, the insurer may disclose minimum, necessary personal information about the insured or beneficiary to a person who the insurer reasonably believes may be able to assist the insurer locate the beneficiary or a person otherwise entitled to payment of the claims proceeds.

(b) An insurer or its service provider shall not charge any beneficiary or other authorized representative for any fees or costs associated with a death master file search or verification of a death master file match conducted pursuant to this section.

(c) The benefits from a policy, contract or a retained asset account, plus any applicable accrued contractual interest shall first be payable to the designated beneficiaries or owners, and in the event the beneficiaries or owners can not be found, shall escheat to the state as unclaimed property pursuant to K.S.A. 58-3936, and amendments thereto. Interest payable under K.S.A. 40-447, and amendments thereto, shall not be payable as unclaimed property.

(d) An insurer shall notify the state treasurer upon the expiration of the statutory time period for escheat that:

(1) A policy or contract beneficiary or retained asset account holder has not submitted a claim with the insurer; and

(2) the insurer has complied with subsection (a) and has been unable, after good faith efforts, documented by the insurer, to contact the retained asset account holder, beneficiary or beneficiaries.

(e) Upon such notice, an insurer shall immediately submit the unclaimed policy or contract benefits or unclaimed retained asset accounts, plus any applicable accrued interest, to the state treasurer in accordance with the unclaimed property act.

(f) Failure to meet any requirement of this section with such frequency as to constitute a general business practice shall be considered an unfair or deceptive act or practice under K.S.A. 40-2404, and amendments thereto, and subject to the penalties contained under K.S.A. 40-2401 et seq., and amendments thereto. Nothing herein shall be construed to create or imply a private cause of action for a violation of this section.

(g) The provisions of this section shall take effect on and after July 1, 2019.

Sec. 4. On and after July 1, 2019, K.S.A. 2018 Supp. 40-2404 is hereby amended to read as follows: 40-2404. The following are hereby defined as unfair methods of

competition and unfair or deceptive acts or practices in the business of insurance:

(1) *Misrepresentations and false advertising of insurance policies.* Making, issuing, circulating or causing to be made, issued or circulated, any estimate, illustration, circular, statement, sales presentation, omission or comparison ~~which that~~:

(a) Misrepresents the benefits, advantages, conditions or terms of any insurance policy;

(b) misrepresents the dividends or share of the surplus to be received on any insurance policy;

(c) makes any false or misleading statements as to the dividends or share of surplus previously paid on any insurance policy;

(d) is misleading or is a misrepresentation as to the financial condition of any person, or as to the legal reserve system upon which any life insurer operates;

(e) uses any name or title of any insurance policy or class of insurance policies misrepresenting the true nature thereof;

(f) is a misrepresentation for the purpose of inducing or tending to induce the lapse, forfeiture, exchange, conversion or surrender of any insurance policy;

(g) is a misrepresentation for the purpose of effecting a pledge or assignment of or effecting a loan against any insurance policy; or

(h) misrepresents any insurance policy as being shares of stock.

(2) *False information and advertising generally.* Making, publishing, disseminating, circulating or placing before the public, or causing, directly or indirectly, to be made, published, disseminated, circulated or placed before the public, in a newspaper, magazine or other publication, or in the form of a notice, circular, pamphlet, letter or poster, or over any radio or television station, or in any other way, an advertisement, announcement or statement containing any assertion, misrepresentation or statement with respect to the business of insurance or with respect to any person in the conduct of such person's insurance business, ~~which that~~ is untrue, deceptive or misleading.

(3) *Defamation.* Making, publishing, disseminating or circulating, directly or indirectly, or aiding, abetting or encouraging the making, publishing, disseminating or circulating of any oral or written statement or any pamphlet, circular, article or literature ~~which that~~ is false, or maliciously critical of or derogatory to the financial condition of any person, and ~~which that~~ is calculated to injure such person.

(4) *Boycott, coercion and intimidation.* Entering into any agreement to commit, or by any concerted action committing, any act of boycott, coercion or intimidation resulting in or tending to result in unreasonable restraint of the business of insurance, or by any act of boycott, coercion or intimidation monopolizing or attempting to monopolize any part of the business of insurance.

(5) *False statements and entries.* (a) Knowingly filing with any supervisory or other public official, or knowingly making, publishing, disseminating, circulating or delivering to any person, or placing before the public, or knowingly causing directly or indirectly, to be made, published, disseminated, circulated, delivered to any person, or placed before the public, any false material statement of fact as to the financial condition of a person.

(b) Knowingly making any false entry of a material fact in any book, report or statement of any person or knowingly omitting to make a true entry of any material fact pertaining to the business of such person in any book, report or statement of such

person.

(6) *Stock operations and advisory board contracts.* Issuing or delivering or permitting agents, officers or employees to issue or deliver, agency company stock or other capital stock, or benefit certificates or shares in any common-law corporation, or securities or any special or advisory board contracts or other contracts of any kind promising returns and profits as an inducement to insurance. Nothing herein shall prohibit the acts permitted by K.S.A. 40-232, and amendments thereto.

(7) *Unfair discrimination.* (a) Making or permitting any unfair discrimination between individuals of the same class and equal expectation of life in the rates charged for any contract of life insurance or life annuity or in the dividends or other benefits payable thereon, or in any other of the terms and conditions of such contract.

(b) Making or permitting any unfair discrimination between individuals of the same class and of essentially the same hazard in the amount of premium, policy fees or rates charged for any policy or contract of accident or health insurance or in the benefits payable thereunder, or in any of the terms or conditions of such contract, or in any other manner whatever.

(c) Refusing to insure, or refusing to continue to insure, or limiting the amount, extent or kind of coverage available to an individual, or charging an individual a different rate for the same coverage solely because of blindness or partial blindness. With respect to all other conditions, including the underlying cause of the blindness or partial blindness, persons who are blind or partially blind shall be subject to the same standards of sound actuarial principles or actual or reasonably anticipated experience as are sighted persons. Refusal to insure includes denial by an insurer of disability insurance coverage on the grounds that the policy defines "disability" as being presumed in the event that the insured loses such person's eyesight. However, an insurer may exclude from coverage disabilities consisting solely of blindness or partial blindness when such condition existed at the time the policy was issued.

(d) Refusing to insure, or refusing to continue to insure, or limiting the amount, extent or kind of coverage available for accident and health and life insurance to an applicant who is the proposed insured or charge a different rate for the same coverage or excluding or limiting coverage for losses or denying a claim incurred by an insured as a result of abuse based on the fact that the applicant who is the proposed insured is, has been, or may be the subject of domestic abuse, except as provided in ~~subpart (v) subsection (7)(d)(v).~~ "Abuse" as used in this ~~subsection (7)(d) paragraph~~ means one or more acts defined in ~~subsection (a) or (b) of K.S.A. 60-3102,~~ and amendments thereto, between family members, current or former household members, or current or former intimate partners.

(i) An insurer may not ask an applicant for life or accident and health insurance who is the proposed insured if the individual is, has been or may be the subject of domestic abuse or seeks, has sought or had reason to seek medical or psychological treatment or counseling specifically for abuse, protection from abuse or shelter from abuse.

(ii) Nothing in this section shall be construed to prohibit a person from declining to issue an insurance policy insuring the life of an individual who is, has been or has the potential to be the subject of abuse if the perpetrator of the abuse is the applicant or would be the owner of the insurance policy.

(iii) No insurer that issues a life or accident and health policy to an individual who

is, has been or may be the subject of domestic abuse shall be subject to civil or criminal liability for the death or any injuries suffered by that individual as a result of domestic abuse.

(iv) No person shall refuse to insure, refuse to continue to insure, limit the amount, extent or kind of coverage available to an individual or charge a different rate for the same coverage solely because of physical or mental condition, except where the refusal, limitation or rate differential is based on sound actuarial principles.

(v) Nothing in this section shall be construed to prohibit a person from underwriting or rating a risk on the basis of a preexisting physical or mental condition, even if such condition has been caused by abuse, provided that:

(A) The person routinely underwrites or rates such condition in the same manner with respect to an insured or an applicant who is not a victim of abuse;

(B) the fact that an individual is, has been or may be the subject of abuse may not be considered a physical or mental condition; and

(C) such underwriting or rating is not used to evade the intent of this section or any other provision of the Kansas insurance code.

(vi) Any person who underwrites or rates a risk on the basis of preexisting physical or mental condition as set forth in subsection (7)(d)(v), shall treat such underwriting or rating as an adverse underwriting decision pursuant to K.S.A. 40-2,112, and amendments thereto.

(vii) The provisions of ~~subsection (d) of this paragraph~~ shall apply to all policies of life and accident and health insurance issued in this state after the effective date of this act and all existing contracts ~~which that~~ are renewed on or after the effective date of this act.

(e) Refusing to insure, or refusing to continue to insure, or limiting the amount, extent or kind of coverage available for life insurance to an individual, or charging an individual a different rate for the same coverage, solely because of such individual's status as a living organ donor. With respect to all other conditions, persons who are living organ donors shall be subject to the same standards of sound actuarial principles or actual or reasonably anticipated experience as are persons who are not organ donors.

(8) *Rebates.* (a) Except as otherwise expressly provided by law, knowingly permitting, offering to make or making any contract of life insurance, life annuity or accident and health insurance, or agreement as to such contract other than as plainly expressed in the insurance contract issued thereon; paying, allowing, giving or offering to pay, allow or give, directly or indirectly, as inducement to such insurance, or annuity, any rebate of premiums payable on the contract, any special favor or advantage in the dividends or other benefits thereon, or any valuable consideration or inducement whatever not specified in the contract; or giving, selling, purchasing or offering to give, sell or purchase as inducement to such insurance contract or annuity or in connection therewith, any stocks, bonds or other securities of any insurance company or other corporation, association or partnership, or any dividends or profits accrued thereon, or anything of value whatsoever not specified in the contract.

(b) Nothing in subsection (7) or (8)(a) shall be construed as including within the definition of discrimination or rebates any of the following practices:

(i) In the case of any contract of life insurance or life annuity, paying bonuses to policyholders or otherwise abating their premiums in whole or in part out of surplus accumulated from nonparticipating insurance. Any such bonuses or abatement of

premiums shall be fair and equitable to policyholders and for the best interests of the company and its policyholders;

(ii) in the case of life insurance policies issued on the industrial debit plan, making allowance to policyholders who have continuously for a specified period made premium payments directly to an office of the insurer in an amount ~~which~~ that fairly represents the saving in collection expenses; or

(iii) readjustment of the rate of premium for a group insurance policy based on the loss or expense experience thereunder, at the end of the first or any subsequent policy year of insurance thereunder, which may be made retroactive only for such policy year.

(9) *Unfair claim settlement practices.* It is an unfair claim settlement practice if any of the following or any rules and regulations pertaining thereto are: ~~(A)~~ either committed flagrantly and in conscious disregard of such provisions, or ~~(B)~~ committed with such frequency as to indicate a general business practice;

(a) Misrepresenting pertinent facts or insurance policy provisions relating to coverages at issue;

(b) failing to acknowledge and act reasonably promptly upon communications with respect to claims arising under insurance policies;

(c) failing to adopt and implement reasonable standards for the prompt investigation of claims arising under insurance policies;

(d) refusing to pay claims without conducting a reasonable investigation based upon all available information;

(e) failing to affirm or deny coverage of claims within a reasonable time after proof of loss statements have been completed;

(f) not attempting in good faith to effectuate prompt, fair and equitable settlements of claims in which liability has become reasonably clear;

(g) compelling insureds to institute litigation to recover amounts due under an insurance policy by offering substantially less than the amounts ultimately recovered in actions brought by such insureds;

(h) attempting to settle a claim for less than the amount to which a reasonable person would have believed that such person was entitled by reference to written or printed advertising material accompanying or made part of an application;

(i) attempting to settle claims on the basis of an application ~~which~~ that was altered without notice to, or knowledge or consent of the insured;

(j) making claims payments to insureds or beneficiaries not accompanied by a statement setting forth the coverage under which payments are being made;

(k) making known to insureds or claimants a policy of appealing from arbitration awards in favor of insureds or claimants for the purpose of compelling them to accept settlements or compromises less than the amount awarded in arbitration;

(l) delaying the investigation or payment of claims by requiring an insured, claimant or the physician of either to submit a preliminary claim report and then requiring the subsequent submission of formal proof of loss forms, both of which submissions contain substantially the same information;

(m) failing to promptly settle claims, where liability has become reasonably clear, under one portion of the insurance policy coverage in order to influence settlements under other portions of the insurance policy coverage; or

(n) failing to promptly provide a reasonable explanation of the basis in the insurance policy in relation to the facts or applicable law for denial of a claim or for the

offer of a compromise settlement.

(10) *Failure to maintain complaint handling procedures.* Failure of any person, who is an insurer on an insurance policy, to maintain a complete record of all the complaints ~~which~~ that it has received since the date of its last examination under K.S.A. 40-222, and amendments thereto; but no such records shall be required for complaints received prior to the effective date of this act. The record shall indicate the total number of complaints, their classification by line of insurance, the nature of each complaint, the disposition of the complaints, the date each complaint was originally received by the insurer and the date of final disposition of each complaint. For purposes of this subsection, "complaint" means any written communication primarily expressing a grievance related to the acts and practices set out in this section.

(11) *Misrepresentation in insurance applications.* Making false or fraudulent statements or representations on or relative to an application for an insurance policy, for the purpose of obtaining a fee, commission, money or other benefit from any insurer, agent, broker or individual.

(12) *Statutory violations.* Any violation of any of the provisions of K.S.A. 40-216, 40-276a, 40-2,155 or 40-1515, and amendments thereto.

(13) *Disclosure of information relating to adverse underwriting decisions and refund of premiums.* Failing to comply with the provisions of K.S.A. 40-2,112, and amendments thereto, within the time prescribed in such section.

(14) *Rebates and other inducements in title insurance.* (a) No title insurance company or title insurance agent, or any officer, employee, attorney, agent or solicitor thereof, may pay, allow or give, or offer to pay, allow or give, directly or indirectly, as an inducement to obtaining any title insurance business, any rebate, reduction or abatement of any rate or charge made incident to the issuance of such insurance, any special favor or advantage not generally available to others of the same classification, or any money, thing of value or other consideration or material inducement. The words "charge made incident to the issuance of such insurance" includes, without limitations, escrow, settlement and closing charges.

(b) No insured named in a title insurance policy or contract nor any other person directly or indirectly connected with the transaction involving the issuance of the policy or contract, including, but not limited to, mortgage lender, real estate broker, builder, attorney or any officer, employee, agent representative or solicitor thereof, or any other person may knowingly receive or accept, directly or indirectly, any rebate, reduction or abatement of any charge, or any special favor or advantage or any monetary consideration or inducement referred to in subsection (14)(a).

(c) Nothing in this section shall be construed as prohibiting:

(i) The payment of reasonable fees for services actually rendered to a title insurance agent in connection with a title insurance transaction;

(ii) the payment of an earned commission to a duly appointed title insurance agent for services actually performed in the issuance of the policy of title insurance; or

(iii) the payment of reasonable entertainment and advertising expenses.

(d) Nothing in this section prohibits the division of rates and charges between or among a title insurance company and its agent, or one or more title insurance companies and one or more title insurance agents, if such division of rates and charges does not constitute an unlawful rebate under the provisions of this section and is not in payment of a forwarding fee or a finder's fee.

(e) As used in ~~paragraphs (e) through (i)(7) of this subpart~~ subsections (14)(c) through (14)(i), unless the context otherwise requires:

(i) "Associate" means any firm, association, organization, partnership, business trust, corporation or other legal entity organized for profit in which a producer of title business is a director, officer or partner thereof, or owner of a financial interest; the spouse or any relative within the second degree by blood or marriage of a producer of title business who is a natural person; any director, officer or employee of a producer of title business or associate; any legal entity that controls, is controlled by, or is under common control with a producer of title business or associate; and any natural person or legal entity with whom a producer of title business or associate has any agreement, arrangement or understanding or pursues any course of conduct, the purpose or effect of which is to evade the provisions of this section.

(ii) "Financial interest" means any direct or indirect interest, legal or beneficial, where the holder thereof is or will be entitled to 1% or more of the net profits or net worth of the entity in which such interest is held. Notwithstanding the foregoing, an interest of less than 1% or any other type of interest shall constitute a "financial interest" if the primary purpose of the acquisition or retention of that interest is the financial benefit to be obtained as a consequence of that interest from the referral of title business.

(iii) "Person" means any natural person, partnership, association, cooperative, corporation, trust or other legal entity.

(iv) "Producer of title business" or "producer" means any person, including any officer, director or owner of 5% or more of the equity or capital or both of any person, engaged in this state in the trade, business, occupation or profession of:

(A) Buying or selling interests in real property;

(B) making loans secured by interests in real property; or

(C) acting as broker, agent, representative or attorney for a person who buys or sells any interest in real property or who lends or borrows money with such interest as security.

(v) "Refer" means to direct or cause to be directed or to exercise any power or influence over the direction of title insurance business, whether or not the consent or approval of any other person is sought or obtained with respect to the referral.

(f) No title insurer or title agent may accept any order for, issue a title insurance policy to, or provide services to, an applicant if it knows or has reason to believe that the applicant was referred to it by any producer of title business or by any associate of such producer, where the producer, the associate, or both, have a financial interest in the title insurer or title agent to which business is referred unless the producer has disclosed to the buyer, seller and lender the financial interest of the producer of title business or associate referring the title insurance business.

(g) No title insurer or title agent may accept an order for title insurance business, issue a title insurance policy, or receive or retain any premium, or charge in connection with any transaction if: (i) The title insurer or title agent knows or has reason to believe that the transaction will constitute controlled business for that title insurer or title agent; and (ii) 70% or more of the closed title orders of that title insurer or title agent during the 12 full calendar months immediately preceding the month in which the transaction takes place is derived from controlled business. The prohibitions contained in this ~~subparagraph paragraph~~ shall not apply to transactions involving real estate located in a

county that has a population, as shown by the last preceding decennial census, of 10,000 or less.

(h) Within 90 days following the end of each business year, as established by the title insurer or title agent, each title insurer or title agent shall file with the department of insurance and any title insurer with which the title agent maintains an underwriting agreement, a report executed by the title insurer's or title agent's chief executive officer or designee, under penalty of perjury, stating the percent of closed title orders originating from controlled business. The failure of a title insurer or title agent to comply with the requirements of this section, at the discretion of the commissioner, shall be grounds for the suspension or revocation of a license or other disciplinary action, with the commissioner able to mitigate any such disciplinary action if the title insurer or title agent is found to be in substantial compliance with competitive behavior as defined by federal housing and urban development statement of policy 1996-2.

(i) (1) No title insurer or title agent may accept any title insurance order or issue a title insurance policy to any person if it knows or has reason to believe that such person was referred to it by any producer of title business or by any associate of such producer, where the producer, the associate, or both, have a financial interest in the title insurer or title agent to which business is referred unless the producer has disclosed in writing to the person so referred the fact that such producer or associate has a financial interest in the title insurer or title agent, the nature of the financial interest and a written estimate of the charge or range of charges generally made by the title insurer or agent for the title services. Such disclosure shall include language stating that the consumer is not obligated to use the title insurer or agent in which the referring producer or associate has a financial interest and shall include the names and telephone numbers of not less than three other title insurers or agents ~~which that~~ operate in the county in which the property is located. If fewer than three insurers or agents operate in that county, the disclosure shall include all title insurers or agents operating in that county. Such written disclosure shall be signed by the person so referred and must have occurred prior to any commitment having been made to such title insurer or agent.

(2) No producer of title business or associate of such producer shall require, directly or indirectly, as a condition to selling or furnishing any other person any loan or extension thereof, credit, sale, property, contract, lease or service, that such other person shall purchase title insurance of any kind through any title agent or title insurer if such producer has a financial interest in such title agent or title insurer.

(3) No title insurer or title agent may accept any title insurance order or issue a title insurance policy to any person it knows or has reason to believe that the name of the title company was pre-printed in the sales contract, prior to the buyer or seller selecting that title company.

(4) Nothing in this ~~subpart (i) paragraph~~ shall prohibit any producer of title business or associate of such producer from referring title business to any title insurer or title agent of such producer's or associate's choice, and, if such producer or associate of such producer has any financial interest in the title insurer, from receiving income, profits or dividends produced or realized from such financial interest, so long as:

(a) Such financial interest is disclosed to the purchaser of the title insurance in accordance with ~~part paragraphs (i)(1) through (i)(4) of this subpart;~~

(b) the payment of income, profits or dividends is not in exchange for the referral of business; and

(c) the receipt of income, profits or dividends constitutes only a return on the investment of the producer or associate.

(5) Any producer of title business or associate of such producer who violates the provisions of paragraphs (i)(2) through (i)(4), or any title insurer or title agent who accepts an order for title insurance knowing that it is in violation of paragraphs (i)(2) through (i)(4), in addition to any other action ~~which that~~ may be taken by the commissioner of insurance, shall be subject to a fine by the commissioner in an amount equal to five times the premium for the title insurance and, if licensed pursuant to K.S.A. 58-3034 et seq., and amendments thereto, shall be deemed to have committed a prohibited act pursuant to K.S.A. 58-3602, and amendments thereto, and shall be liable to the purchaser of such title insurance in an amount equal to the premium for the title insurance.

(6) Any title insurer or title agent that is a competitor of any title insurer or title agent that, subsequent to the effective date of this act, has violated or is violating the provisions of ~~subpart (i) this paragraph~~, shall have a cause of action against such title insurer or title agent and, upon establishing the existence of a violation of any such provision, shall be entitled, in addition to any other damages or remedies provided by law, to such equitable or injunctive relief as the court deems proper. In any such action under this subsection, the court may award to the successful party the court costs of the action together with reasonable attorney fees.

(7) The commissioner shall also require each title agent to provide core title services as required by the real estate settlement procedures act.

(j) The commissioner shall adopt any regulations necessary to carry out the provisions of this act.

(15) *Disclosure of nonpublic personal information.* (a) No person shall disclose any nonpublic personal information contrary to the provisions of title V of the Gramm-Leach-Bliley act of 1999 (public law 106-102). The commissioner may adopt rules and regulations necessary to carry out this ~~section~~ subsection. Such rules and regulations shall be consistent with and not more restrictive than the model regulation adopted on September 26, 2000, by the national association of insurance commissioners entitled "Privacy of consumer financial and health information regulation".

~~(b) Any rules and regulations adopted by the commissioner which implement article V of the model regulation adopted on September 26, 2000, by the national association of insurance commissioners entitled "Privacy of consumer financial and health information regulation" shall become effective on and after February 1, 2002.~~

(e) Nothing in this ~~paragraph~~ (15) subsection shall be deemed or construed to authorize the promulgation or adoption of any regulation ~~which that~~ preempts, supersedes or is inconsistent with any provision of Kansas law concerning requirements for notification of, or obtaining consent from, a parent, guardian or other legal custodian of a minor relating to any matter pertaining to the health and medical treatment for such minor.

Sec. 5. On and after July 1, 2019, K.S.A. 2018 Supp. 40-3812 is hereby amended to read as follows: 40-3812. (a) A person shall apply to be an administrator in its home state and shall receive a license from the regulatory authority of its home state prior to performing any function of an administrator in this state.

(b) A person applying to Kansas as its home state shall apply for licensure by submitting to the commissioner an application in the form prescribed by the

commissioner that shall include or be accompanied by the following information and documents:

(1) All basic organizational documents of the applicant, including any articles of incorporation, articles of association, partnership agreement, trade name certificate, trust agreement, shareholder agreement, certificate of existence from the Kansas secretary of state and other applicable documents and all amendments to such documents;

(2) the bylaws, rules, regulations or similar documents regulating the internal affairs of the applicant;

(3) NAIC biographical affidavits for the individuals who are directly or indirectly responsible for the conduct of affairs of the applicant, including all members of the board of directors, board of trustees, executive committee or other governing board or committee, the principal officers in the case of a corporation or the partners or members in the case of a partnership, association or limited liability company, any shareholders or members holding directly or indirectly 10% or more of the voting stock, voting securities or voting interest of the applicant and any other person who directly or indirectly exercises control or influence over the affairs of the applicant;

(4) audited annual financial statements or reports for the two most recent fiscal years that demonstrate that the applicant has a positive net worth. If the applicant has been in existence for less than two fiscal years, the uniform application shall include financial statements or reports, certified by at least two officers, owners or directors of the applicant and prepared in accordance with GAAP, for any completed fiscal years and for any month during the current fiscal year for which such financial statements or reports have been completed. An audited annual financial report prepared on a consolidated basis shall include a columnar consolidating or combining worksheet that shall be filed with the report and include the following:

(A) Amounts shown on the consolidated audited financial report shown on the worksheet;

(B) amounts for each entity stated separately; and

(C) explanations of consolidating and eliminating entries included.

The applicant shall also include such other information as the commissioner may require in order to review the current financial condition of the applicant;

(5) in lieu of submitting audited financial statements, and upon written application by an applicant and good cause shown, the commissioner may grant a hardship exemption from filing audited financial statements and allow the submission of unaudited financial statements. Acceptable formats for unaudited financial statements, that shall include notes, are:

(A) Reports compiled or reviewed by a certified public accountant; or

(B) internal financial reports prepared in accordance with GAAP, certified by at least two officers, owners or directors of the administrator.

If unaudited financial statements are submitted, the applicant must also secure and maintain a surety bond in a form prescribed by the commissioner for the use and benefit of the commissioner to be held in trust for the benefit and protection of covered persons and any payor or self-funded plan against loss by reason of acts of fraud or dishonesty, for the greater of 10% of funds handled for the benefit of Kansas residents or \$20,000. Administrators of self-funded plans in Kansas are subject to the mandatory surety bond requirement found in subsection (h), regardless of whether they file audited or

unaudited financial reports;

(6) a statement describing the business plan, including information on staffing levels and activities, proposed in this state and nationwide. The plan shall provide details setting forth the applicant's capability for providing a sufficient number of experienced and qualified personnel in the areas of claims processing, record keeping and underwriting;

(7) ~~the~~ a license application fee ~~as provided for by rules and regulations in the amount of \$400;~~ and

(8) such other pertinent information as may be required by the commissioner.

(c) An administrator licensed or applying for licensure under the provisions of this section shall make available for inspection by the commissioner, copies of all contracts with payors or other persons utilizing the services of the administrator.

(d) An administrator licensed or applying for licensure under the provisions of this section shall produce its accounts, records and files for examination, and makes its officers available to give information with respect to its affairs, as often as reasonably required by the commissioner.

(e) The commissioner may refuse to issue a license if the commissioner determines that the applicant or any individual responsible for the conduct of affairs of the applicant is not competent, trustworthy, financially responsible or of good personal and business reputation, or has had an insurance or an administrator certificate of authority or license denied or revoked for cause by any jurisdiction, or if the commissioner determines that any of the grounds set forth in K.S.A. 40-3810, and amendments thereto, exist with respect to the applicant.

(f) A license issued under this section shall remain valid, unless surrendered, suspended or revoked by the commissioner, for so long as the administrator continues in business in this state and remains in compliance with the provisions of this act and any applicable rules and regulations.

(g) An administrator licensed or applying for licensure under the provisions of this section shall immediately notify the commissioner of any material change in its ownership, control or other fact or circumstance affecting its qualification for a license in this state.

(h) An administrator licensed or applying for a home state license that administers or will administer governmental or church self-insured plans in this state or any other state shall maintain a surety bond for the use and benefit of the commissioner to be held in trust for the benefit and protection of covered persons and any payor or self-funded plan against loss by reason of acts of fraud or dishonesty. The bond shall be in the greater of the following amounts:

(1) \$100,000; or

(2) an amount equal to 10% of the aggregate total amount of self-funded coverage under church plans or governmental plans handled in this state and all additional states in which the administrator is authorized to do business.

Sec. 6. On and after July 1, 2019, K.S.A. 2018 Supp. 40-3813 is hereby amended to read as follows: 40-3813. (a) Unless an administrator has obtained a home state license in this state, any administrator who performs duties as an administrator in this state shall obtain a nonresident administrator license in accordance with the provisions of this section by filing with the commissioner the uniform application, accompanied by a letter of certification. In lieu of requiring an administrator to file a letter of certification

with the uniform application, the commissioner may verify the nonresident administrator's home state certificate of authority or license status through an electronic database maintained by the NAIC, its affiliates or subsidiaries.

(b) An administrator shall not be eligible for a nonresident administrator license under the provisions of this section if it does not hold a license in a home state that has adopted a substantially similar law governing administrators.

(c) Except as provided in subsections (b) and (h) the commissioner shall issue to the administrator a nonresident administrator license promptly upon receipt of a complete application.

(d) Each nonresident administrator shall file biennially, as a part of its application for renewal of its license, a statement that its home state administrator license remains in force and has not been revoked or suspended by its home state during the preceding years. Each nonresident administrator renewal application shall be accompanied by a renewal application fee in the amount of \$200.

(e) At the time of filing the application for licensing required under the provisions of this section, the nonresident administrator shall pay a license application fee ~~as provided for by rules and regulations~~ in the amount of \$400.

(f) An administrator licensed or applying for licensure under the provisions of this section shall produce its accounts, records and files for examination, and make its officers available to give information with respect to its affairs, as often as reasonably required by the commissioner.

(g) A nonresident administrator is not required to hold a nonresident administrator license in this state if the administrator is licensed in its home state and the administrator's duties in this state are limited to:

(1) The administration of a group policy or plan and no more than a total of 20% of covered persons, for all plans the administrator services, reside in this state; and

(2) the total number of covered persons residing in this state is less than 100.

(h) The commissioner may refuse to issue a nonresident administrator license, or delay the issuance of a nonresident administrator license, if the commissioner determines that, due to events or information obtained subsequent to the home state's licensure of the administrator, the nonresident administrator cannot satisfy the requirements of this act or that grounds exist for the home state's revocation or suspension of the administrator's home state certificate of authority or license.

Sec. 7. On and after July 1, 2019, K.S.A. 2018 Supp. 40-3814 is hereby amended to read as follows: 40-3814. (a) Each administrator licensed under the provisions of this act shall file an annual report for the preceding calendar year with the commissioner on or before July 1 of each year, or within such extension of time as the commissioner may grant for good cause, accompanied by an annual report fee in the amount of \$100. The annual report shall include:

(1) An audited financial statement attested to by an independent certified public accountant. An audited annual financial report prepared on a consolidated basis shall include a columnar consolidating or combining worksheet that shall be filed with the report and include the following:

(A) Amounts shown on the consolidated audited financial report shown on the worksheet;

(B) amounts for each entity stated separately; and

(C) explanations of consolidating and eliminating entries included.

(2) In lieu of submitting an audited financial statement, and upon written application by an administrator and good cause shown, the commissioner may grant a hardship exemption from filing audited financial statements and allow the submission of unaudited financial statements. Acceptable formats for unaudited financial statements, that shall include notes, are:

- (A) Reports compiled or reviewed by a certified public accountant; or
- (B) internal financial reports prepared in accordance with GAAP, certified by at least two officers, owners or directors of the administrator.

If unaudited financial statements are submitted, the administrator must secure and maintain a surety bond in a form prescribed by the commissioner for the use and benefit of the commissioner to be held in trust for the benefit and protection of covered persons and any payor or self-funded plan against loss by reason of acts of fraud or dishonesty, for the greater of 10% of funds handled for the benefit of Kansas residents or \$20,000.

(b) The annual report shall be in the form and contain such matters as the commissioner prescribes and shall be verified by at least two officers, owners or directors of the administrator.

(c) The annual report shall include the complete names and addresses of all payors and for self-funded plans, all employers and trusts, with which the administrator had agreements during the preceding fiscal year. The report shall also include the number of Kansas residents covered by each of the plans.

Sec. 8. K.S.A. 2018 Supp. 40-2209 is hereby amended to read as follows: 40-2209.

(a) (1) Group sickness and accident insurance is declared to be that form of sickness and accident insurance covering groups of persons, with or without one or more members of their families or one or more dependents. Except at the option of the employee or member and except employees or members enrolling in a group policy after the close of an open enrollment opportunity, no individual employee or member of an insured group and no individual dependent or family member may be excluded from eligibility or coverage under a policy providing hospital, medical or surgical expense benefits both with respect to policies issued or renewed within this state and with respect to policies issued or renewed outside this state covering persons residing in this state. For purposes of this section, an open enrollment opportunity shall be deemed to be a period no less favorable than a period beginning on the employee's or member's date of initial eligibility and ending 31 days thereafter.

(2) An eligible employee, member or dependent who requests enrollment following the open enrollment opportunity or any special enrollment period for dependents as specified in ~~subsection paragraph~~ (3) shall be considered a late enrollee. An accident and sickness insurer may exclude a late enrollee, except during an open enrollment period. However, an eligible employee, member or dependent shall not be considered a late enrollee if:

- (A) The individual:
 - (i) Was covered under another group policy which provided hospital, medical or surgical expense benefits or was covered under section 607(1) of the employee retirement income security act of 1974 (ERISA) at the time the individual was eligible to enroll;
 - (ii) states in writing, at the time of the open enrollment period, that coverage under another group policy ~~which~~ that provided hospital, medical or surgical expense benefits was the reason for declining enrollment, but only if the group policyholder or the

accident and sickness insurer required such a written statement and provided the individual with notice of the requirement for a written statement and the consequences of such written statement;

(iii) has lost coverage under another group policy providing hospital, medical or surgical expense benefits or under section 607(1) of the employee retirement income security act of 1974 (ERISA) as a result of the termination of employment, reduction in the number of hours of employment, termination of employer contributions toward such coverage, the termination of the other policy's coverage, death of a spouse or divorce or legal separation or was under a COBRA continuation provision and the coverage under such provision was exhausted; and

(iv) requests enrollment within 30 days after the termination of coverage under the other policy; or

(B) a court has ordered coverage to be provided for a spouse or minor child under a covered employee's or member's policy.

(3) (A) If an accident and sickness insurer issues a group policy providing hospital, medical or surgical expenses and makes coverage available to a dependent of an eligible employee or member and such dependent becomes a dependent of the employee or member through marriage, birth, adoption or placement for adoption, then such group policy shall provide for a dependent special enrollment period as described in subsection (3)(B) of this section during which the dependent may be enrolled under the policy and in the case of the birth or adoption of a child, the spouse of an eligible employee or member may be enrolled if otherwise eligible for coverage.

(B) A dependent special enrollment period under this subsection shall be a period of not less than 30 days and shall begin on the later of: (i) The date such dependent coverage is made available; or (ii) the date of the marriage, birth or adoption or placement for adoption.

(C) If an eligible employee or member seeks to enroll a dependent during the first 30 days of such a dependent special enrollment period, the coverage of the dependent shall become effective: (i) In the case of marriage, not later than the first day of the first month beginning after the date the completed request for enrollment is received; (ii) in the case of the birth of a dependent, as of the date of such birth; or (iii) in the case of a dependent's adoption or placement for adoption, the date of such adoption or placement for adoption.

(4) (A) No group policy providing hospital, medical or surgical expense benefits issued or renewed within this state or issued or renewed outside this state covering residents within this state shall limit or exclude benefits for specific conditions existing at or prior to the effective date of coverage thereunder. Such policy may impose a preexisting conditions exclusion, not to exceed 90 days following the date of enrollment for benefits for conditions whether mental or physical, regardless of the cause of the condition for which medical advice, diagnosis, care or treatment was recommended or received in the 90 days prior to the effective date of enrollment. Any preexisting conditions exclusion shall run concurrently with any waiting period.

(B) Such policy may impose a waiting period after full-time employment starts before an employee is first eligible to enroll in any applicable group policy.

(C) A health maintenance organization ~~which that~~ offers such policy ~~which that~~ does not impose any preexisting conditions exclusion may impose an affiliation period for such coverage, provided that: (i) Such application period is applied uniformly

without regard to any health status related factors; and (ii) such affiliation period does not exceed two months. The affiliation period shall run concurrently with any waiting period under the plan.

(D) A health maintenance organization may use alternative methods from those described in this subsection to address adverse selection if approved by the commissioner.

(E) For the purposes of this section, the term "preexisting conditions exclusion" shall mean, with respect to coverage, a limitation or exclusion of benefits relating to a condition based on the fact that the condition was present before the date of enrollment for such coverage whether or not any medical advice, diagnosis, care or treatment was recommended or received before such date.

(F) For the purposes of this section, the term "date of enrollment" means the date the individual is enrolled under the group policy or, if earlier, the first day of the waiting period for such enrollment.

(G) For the purposes of this section, the term "waiting period" means with respect to a group policy the period ~~which that~~ must pass before the individual is eligible to be covered for benefits under the terms of the policy.

(5) Genetic information shall not be treated as a preexisting condition in the absence of a diagnosis of the condition related to such information.

(6) A group policy providing hospital, medical or surgical expense benefits may not impose any preexisting condition exclusion relating to pregnancy as a preexisting condition.

(7) A group policy providing hospital, medical or surgical expense benefits may not impose any preexisting condition waiting period in the case of a child who is adopted or placed for adoption before attaining 18 years of age and who, as of the last day of a 30-day period beginning on the date of the adoption or placement for adoption, is covered by a policy specified in subsection (a). This subsection shall not apply to coverage before the date of such adoption or placement for adoption.

(8) Such policy shall waive such a preexisting conditions exclusion to the extent the employee or member or individual dependent or family member was covered by: (A) A group or individual sickness and accident policy; (B) coverage under section 607(1) of the employees retirement income security act of 1974 (ERISA); (C) a group specified in K.S.A. 40-2222, and amendments thereto; (D) part A or part B of title XVIII of the social security act; (E) title XIX of the social security act, other than coverage consisting solely of benefits under section 1928; (F) a state children's health insurance program established pursuant to title XXI of the social security act; (G) chapter 55 of title 10 United States code; (H) a medical care program of the Indian health service or of a tribal organization; (I) the Kansas uninsurable health plan act pursuant to K.S.A. 40-2217 et seq., and amendments thereto, or a similar health benefits risk pool of another state; (J) a health plan offered under chapter 89 of title 5, United States code; (K) a health benefit plan under section 5(e) of the peace corps act (22 U.S.C. § 2504(e)); or (L) a group subject to K.S.A. 12-2616 et seq., and amendments thereto, ~~which that~~ provided hospital, medical and surgical expense benefits within 63 days prior to the effective date of coverage with no gap in coverage. A group policy shall credit the periods of prior coverage specified in subsection (a)(7) without regard to the specific benefits covered during the period of prior coverage. Any period that the employee or member is in a waiting period for any coverage under a group health plan

or is in an affiliation period shall not be taken into account in determining the continuous period under this subsection.

(b) (1) An accident and sickness insurer which offers group policies providing hospital, medical or surgical expense benefits shall provide a certification as described in subsection (b)(2): (A) At the time an eligible employee, member or dependent ceases to be covered under such policy or otherwise becomes covered under a COBRA continuation provision; (B) in the case of an eligible employee, member or dependent being covered under a COBRA continuation provision, at the time such eligible employee, member or dependent ceases to be covered under a COBRA continuation provision; and (C) on the request on behalf of such eligible employee, member or dependent made not later than 24 months after the date of the cessation of the coverage described in ~~subsection (b) paragraph (1)(A) or (b)(1)(B)~~, whichever is later.

(2) The certification described in this subsection is a written certification of: (A) The period of coverage under a policy specified in subsection (a) and any coverage under such COBRA continuation provision; and (B) any waiting period imposed with respect to the eligible employee, member or dependent for any coverage under such policy.

(c) Any group policy may impose participation requirements, define full-time employees or members and otherwise be designed for the group as a whole through negotiations between the group sponsor and the insurer to the extent such design is not contrary to or inconsistent with this act.

(d) (1) An accident and sickness insurer offering a group policy providing hospital, medical or surgical expense benefits must renew or continue in force such coverage at the option of the policyholder or certificateholder except as provided in paragraph (2) below.

(2) An accident and sickness insurer may nonrenew or discontinue coverage under a group policy providing hospital, medical or surgical expense benefits based only on one or more of the following circumstances:

(A) If the policyholder or certificateholder has failed to pay any premium or contributions in accordance with the terms of the group policy providing hospital, medical or surgical expense benefits or the accident and sickness insurer has not received timely premium payments;

(B) if the policyholder or certificateholder has performed an act or practice that constitutes fraud or made an intentional misrepresentation of material fact under the terms of such coverage;

(C) if the policyholder or certificateholder has failed to comply with a material plan provision relating to employer contribution or group participation rules;

(D) if the accident and sickness insurer is ceasing to offer coverage in such group market in accordance with ~~subsections (d)(3) or (d)(4)~~ subsection (d)(3);

(E) in the case of accident and sickness insurer that offers coverage under a policy providing hospital, medical or surgical expense benefits through an enrollment area, there is no longer any eligible employee, member or dependent in connection with such policy who lives, resides or works in the medical service enrollment area of the accident and sickness insurer or in the area for which the accident and sickness insurer is authorized to do business; or

(F) in the case of a group policy providing hospital, medical or surgical expense benefits ~~which that~~ is offered through an association or trust pursuant to ~~subsections~~

subsection (f)(3) or ~~(f)~~(5), the membership of the employer in such association or trust ceases but only if such coverage is terminated uniformly without regard to any health status related factor relating to any eligible employee, member or dependent.

(3) In any case in which an accident and sickness insurer ~~which that~~ offers a group policy providing hospital, medical or surgical expense benefits decides to discontinue offering such type of group policy, such coverage may be discontinued only if:

(A) The accident and sickness insurer notifies all policyholders and certificateholders and all eligible employees or members of such discontinuation at least 90 days prior to the date of the discontinuation of such coverage;

(B) the accident and sickness insurer offers to each policyholder who is provided such group policy providing hospital, medical or surgical expense benefits ~~which that~~ is being discontinued the option to purchase any other group policy providing hospital, medical or surgical expense benefits currently being offered by such accident and sickness insurer; and

(C) in exercising the option to discontinue coverage and in offering the option of coverage under subparagraph (B), the accident and sickness insurer acts uniformly without regard to the claims experience of those policyholders or certificateholders or any health status related factors relating to any eligible employee, member or dependent covered by such group policy or new employees or members who may become eligible for such coverage.

(4) If the accident and sickness insurer elects to discontinue offering group policies providing hospital, medical or surgical expense benefits or group coverage to a small employer pursuant to K.S.A. 40-2209f, and amendments thereto, such coverage may be discontinued only if:

(A) The accident and sickness insurer provides notice to the insurance commissioner, to all policyholders or certificateholders and to all eligible employees and members covered by such group policy providing hospital, medical or surgical expense benefits at least 180 days prior to the date of the discontinuation of such coverage;

(B) all group policies providing hospital, medical or surgical expense benefits offered by such accident and sickness insurer are discontinued and coverage under such policies are not renewed; and

(C) the accident and sickness insurer may not provide for the issuance of any group policies providing hospital, medical or surgical expense benefits in the discontinued market during a five year period beginning on the date of the discontinuation of the last such group policy which is nonrenewed.

(e) An accident and sickness insurer offering a group policy providing hospital, medical or surgical expense benefits may not establish rules for eligibility (including continued eligibility) of any employee, member or dependent to enroll under the terms of the group policy based on any of the following factors in relation to the eligible employee, member or dependent: (A) Health status; (B) medical condition, including both physical and mental illness; (C) claims experience; (D) receipt of health care; (E) medical history; (F) genetic information; (G) evidence of insurability, including conditions arising out of acts of domestic violence; or (H) disability. This subsection shall not be construed to require a policy providing hospital, medical or surgical expense benefits to provide particular benefits other than those provided under the terms of such group policy or to prevent a group policy providing hospital, medical or

surgical expense benefits from establishing limitations or restrictions on the amount, level, extent or nature of the benefits or coverage for similarly situated individuals enrolled under the group policy.

(f) Group accident and health insurance may be offered to a group under the following basis:

(1) Under a policy issued to an employer or trustees of a fund established by an employer, who is the policyholder, insuring at least two employees of such employer, for the benefit of persons other than the employer. The term "employees" shall include the officers, managers, employees and retired employees of the employer, the partners, if the employer is a partnership, the proprietor, if the employer is an individual proprietorship, the officers, managers and employees and retired employees of subsidiary or affiliated corporations of a corporation employer, and the individual proprietors, partners, employees and retired employees of individuals and firms, the business of which and of the insured employer is under common control through stock ownership contract, or otherwise. The policy may provide that the term "employees" may include the trustees or their employees, or both, if their duties are principally connected with such trusteeship. A policy issued to insure the employees of a public body may provide that the term "employees" shall include elected or appointed officials.

(2) Under a policy issued to a labor union ~~which~~ that shall have a constitution and bylaws insuring at least 25 members of such union.

(3) Under a policy issued to the trustees of a fund established by two or more employers or business associations or by one or more labor unions or by one or more employers and one or more labor unions, which trustees shall be the policyholder, to insure employees of the employers or members of the union or members of the association for the benefit of persons other than the employers or the unions or the associations. The term "employees" shall include the officers, managers, employees and retired employees of the employer and the individual proprietor or partners if the employer is an individual proprietor or partnership. The policy may provide that the term "employees" shall include the trustees or their employees, or both, if their duties are principally connected with such trusteeship.

(4) A policy issued to a creditor, who shall be deemed the policyholder, to insure debtors of the creditor, subject to the following requirements: ~~(a)~~ (A) The debtors eligible for insurance under the policy shall be all of the debtors of the creditor whose indebtedness is repayable in installments, or all of any class or classes determined by conditions pertaining to the indebtedness or to the purchase giving rise to the indebtedness; ~~(b); and (B)~~ and (B) the premium for the policy shall be paid by the policyholder, either from the creditor's funds or from charges collected from the insured debtors, or from both.

(5) A policy issued to an association ~~which~~ that has been organized and is maintained for the purposes other than that of obtaining insurance, insuring ~~at least 25~~ members, employees, or employees of members of the association for the benefit of persons other than the association or its officers. The term "employees" shall include retired employees. The premiums for the policies shall be paid by the policyholder, either wholly from association funds; or funds contributed by the members of such association, or by employees of such members or any combination thereof.

(6) Under a policy issued to any other type of group which the commissioner of

insurance may find is properly subject to the issuance of a group sickness and accident policy or contract.

(g) Each such policy shall contain in substance: (1) A provision that a copy of the application, if any, of the policyholder shall be attached to the policy when issued, that all statements made by the policyholder or by the persons insured shall be deemed representations and not warranties, and that no statement made by any person insured shall be used in any contest unless a copy of the instrument containing the statement is or has been furnished to such person or the insured's beneficiary.

(2) A provision setting forth the conditions under which an individual's coverage terminates under the policy, including the age, if any, to which an individual's coverage under the policy shall be limited, or, the age, if any, at which any additional limitations or restrictions are placed upon an individual's coverage under the policy.

(3) Provisions setting forth the notice of claim, proofs of loss and claim forms, physical examination and autopsy, time of payment of claims, to whom benefits are payable, payment of claims, change of beneficiary, and legal action requirements. Such provisions shall not be less favorable to the individual insured or the insured's beneficiary than those corresponding policy provisions required to be contained in individual accident and sickness policies.

(4) A provision that the insurer will furnish to the policyholder, for the delivery to each employee or member of the insured group, an individual certificate approved by the commissioner of insurance setting forth in summary form a statement of the essential features of the insurance coverage of such employee or member, the procedure to be followed in making claim under the policy and to whom benefits are payable. Such certificate shall also contain a summary of those provisions required under paragraphs (2) and (3) of this subsection (g) in addition to the other essential features of the insurance coverage. If dependents are included in the coverage, only one certificate need be issued for each family unit.

(h) No group disability income policy ~~which~~ that integrates benefits with social security benefits, shall provide that the amount of any disability benefit actually being paid to the disabled person shall be reduced by changes in the level of social security benefits resulting either from changes in the social security law or due to cost of living adjustments which become effective after the first day for which disability benefits become payable.

(i) A group policy of insurance delivered or issued for delivery or renewed ~~which~~ that provides hospital, surgical or major medical expense insurance, or any combination of these coverages, on an expense incurred basis, shall provide that an employee or member or such employee's or member's covered dependents whose insurance under the group policy has been terminated for any reason, including discontinuance of the group policy in its entirety or with respect to an insured class, and who has been continuously insured under the group policy or under any group policy providing similar benefits ~~which~~ that it replaces for at least three months immediately prior to termination, shall be entitled to have such coverage nonetheless continued under the group policy for a period of 18 months and have issued to the employee or member or such employee's or member's covered dependents by the insurer, at the end of such eighteen-month period of continuation, a policy of health insurance ~~which~~ that conforms to the applicable requirements specified in this subsection. This requirement shall not apply to a group policy which provides benefits for specific diseases or for

accidental injuries only or a group policy issued to an employer subject to the continuation and conversion obligations set forth at title I, subtitle B, part 6 of the employee retirement income security act of 1974 or at title XXII of the public health service act, as each act was in effect on January 1, 1987, to the extent federal law provides the employee or member or such employee's or member's covered dependents with equal or greater continuation or conversion rights; or an employee or member or such employee's or member's covered dependents shall not be entitled to have such coverage continued or a converted policy issued to the employee or member or such employee's or member's covered dependents if termination of the insurance under the group policy occurred because:

(1) The employee or member or such employee's or member's covered dependents failed to pay any required contribution after receiving reasonable notice of such required contribution from the insurer in accordance with rules and regulations adopted by the commissioner of insurance; (2) any discontinued group coverage was replaced by similar group coverage within 31 days; (3) the employee or member is or could be covered by medicare (title XVIII of the United States social security act as added by the social security amendments of 1965 or as later amended or superseded); (4) the employee or member is or could be covered to the same extent by any other insured or lawful self-insured arrangement which provides expense incurred hospital, surgical or medical coverage and benefits for individuals in a group under which the person was not covered prior to such termination; or (5) coverage for the employee or member, or any covered dependent thereof, was terminated for cause as permitted by the group policy or certificate of coverage approved by the commissioner. In the event the group policy is terminated and not replaced the insurer may issue an individual policy or certificate in lieu of a conversion policy or the continuation of group coverage required herein if the individual policy or certificate provides substantially similar coverage for the same or less premium as the group policy. In any event, the employee or member shall have the option to be issued a conversion policy ~~which~~ that meets the requirements set forth in this subsection in lieu of the right to continue group coverage.

(j) The continued coverage and the issuance of a converted policy shall be subject to the following conditions:

(1) Written application for the converted policy shall be made and the first premium paid to the insurer not later than 31 days after termination of coverage under the group policy or not later than 31 days after notice is received pursuant to paragraph (20) of this subsection.

(2) The converted policy shall be issued without evidence of insurability.

(3) The employer shall give the employee and such employee's covered dependents reasonable notice of the right to continuation of coverage. The terminated employee or member shall pay to the insurance carrier the premium for the eighteen-month continuation of coverage and such premium shall be the same as that applicable to members or employees remaining in the group. Failure to pay such premium shall terminate coverage under the group policy at the end of the period for which the premium has been paid. The premium rate charged for converted policies issued subsequent to the period of continued coverage shall be such that can be expected to produce an anticipated loss ratio of not less than 80% based upon conversion, morbidity and reasonable assumptions for expected trends in medical care costs. In the event the group policy is terminated and is not replaced, converted policies may be issued at self-

sustaining rates that are not unreasonable in relation to the coverage provided based on conversion, morbidity and reasonable assumptions for expected trends in medical care costs. The frequency of premium payment shall be the frequency customarily required by the insurer for the policy form and plan selected, provided that the insurer shall not require premium payments less frequently than quarterly.

(4) The effective date of the converted policy shall be the day following the termination of insurance under the group policy.

(5) The converted policy shall cover the employee or member and the employee's or member's dependents who were covered by the group policy on the date of termination of insurance. At the option of the insurer, a separate converted policy may be issued to cover any dependent.

(6) The insurer shall not be required to issue a converted policy covering any person if such person is or could be covered by medicare (title XVIII of the United States social security act as added by the social security amendments of 1965 or as later amended or superseded). Furthermore, the insurer shall not be required to issue a converted policy covering any person if:

(A) (i) Such person is covered for similar benefits by another hospital, surgical, medical or major medical expense insurance policy or hospital or medical service subscriber contract or medical practice or other prepayment plan or by any other plan or program, or

(ii) such person is eligible for similar benefits (whether or not covered therefor) under any arrangement of coverage for individuals in a group, whether on an insured or uninsured basis, or

(iii) similar benefits are provided for or available to such person, pursuant to or in accordance with the requirements of any state or federal law, and

(B) the benefits provided under the sources referred to in ~~clause subparagraph~~ (A) (i) ~~above~~ for such person or benefits provided or available under the sources referred to in ~~clauses subparagraphs~~ (A)(ii) and (A)(iii) ~~above~~ for such person, together with the benefits provided by the converted policy, would result in over-insurance according to the insurer's standards. The insurer's standards must bear some reasonable relationship to actual health care costs in the area in which the insured lives at the time of conversion and must be filed with the commissioner of insurance prior to their use in denying coverage.

(7) A converted policy may include a provision whereby the insurer may request information in advance of any premium due date of such policy of any person covered as to whether:

(A) Such person is covered for similar benefits by another hospital, surgical, medical or major medical expense insurance policy or hospital or medical service subscriber contract or medical practice or other prepayment plan or by any other plan or program;

(B) such person is covered for similar benefits under any arrangement of coverage for individuals in a group, whether on an insured or uninsured basis; or

(C) similar benefits are provided for or available to such person, pursuant to or in accordance with the requirements of any state or federal law.

(8) The converted policy may provide that the insurer may refuse to renew the policy and the coverage of any person insured for the following reasons only:

(A) Either the benefits provided under the sources referred to in ~~clauses~~ paragraph

~~(6) (A)(i) and (A)(ii) of paragraph (6) for such person or benefits provided or available under the sources referred to in clause (A)(iii) of paragraph (6)(A)(iii) for such person, together with the benefits provided by the converted policy, would result in over-insurance according to the insurer's standards on file with the commissioner of insurance, or the converted policyholder fails to provide the requested information;~~

(B) fraud or material misrepresentation in applying for any benefits under the converted policy; or

(C) other reasons approved by the commissioner of insurance.

(9) An insurer shall not be required to issue a converted policy ~~which that~~ provides coverage and benefits in excess of those provided under the group policy from which conversion is made.

(10) If the converted policy provides that any hospital, surgical or medical benefits payable may be reduced by the amount of any such benefits payable under the group policy after the termination of the individual's insurance or the converted policy includes provisions so that during the first policy year the benefits payable under the converted policy, together with the benefits payable under the group policy, shall not exceed those that would have been payable had the individual's insurance under the group policy remained in force and effect, the converted policy shall provide credit for deductibles, copayments and other conditions satisfied under the group policy.

(11) Subject to the provisions and conditions of this act, if the group insurance policy from which conversion is made insures the employee or member for major medical expense insurance, the employee or member shall be entitled to obtain a converted policy providing catastrophic or major medical coverage under a plan meeting the following requirements:

(A) A maximum benefit at least equal to either, at the option of the insurer, ~~paragraphs the amount described in clause (i) or (ii) below:~~

(i) The smaller of the following amounts:

The maximum benefit provided under the group policy or a maximum payment of \$250,000 per covered person for all covered medical expenses incurred during the covered person's lifetime.

(ii) The smaller of the following amounts:

The maximum benefit provided under the group policy or a maximum payment of \$250,000 for each unrelated injury or sickness.

(B) Payment of benefits at the rate of 80% of covered medical expenses ~~which that~~ are in excess of the deductible, until 20% of such expenses in a benefit period reaches \$1,000, after which benefits will be paid at the rate of 100% during the remainder of such benefit period. Payment of benefits for outpatient treatment of mental illness, if provided in the converted policy, may be at a lesser rate but not less than 50%.

(C) A deductible for each benefit period which, at the option of the insurer, shall be: (i) The sum of the benefits deductible and \$100; or (ii) the corresponding deductible in the group policy. The term "benefits deductible," as used herein, means the value of any benefits provided on an expense incurred basis ~~which that~~ are provided with respect to covered medical expenses by any other hospital, surgical, or medical insurance policy or hospital or medical service subscriber contract or medical practice or other prepayment plan, or any other plan or program whether on an insured or uninsured basis, or in accordance with the requirements of any state or federal law and, if pursuant to the conditions of paragraph (13), the converted policy provides both basic

hospital or surgical coverage and major medical coverage, the value of such basic benefits.

If the maximum benefit is determined by ~~clause subparagraph (A)(ii) of this paragraph~~, the insurer may require that the deductible be satisfied during a period of not less than three months if the deductible is \$100 or less, and not less than six months if the deductible exceeds \$100.

(D) The benefit period shall be each calendar year when the maximum benefit is determined by ~~clause subparagraph (A)(i) of this paragraph~~ or 24 months when the maximum benefit is determined by ~~clause subparagraph (A)(ii) of this paragraph~~.

(E) The term "covered medical expenses," as used above, shall include at least, in the case of hospital room and board charges 80% of the average semiprivate room and board rate for the hospital in which the individual is confined and twice such amount for charges in an intensive care unit. Any surgical schedule shall be consistent with those customarily offered by the insurer under group or individual health insurance policies and must provide at least a \$1,200 maximum benefit.

(12) The conversion privilege required by this act shall, if the group insurance policy insures the employee or member for basic hospital or surgical expense insurance as well as major medical expense insurance, make available the plans of benefits set forth in paragraph (11). At the option of the insurer, such plans of benefits may be provided under one policy.

The insurer may also, in lieu of the plans of benefits set forth in paragraph (11), provide a policy of comprehensive medical expense benefits without first dollar coverage. The policy shall conform to the requirements of paragraph (11). An insurer electing to provide such a policy shall make available a low deductible option, not to exceed \$100, a high deductible option between \$500 and \$1,000, and a third deductible option midway between the high and low deductible options.

(13) The insurer, at its option, may also offer alternative plans for group health conversion in addition to those required by this act.

(14) In the event coverage would be continued under the group policy on an employee following the employee's retirement prior to the time the employee is or could be covered by medicare, the employee may elect, in lieu of such continuation of group insurance, to have the same conversion rights as would apply had such person's insurance terminated at retirement by reason of termination of employment or membership.

(15) The converted policy may provide for reduction of coverage on any person upon such person's eligibility for coverage under medicare (title XVIII of the United States social security act as added by the social security amendments of 1965 or as later amended or superseded) or under any other state or federal law providing for benefits similar to those provided by the converted policy.

(16) Subject to the conditions set forth above, the continuation and conversion privileges shall also be available:

(A) To the surviving spouse, if any, at the death of the employee or member, with respect to the spouse and such children whose coverage under the group policy terminates by reason of such death, otherwise to each surviving child whose coverage under the group policy terminates by reason of such death, or, if the group policy provides for continuation of dependents' coverage following the employee's or member's death, at the end of such continuation;

(B) to the spouse of the employee or member upon termination of coverage of the spouse, while the employee or member remains insured under the group policy, by reason of ceasing to be a qualified family member under the group policy, with respect to the spouse and such children whose coverage under the group policy terminates at the same time; or

(C) to a child solely with respect to such child upon termination of such coverage by reason of ceasing to be a qualified family member under the group policy, if a conversion privilege is not otherwise provided above with respect to such termination.

(17) The insurer may elect to provide group insurance coverage ~~which that~~ complies with this act in lieu of the issuance of a converted individual policy.

(18) A notification of the conversion privilege shall be included in each certificate of coverage.

(19) A converted policy ~~which that~~ is delivered outside this state must be on a form ~~which that~~ could be delivered in such other jurisdiction as a converted policy had the group policy been issued in that jurisdiction.

(20) The insurer shall give the employee or member and such employee's or member's covered dependents: (A) Reasonable notice of the right to convert at least once during the eighteen-month continuation period; or (B) for persons covered under 29 U.S.C. §§ 1161 et seq., notice of the right to a conversion policy required by this subsection (d) shall be given at least 30 days prior to the end of the continuation period provided by 29 U.S.C. §§ 1161 et seq. or from the date the employer ceases to provide any similar group health plan to any employee. Such notices shall be provided in accordance with rules and regulations adopted by the commissioner of insurance.

(k) (1) No policy issued by an insurer to which this section applies shall contain a provision ~~which that~~ excludes, limits or otherwise restricts coverage because medicaid benefits as permitted by title XIX of the social security act of 1965 are or may be available for the same accident or illness.

(2) Violation of this subsection shall be subject to the penalties prescribed by K.S.A. 40-2407 and 40-2411, and amendments thereto.

(l) The commissioner is hereby authorized to adopt such rules and regulations as may be necessary to carry out the provisions of this section.

Sec. 9. K.S.A. 40-2209b is hereby amended to read as follows: 40-2209b. (a) The provisions of K.S.A. 40-2209b through 40-2209j and 40-2209m through 40-2209o, and amendments thereto, shall be known and may be cited as the small employer health insurance availability act.

(b) The purpose and intent of this the small employer health insurance availability act are to promote the availability of health insurance coverage to small employers regardless of their health status or claims experience, to prevent abusive rating practices, to require disclosure of rating practices to purchasers, to establish rules regarding renewability of coverage, to establish limitations on the use of pre-existing condition exclusions, to provide for development of "basic" and "standard" health benefit plans to be offered to all small employers, to provide for establishment of a reinsurance program, and to improve the overall fairness and efficiency of the small group health insurance market.

Sec. 10. K.S.A. 2018 Supp. 40-2209d is hereby amended to read as follows: 40-2209d. As used in ~~this the small employer health insurance availability act~~:

(a) "Actuarial certification" means a written statement by a member of the

American academy of actuaries or other individual acceptable to the commissioner that a small employer carrier is in compliance with the provisions of K.S.A. 40-2209h, and amendments thereto, based upon the person's examination, including a review of the appropriate records and of the actuarial assumptions and methods used by the small employer carrier in establishing premium rates for applicable health benefit plans.

(b) "Approved service area" means a geographical area, as approved by the commissioner to transact insurance in this state, within which the carrier is authorized to provide coverage.

(c) "Base premium rate" means, for each class of business as to a rating period, the lowest premium rate charged or that could have been charged under the rating system for that class of business, by the small employer carrier to small employers with similar case characteristics for health benefit plans with the same or similar coverage.

(d) "Carrier" or "small employer carrier" means any insurance company, nonprofit medical and hospital service corporation, nonprofit optometric, dental, and pharmacy service corporations, municipal group-funded pool, fraternal benefit society or health maintenance organization, as these terms are defined by in chapter 40 of the Kansas Statutes Annotated, and amendments thereto, that offers health benefit plans covering eligible employees of one or more small employers in this state.

(e) "Case characteristics" means, with respect to a small employer, the geographic area in which the employees reside; the age and sex of the individual employees and their dependents; the appropriate industry classification as determined by the carrier, and the number of employees and dependents and such other objective criteria as may be approved family composition by the commissioner. "Case characteristics" shall not include claim experience, health status and duration of coverage since issue.

(f) "Class of business" means all or a separate grouping of small employers established pursuant to K.S.A. 40-2209g, and amendments thereto.

(g) "Commissioner" means the commissioner of insurance.

(h) "Department" means the insurance department.

(i) "Dependent" means the spouse or child of an eligible employee, subject to applicable terms of the health benefits plan covering such employee and the dependent eligibility standards established by the board.

(j) "Eligible employee" means an employee who works on a full-time basis, with a normal work week of 30 or more hours, and includes a sole proprietor, a partner of a partnership or an independent contractor, provided such sole proprietor, partner or independent contractor is included as an employee under a health benefit plan of a small employer but does not include an employee who works on a part-time, temporary or substitute basis.

(k) "Financially impaired" means a member which, after the effective date of this act, is not insolvent but is:

(1) Deemed by the commissioner to be in a hazardous financial condition pursuant to K.S.A. 40-222d, and amendments thereto; or

(2) placed under an order of rehabilitation or conservation by a court of competent jurisdiction.

(l) "Health benefit plan" means any hospital or medical expense policy, health, hospital or medical service corporation contract, ~~and~~ a plan provided by a municipal group-funded pool, or ~~a~~ health maintenance organization contract offered by an employer or any certificate issued under any such policies, contracts or plans. "Health

benefit plan" also includes a cafeteria plan authorized by 26 U.S.C. ~~section § 125~~ which that offers the option of receiving health insurance coverage through a high deductible health plan and the establishment of a health savings account. In order for an eligible individual to obtain a high deductible health plan through the cafeteria plan, such individual shall present evidence to the employer that such individual has established a health savings account in compliance with 26 U.S.C. ~~section § 223~~, and any ~~amendments and regulations promulgated thereunder~~. "Health benefit plan" does not include policies or certificates covering only accident, credit, dental, disability income, long-term care, hospital indemnity, medicare supplement, specified disease, vision care, coverage issued as a supplement to liability insurance, insurance arising out of a workers compensation or similar law, automobile medical-payment insurance, or insurance under which benefits are payable with or without regard to fault and which is statutorily required to be contained in any liability insurance policy or equivalent self-insurance.

(m) "Health savings account" ~~shall have the same meaning ascribed to it~~ means the same as in subsection (d) of 26 U.S.C. section § 223(d).

(n) "High deductible health plan" ~~shall mean~~ means a policy or contract of health insurance or health care plan that meets the criteria established in ~~subsection (e) of 26 U.S.C. section § 223(c)~~ and any regulations promulgated thereunder.

(o) "Index rate" means, for each class of business as to a rating period for small employers with similar case characteristics, the arithmetic average of the applicable base premium rate and the corresponding highest premium rate.

(p) "Initial enrollment period" means the period of time specified in the health benefit plan during which an individual is first eligible to enroll in a small employer health benefit plan. Such period shall be no less favorable than a period beginning on the employee's or member's date of initial eligibility and ending 31 days thereafter.

(q) "Late enrollee" means an eligible employee or dependent who requests enrollment in a small employer's health benefit plan following the initial enrollment period provided under the terms of the first plan for which such employee or dependent was eligible through such small employer, however an eligible employee or dependent shall not be considered a late enrollee if:

(1) The individual:

(A) Was covered under another employer-provided health benefit plan or was covered under section 607(1) of the employee retirement income security act of 1974 (ERISA) at the time the individual was eligible to enroll;

(B) states in writing, at the time of the initial eligibility, that coverage under another employer health benefit plan was the reason for declining enrollment but only if the group policyholder or the accident and sickness issuer required such a written statement and provided the individual with notice of the requirement for a written statement and the consequences of such written statement;

(C) has lost coverage under another employer health benefit plan or under section 607(1) of the employee retirement income security act of 1974 (ERISA) as a result of the termination of employment, reduction in the number of hours of employment, termination of employer contributions toward such coverage, the termination of the other plan's coverage, death of a spouse, or divorce or legal separation; and

(D) requests enrollment within 63 days after the termination of coverage under another employer health benefit plan; or

(2) the individual is employed by an employer who offers multiple health benefit plans and the individual elects a different health benefit plan during an open enrollment period; or

(3) a court has ordered coverage to be provided for a spouse or minor child under a covered employee's plan.

(r) "New business premium rate" means, for each class of business as to a rating period, the lowest premium rate charged or offered, or which could have been charged or offered, by the small employer carrier to small employers with similar case characteristics for newly issued health benefit plans with the same or similar coverage.

(s) "Preexisting conditions exclusion" means a policy provision which excludes or limits coverage for charges or expenses incurred during a specified period not to exceed 90 days following the insured's effective date of enrollment as to a condition, whether physical or mental, regardless of the cause of the condition for which medical advice, diagnosis, care or treatment was recommended or received in the six months immediately preceding the effective date of enrollment.

(t) "Premium" means moneys paid by a small employer or eligible employees or both as a condition of receiving coverage from a small employer carrier, including any fees or other contributions associated with the health benefit plan.

(u) "Rating period" means the calendar period for which premium rates established by a small employer carrier are assumed to be in effect but any period of less than one year shall be considered as a full year.

(v) "Waiting period" means a period of time after full-time employment begins before an employee is first eligible to enroll in any applicable health benefit plan offered by the small employer.

(w) "Small employer" means any person, firm, corporation, ~~or partnership or association~~ eligible for group sickness and accident insurance pursuant to ~~subsection (a)~~ of K.S.A. 40-2209, and amendments thereto, actively engaged in business whose total employed work force consisted of, on at least 50% of its working days during the preceding year, of at least two and no more than 50 eligible employees, the majority of whom were employed within the state. In determining the number of eligible employees, employees participating in an association health plan shall be counted in the aggregate at the association level. Also in determining the number of eligible employees companies ~~which that~~ are affiliated companies or ~~which that~~ are eligible to file a combined tax return for purposes of state taxation, shall be considered one employer. Except as otherwise specifically provided, the provisions of this act which the small employer health insurance availability act apply to a small employer ~~which that~~ has a health benefit plan shall continue to apply until the plan anniversary following the date the employer no longer meets the requirements of this definition.

(x) "Affiliate" or "affiliated" means an entity or person who directly or indirectly through one or more intermediaries, controls or is controlled by, or is under common control with, a specified entity or person.

(y) "Association health plan" or "AHP" means a coverage for the payment of expenses described in K.S.A. 40-2222, and amendments thereto, offered by a qualified trade, merchant, retail or professional association or business league that complies with the provisions of K.S.A. 40-2222a and 40-2222b, and amendments thereto.

(z) "Qualified trade, merchant, retail or professional association or business league" means any bona fide trade merchant, retail or professional association or business

league that: (1) Has been in existence for at least five calendar years; (2) is comprised of five or more employers; and (3) is incorporated in this state, has a principal office located in this state, or has a principal office within a metropolitan area that has boundaries within this state.

Sec. 11. K.S.A. 40-2209e is hereby amended to read as follows: 40-2209e. (a) Any individual or group health benefit plan issued to a group authorized by ~~subsection (a) of K.S.A. 40-2209(a)~~, and amendments thereto, shall be subject to the provisions of this act if it provides health care benefits covering employees of a small employer and if it meets any one of the following conditions:

(1) Any portion of the premium is paid by a small employer, or any covered individual, whether through wage adjustments, reimbursement, withholding or otherwise;

(2) the health benefit plan is treated by the employer or any of the covered individuals as part of a plan or program for the purposes of section 106 or section 162 of the United States internal revenue code; or

(3) with the permission of the board, the carrier elects to renew or continue a health benefit plan covering employees of an employer who no longer meets the definition of a "small employer."

~~(b) For purposes of this act an aggregation of two or more small employers covered under a trust arrangement or a policy issued to an association of small employers pursuant to K.S.A. 40-2209, and amendments thereto, shall permit employee or member units of more than two but less than 51 employees or members and their dependents to participate in any health benefit plan to which this act applies. Any group which includes employee or member units of 50 or fewer employees shall be subject to the provisions of this act notwithstanding its inclusion of employee or member units with more than 50 employees or members.~~

~~(c)~~ Except as expressly provided in this act, no health benefit plan offered to a small employer shall be subject to:

(1) Any law that would inhibit any carrier from contracting with providers or groups of providers with respect to health care services or benefits;

(2) any law that would impose any restriction on the ability to negotiate with providers regarding the level or method of reimbursing care or services provided under the health benefit plan.

~~(d)~~^(c) Individual policies of accident and sickness insurance issued to individuals and their dependents totally independent of any group, association or trust arrangement permitted under K.S.A. 40-2209, and amendments thereto, shall not be subject to the provisions of this act.

Sec. 12. K.S.A. 2018 Supp. 40-2222 is hereby amended to read as follows: 40-2222. (a) Any person or other entity ~~which that~~ provides coverage in this state for medical, surgical, chiropractic, physical therapy, speech pathology, audiology, professional mental health, dental, hospital, or optometric expenses, whether such coverage is by direct payment, reimbursement, or otherwise, shall be presumed to be subject to the jurisdiction of the commissioner of insurance unless the person or other entity:

(1) Is a professional association of architects incorporated in Kansas on October 4, 1954, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established November

1, 1986, and complies with K.S.A. 40-2222a, and amendments thereto;

(2) is a professional association of dentists incorporated in Kansas on July 3, 1972, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association or dependents through ~~a an established~~ trust established ~~November 1, 1985,~~ and complies with K.S.A. 40-2222a, and amendments thereto;

(3) (A) is a trade association of banks incorporated in Kansas on August 9, 1978, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established July 1, 1989, and complies with K.S.A. 40-2222a, and amendments thereto; or

(B) is a trade organization of banks incorporated in Kansas on June 1, 1982, ~~which that~~ provides coverage for expenses described herein to or for members of the association or dependents, and complies with K.S.A. 40-2222a, and amendments thereto;

(4) is a trade association of truckers incorporated in Kansas on July 1, 1985, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established January 1, 1990, and complies with K.S.A. 40-2222a, and amendments thereto;

(5) is an association of physicians practicing in the Kansas City metropolitan area, incorporated in Missouri on March 5, 1891, and qualified as a foreign corporation in Kansas on May 19, 1987, ~~which that~~ provides coverage for the payment of expenses described herein to or for the members of the association, their employees and dependents through a trust established November 1, 1984, and complies with K.S.A. 40-2222a, and amendments thereto;

(6) is organized as a farmers' cooperative under the Kansas cooperative marketing act, K.S.A. 17-1601 et seq., and amendments thereto, on January 13, 1983, and is an association of farmers' cooperatives and other like associations operated on a cooperative basis and their affiliated companies, ~~which that~~ provides benefits for employees, and family members of such employees, of such associations, and complies with K.S.A. 40-2222a, and amendments thereto;

(7) is any other qualified trade, merchant, retail, or professional association or business league ~~incorporated in Kansas which that provides coverage for the payment of expenses described herein to or for the members of the association, their employees and dependents and that~~ complies with K.S.A. 40-2222a, and amendments thereto;

(8) conclusively shows by submission of an appropriate certificate, license, letter or other document issued by the United States department of labor that such person or entity is not subject to Kansas law; or

(9) conclusively shows that it is subject to the jurisdiction of an agency of this state or the federal government. For purposes of this act, tax exempt status under section 501(c) of the federal internal revenue code of 1986 shall not be deemed to be jurisdiction of the federal government.

(b) For the purposes of this section, a qualified trade, merchant, retail or professional association or business league ~~shall mean any bona fide trade, merchant, retail or professional association or business league that:~~

~~(1) Has been in existence for at least five calendar years; and~~

~~(2) is comprised of five or more employers, means the same as in K.S.A. 40-2209d, and amendments thereto.~~

Sec. 13. On and after July 1, 2019, K.S.A. 2018 Supp. 40-2222, as amended by

section 12 of this act, is hereby amended to read as follows: 40-2222. (a) Any person or other entity that provides coverage in this state for medical, surgical, chiropractic, physical therapy, speech pathology, audiology, professional mental health, dental, hospital, or optometric expenses, whether such coverage is by direct payment, reimbursement, or otherwise, shall be presumed to be subject to the jurisdiction of the commissioner of insurance unless the person or other entity:

(1) Is a professional association of architects incorporated in Kansas on October 4, 1954, that provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established November 1, 1986, and complies with K.S.A. 40-2222a, and amendments thereto;

(2) is a professional association of dentists incorporated in Kansas on July 3, 1972, that provides coverage for the payment of expenses described herein to or for the members of the association or dependents through an established trust and complies with K.S.A. 40-2222a, and amendments thereto;

(3) (A) is a trade association of banks incorporated in Kansas on August 9, 1978, that provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established July 1, 1989, and complies with K.S.A. 40-2222a, and amendments thereto; or

(B) is a trade organization of banks incorporated in Kansas on June 1, 1982, that provides coverage for expenses described herein to or for members of the association or dependents, and complies with K.S.A. 40-2222a, and amendments thereto;

(4) is a trade association of truckers incorporated in Kansas on July 1, 1985, that provides coverage for the payment of expenses described herein to or for the members of the association or dependents through a trust established January 1, 1990, and complies with K.S.A. 40-2222a, and amendments thereto;

(5) is an association of physicians practicing in the Kansas City metropolitan area, incorporated in Missouri on March 5, 1891, and qualified as a foreign corporation in Kansas on May 19, 1987, that provides coverage for the payment of expenses described herein to or for the members of the association, their employees and dependents through a trust established November 1, 1984, and complies with K.S.A. 40-2222a, and amendments thereto;

(6) is organized as a farmers' cooperative under the Kansas cooperative marketing act, K.S.A. 17-1601 et seq., and amendments thereto, on January 13, 1983, and is an association of farmers' cooperatives and other like associations operated on a cooperative basis and their affiliated companies, that provides benefits for employees, and family members of such employees, of such associations, and complies with K.S.A. 40-2222a, and amendments thereto;

(7) is any other qualified trade, merchant, retail, or professional association or business league that provides coverage for the payment of expenses described herein to or for the members of the association, their employees and dependents and that complies with K.S.A. 40-2222a, and amendments thereto;

(8) conclusively shows by submission of an appropriate certificate, license, letter or other document issued by the United States department of labor that such person or entity is not subject to Kansas law; or

(9) conclusively shows that it is subject to the jurisdiction of an agency of this state or the federal government. For purposes of this act, tax exempt status under section 501(c) of the federal internal revenue code of 1986 shall not be deemed to be

jurisdiction of the federal government.

(10) is a nonprofit agricultural membership organization incorporated in Kansas on June 23, 1931, or an affiliate thereof, that provides healthcare benefit coverage for the payment of expenses described herein to or for the members of the organization and their dependents. Notwithstanding any provision of law to the contrary, the healthcare benefit coverage described in this paragraph shall not be considered insurance. The risk under such coverage may be reinsured by a company authorized to conduct reinsurance in Kansas. Providers of healthcare benefit coverage shall file a signed, certified actuarial statement of plan reserves annually with the commissioner of insurance.

(b) For the purposes of this section, a qualified trade, merchant, retail or professional association or business league means the same as in K.S.A. 40-2209d, and amendments thereto.

Sec. 14. K.S.A. 2018 Supp. 40-2222a is hereby amended to read as follows: 40-2222a. At the time the initial application for coverage is taken with respect to new applicants and upon the first renewal, reinstatement or extension of coverage following the effective date of this act with respect to persons previously covered, each association described in ~~subsection (a)~~ of K.S.A. 40-2222, and amendments thereto, shall provide a written notice stating that:

- (a) The coverage is not provided by an insurance company;
- (b) the plan is not subject to the laws and regulations relating to insurance companies;
- (c) the plan is not under the jurisdiction of the commissioner of insurance; and
- (d) if the plan does not pay medical expenses that are eligible for payment under the plan for any reason, the individuals covered by the plan may be liable for such expenses.

Sec. 15. On and after July 1, 2019, K.S.A. 2018 Supp. 40-2222a, as amended by section 14 of this act, is hereby amended to read as follows: 40-2222a. At the time the initial application for coverage is taken with respect to new applicants and upon the first renewal, reinstatement or extension of coverage following the effective date of this act with respect to persons previously covered, each ~~association~~ person or entity described in K.S.A. 40-2222, and amendments thereto, shall provide a written notice stating that:

- (a) The coverage is not provided by an insurance company;
- (b) the plan is not subject to the laws and regulations relating to insurance companies;
- (c) the plan is not under the jurisdiction of the commissioner of insurance; and
- (d) if the plan does not pay medical expenses that are eligible for payment under the plan for any reason, the individuals covered by the plan may be liable for such expenses.

Sec. 16. K.S.A. 2018 Supp. 40-2222b is hereby amended to read as follows: 40-2222b. (a) As a condition precedent to continuation of the exemption provided by K.S.A. 40-2222, and amendments thereto, each association described in ~~subsection (a)~~ of K.S.A. 40-2222, and amendments thereto, shall, no later than May 1 of each year, pay a tax at the rate of 1% per annum upon the annual Kansas gross premium collected during the preceding calendar year. For associations that have a principal office within a metropolitan area that has boundaries in Kansas and associations that have their principal office located within the borders of this state and offer policies to non-residents of Kansas, the tax owed under this section shall be based upon the gross

premium collected during the preceding year relating to health benefit plans issued to members that have a principal place of business in Kansas. In the computation of the tax, such associations shall be entitled to deduct any annual Kansas gross premiums returned on account of cancellation or dividends returned to members or expenditures used for the purchase of reinsurance or stop-loss coverage.

(b) Every association subject to taxation under the provisions of this section shall pay the tax imposed and make a return under oath to the commissioner of insurance under such rules and regulations and in such form and manner as the commissioner may prescribe.

Sec. 17. On and after July 1, 2019, K.S.A. 2018 Supp. 40-2222b, as amended by section 16 of this act, is hereby amended to read as follows: 40-2222b. (a) As a condition precedent to continuation of the exemption provided by K.S.A. 40-2222, and amendments thereto, each ~~association person or entity~~ described in K.S.A. 40-2222, and amendments thereto, shall, no later than May 1 of each year, pay a tax at the rate of 1% per annum upon the annual Kansas gross premium collected during the preceding calendar year. For ~~associations persons or entities~~ that have a principal office within a metropolitan area that has boundaries in Kansas and associations that have their principal office located within the borders of this state and offer policies to non-residents of Kansas, the tax owed under this section shall be based upon the gross premium collected during the preceding year relating to health benefit plans issued to members that have a principal place of business in Kansas. In the computation of the tax, such ~~associations persons or entities~~ shall be entitled to deduct any annual Kansas gross premiums returned on account of cancellation or dividends returned to members or expenditures used for the purchase of reinsurance or stop-loss coverage.

(b) Every ~~association person or entity~~ subject to taxation under the provisions of this section shall pay the tax imposed and make a return under oath to the commissioner of insurance under such rules and regulations and in such form and manner as the commissioner may prescribe.";

On page 3, by striking all in line 14; following line 14, by inserting:

"Sec. 19. K.S.A. 40-2209b and 40-2209e and K.S.A. 2018 Supp. 40-2209, 40-2209d, 40-2222, 40-2222a, 40-2222b and 75-4101 are hereby repealed.

Sec. 20. On and after July 1, 2019, K.S.A. 2018 Supp. 40-2222, as amended by section 12 of this act, 40-2222a, as amended by section 14 of this act, 40-2222b, as amended by section 16 of this act, 40-2404, 40-3812, 40-3813 and 40-3814 are hereby repealed.";

Also on page 3, in line 16, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; in line 2, by striking all before "K.S.A." and inserting "insurance; relating to life insurance unfair or deceptive acts or practices; third party administrator license and renewal application fees; purchase of cybersecurity insurance; association health plans; healthcare benefit coverage; establishing the unclaimed life insurance benefits act; amending K.S.A. 40-2209b and 40-2209e and"; in line 3, after "Supp." by inserting "40-2209, 40-2209d, 40-2222, 40-2222, as amended by section 12 of this act, 40-2222a, 40-2222a, as amended by section 14 of this act, 40-2222b, 40-2222b, as amended by section 16 of this act, 40-2404, 40-3812, 40-3813, 40-3814 and"; also in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

ROB OLSON

RICHARD BILLINGER

Conferees on part of Senate

JENE VICKREY

TOM COX

Conferees on part of House

On motion of Rep. Vickrey to adopt the conference committee report on **HB 2209**, Rep. Neighbor offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

Roll call was demanded on the substitute motion of Rep. Neighbor.

On roll call, the vote was: Yeas 40; Nays 83; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

The substitute motion of Rep. Neighbor did not prevail and the question reverted back to the original motion of Rep. Vickrey to adopt the conference committee report.

On motion of Rep. Vickrey, the conference committee report on **HB 2209** was adopted.

On roll call, the vote was: Yeas 84; Nays 39; Present but not voting: 0; Absent or not voting: 2.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Burroughs, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger,

Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Carlin, Carmichael, Clayton, Cox, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Ruiz, L., Schreiber.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **HB 2209**. Unfortunately, **HB 2209** has shown us that transparency is NOT a priority of this chamber. There is nothing transparent about SB 32, a blank shell that has no oversight, no information and can't be explained on the floor. Three of the bills in the bundle have not been heard or worked in the appropriate committee. This is not about the Farm Bureau because no matter who brought SB 32, it is about transparency and providing a product where the general public has a safety net. I am sorry that other good bills in **HB 2209** may get overlooked. – CINDY NEIGHBOR, SYDNEY CARLIN, ELIZABETH BISHOP, FRED A WARFIELD, JERRY W. STOGSDILL, MONICA MURNAN, DAVID BENSON, SUSAN RUIZ, STEPHANIE CLAYTON, NANCY LUSK, GAIL FINNEY

MR. SPEAKER: I support measures to expand access to quality, affordable health coverage for Kansans; however, authorizing the creation of unregulated non-insurance options that cherry pick the healthiest Kansans leaves the more than thirty percent of our neighbors with pre-existing conditions in a disrupted insurance marketplace. Further, this “not insurance” plan harms Kansas farmers, who live with a higher rate of pre-existing conditions. Without knowing which conditions will or will not be covered, I cannot support authorizing such a plan. I vote NO on the conference committee report for **HB 2209**. – BRANDON WOODARD

MR. SPEAKER: I Vote Yes on Conference Committee bundled Bill **HB 2209**. I disagree that SB32 which is the Farm Bureau non Insurance bill was put in. This was a way of Bullying me into voting for this bundle of bills. – BILL RHILEY

MR. SPEAKER: I proudly voted Yes today on the Conference Comm Report on **HB 2209**. This bill in one swoop provides for much needed alternatives in Kansas health insurance And benefits. The addition of Association health plans will provide options for small Businesses and sole proprietors who don't qualify for any group coverage currently. The Farm Bureau health benefit option is a vehicle for affordable coverage for farm And ranch operators and others stuck in the dysfunctional individual Obamacare market. I sit on the Insurance committee and I heard the testimony. People who don't like what Farm Bureau offers retain all their current options. But for others AHPs and Farm Bureau will be a godsend. – PAUL WAGGONER

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2160** and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **SB 16**.

The Senate announced the appointment of Senator Billinger to replace Senator Estes as a conferee on **HB 2167**

The Senate adopts the Conference Committee report on **SB 15**.

The Senate adopts the Conference Committee report on **HB 2119**.

The Senate adopts the Conference Committee report on **S Sub HB 2214**.

REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **SB 155** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 96, by Representative Jason Probst, congratulating Abbey Pemberton for being a Distinguished Finalist for Impressive Community Service and a Kansas Top Youth Volunteer for 2019;

Request No. 97, by Representative Jim Kelly, congratulating Dr. Cindi Sherwood on receiving the Kansas Dental Association 2019 Harry M. Klenda Award;

Request No. 98, by Representative Susan Concannon, commending Kansas Children's Service League in recognition that April is Child Abuse Prevention Month;

Request No. 99, by Representative Chris Croft, congratulating Edwin Fritz for outstanding coaching at Blue Valley Northwest High School and three state basketball championships in a row;

Request No. 100, by Representative Gail Finney, congratulating Betty Arnold on her 70th birthday;

Request No. 101, by Representative Tory Marie Arnberger, congratulating Mark Goodheart in recognition of 40 years in public education;

Request No. 102, by Representative Ronald Ellis, congratulating McLouth Boys Basketball Team on being Class 2-A Sub-State Champions and winner of the State Sportsmanship Award;

Request No. 103, by Representative Ronald Ellis, congratulating Perry-Lecompton Boys Basketball Team on being Class 3-A Sub-State Champions and placing 3rd in the State Championship Tournament;

Request No. 104, by Representative KC Ohaebosim, in memory of Mrs. Martina Nwauru Ebere;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following concurrent resolution was introduced and read by title:

HOUSE CONCURRENT RESOLUTION No. **HCR 5012**—

By Representatives Ryckman, Hawkins and Sawyer

HCR 5012—A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period during the 2019 regular session of the legislature.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the legislature shall adjourn at the close of business of the daily session convened on April 5, 2019, and shall reconvene on May 1, 2019, pursuant to adjournment of the daily session convened on April 5, 2019; and

Be it further resolved: That the chief clerk of the house of representatives and the secretary of the senate and employees specified by the director of legislative administrative services for such purpose shall attend to their duties each day during such period of adjournment, Sundays excepted, for the purpose of receiving messages from the governor and conducting such other business as may be required; and

Be it further resolved: That members of the legislature shall not receive the per diem compensation and subsistence allowances provided for in K.S.A. 46-137a(a) and (b), and amendments thereto, for any day within a period in which both houses of the legislature are adjourned for more than two days, Sundays excepted; and

Be it further resolved: That members of the legislature attending a legislative meeting of whatever nature when authorized pursuant to law, or by the legislative coordinating council, the president of the senate or the speaker of the house of representatives, and members of a conference committee attending a meeting of the conference committee authorized by the president of the senate and the speaker of the house of representatives during any period of adjournment for which members are not authorized compensation and allowances pursuant to K.S.A. 46-137a, and amendments thereto, shall receive compensation and travel expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following concurrent resolution was introduced and read by title:

HOUSE CONCURRENT RESOLUTION No. **HCR 5013**—

By Committee on Federal and State Affairs

HCR 5013—A PROPOSITION to amend section 11 of article 1 of the constitution of the state of Kansas, relating to vacancies in executive offices.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 11 of article 1 of the constitution of the state of Kansas is hereby

amended to read as follows:

"§ 11. Vacancies in executive offices. When the office of governor is vacant, the lieutenant governor shall become governor. In the event of the disability of the governor, the lieutenant governor shall assume the powers and duties of governor until the disability is removed. The legislature shall provide by law for the succession to the office of governor should the offices of governor and lieutenant governor be vacant, and for the assumption of the powers and duties of governor during the disability of the governor, should the office of lieutenant governor be vacant or the lieutenant governor be disabled. When the office of secretary of state or attorney general is vacant, ~~the governor shall fill the vacancy by appointment~~ *legislature shall provide by law for the filling of the vacancy* for the remainder of the term. If the secretary of state or attorney general is disabled, ~~the governor shall name~~ *legislature shall provide by law for the naming of* a person to assume the powers and duties of the office until the disability is removed. The procedure for determining disability and the removal thereof shall be provided by law."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. The purpose of this amendment is to replace the authority of the governor to fill vacancies in the offices of secretary of state and attorney general, by appointment, and to name persons to assume the powers and duties of the offices of secretary of state and attorney general, if the secretary of state or attorney general is disabled, with a grant of authority to the legislature to provide by law for the filling of vacancies in those offices and for the naming of persons to assume those offices in the event of a disability.

"A vote for this proposition would amend the Kansas constitution to permit the legislature to provide, by law, for the filling of vacancies in the offices of the secretary of state and the attorney general and to provide, by law, for the naming of persons to assume the offices of secretary of state and attorney general, if the person holding that office became disabled.

"A vote against this proposition would not amend the constitution, in which case the current provision providing the governor with the authority to fill vacancies in the offices of secretary of state and attorney general, by appointment, and the authority to name persons to assume those offices in the event of disability would remain."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

On motion of Rep. Hawkins, the House recessed until 2:45 p.m.

AFTERNOON SESSION

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

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2039** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 1, by striking all in lines 4 through 20 and inserting:

"New Section 1. (a) Unless otherwise provided in an operating agreement, any person may enter into an operating agreement or amendment thereof by an agent, including an attorney-in-fact. An authorization, including a power of attorney, to enter into an operating agreement or amendment thereof need not be in writing, need not be sworn to, verified or acknowledged.

(b) For all purposes of the laws of the state of Kansas, unless otherwise provided in an operating agreement, a power of attorney or proxy with respect to a limited liability company granted to any person shall be irrevocable if it states that it is irrevocable and it is coupled with an interest sufficient in law to support an irrevocable power or proxy. Such irrevocable power of attorney or proxy, unless otherwise provided therein or in an operating agreement, shall not be affected by subsequent death, disability, incapacity, dissolution, termination of existence or bankruptcy of, or any other event concerning, the principal. A power of attorney or proxy with respect to matters relating to the organization, internal affairs or termination of a limited liability company or granted by a person as a member or an assignee of a limited liability company interest or by a person seeking to become a member or an assignee of a limited liability company interest and, in either case, granted to the limited liability company, a manager or member thereof, or any of their respective officers, directors, managers, members, partners, trustees, employees or agents shall be deemed coupled with an interest sufficient in law to support an irrevocable power or proxy. The provisions of this subsection shall not be construed to limit the enforceability of a power of attorney or proxy that is part of an operating agreement.

New Sec. 2. (a) As used in this section, and section 7, and amendments thereto, and K.S.A. 17-7675, and amendments thereto:

(1) "Dividing company" means the domestic limited liability company that is effecting a division in the manner provided in this section.

(2) "Division" means the division of a dividing company into two or more domestic limited liability companies in accordance with this section.

(3) "Division company" means a surviving company, if any, and each resulting company.

(4) "Division contact" means, in connection with any division, a natural person who is a Kansas resident, any division company in such division or any other domestic limited liability company or other domestic entity as defined in K.S.A. 2018 Supp. 17-78-102, and amendments thereto, which division contact shall maintain a copy of the

plan of division for a period of six years from the effective date of the division and shall comply with subsection (g)(3).

(5) "Organizational documents" means the articles of organization and operating agreement of a domestic limited liability company.

(6) "Resulting company" means a domestic limited liability company formed as a consequence of a division.

(7) "Surviving company" means a dividing company that survives the division.

(b) Pursuant to a plan of division, any domestic limited liability company may, in the manner provided in this section, be divided into two or more domestic limited liability companies. The division of a domestic limited liability company in accordance with this section and, if applicable, the resulting cessation of the existence of the dividing company pursuant to a certificate of division shall not be deemed to affect the personal liability of any person incurred prior to such division with respect to matters arising prior to such division, nor shall it be deemed to affect the validity or enforceability of any obligations or liabilities of the dividing company incurred prior to such division; except that such obligations and liabilities shall be allocated to and vested in, and valid and enforceable obligations of, such division company or companies to which such obligations and liabilities have been allocated pursuant to the plan of division, as provided in subsection (l). Each resulting company in a division shall be formed in compliance with the requirements of the Kansas revised limited liability company act and subsection (i).

(c) If the operating agreement of the dividing company specifies the manner of adopting a plan of division, the plan of division shall be adopted as specified in the operating agreement. If the operating agreement of the dividing company does not specify the manner of adopting a plan of division and does not prohibit a division of the limited liability company, the plan of division shall be adopted in the same manner as is specified in the operating agreement for authorizing a merger or consolidation that involves the limited liability company as a constituent party to the merger or consolidation. If the operating agreement of the dividing company does not specify the manner of adopting a plan of division or authorizing a merger or consolidation that involves the limited liability company as a constituent party and does not prohibit a division of the limited liability company, the adoption of a plan of division shall be authorized by the consent or approval of members who own more than 50% of the then-current percentage or other interest in the profits of the dividing company owned by all of the members. Notwithstanding prior consent or approval, a plan of division may be terminated or amended pursuant to a provision for such termination or amendment contained in the plan of division.

(d) Unless otherwise provided in a plan of division, the division of a domestic limited liability company pursuant to this section shall not require such limited liability company to wind up its affairs under K.S.A. 17-76,118, and amendments thereto, or pay its liabilities and distribute its assets under K.S.A. 17-76,119, and amendments thereto, and the division shall not constitute a dissolution of such limited liability company.

(e) In connection with a division under this section, rights or securities of, or interests in, the dividing company may be exchanged for or converted into cash, property, rights or securities of, or interests in, the surviving company or any resulting company or, in addition to or in lieu thereof, may be exchanged for or converted into cash, property, rights or securities of, or interests in, an entity as defined in K.S.A. 2018

Supp. 17-78-102, and amendments thereto, that is not a division company, or may be canceled or remain outstanding, if the dividing company is a surviving company.

(f) (1) A plan of division adopted in accordance with subsection (c):

(A) May effect: (i) Any amendment to the operating agreement of the dividing company if it is a surviving company in the division; or (ii) the adoption of a new operating agreement for the dividing company if it is a surviving company in the division; and

(B) shall effect the adoption of a new operating agreement for each resulting company.

(2) Any amendment to an operating agreement or adoption of a new operating agreement for the dividing company, if it is a surviving company in the division, or adoption of a new operating agreement for each resulting company made pursuant to this subsection shall be effective at the effective time or date of the division. Any amendment to an operating agreement or adoption of an operating agreement for the dividing company, if it is a surviving company in the division, shall be effective notwithstanding any provision in the operating agreement of the dividing company relating to amendment or adoption of a new operating agreement, other than a provision that by its terms applies to an amendment to the operating agreement or the adoption of a new operating agreement, in either case, in connection with a division, merger or consolidation.

(g) If a domestic limited liability company is dividing under this section, the dividing company shall adopt a plan of division that shall set forth:

(1) The terms and conditions of the division, including:

(A) Any conversion or exchange of the limited liability company interests of the dividing company into or for limited liability company interests or other securities or obligations of any division company or cash, property, or rights or securities or obligations of or interests in an entity as defined in K.S.A. 2018 Supp. 17-78-102, and amendments thereto, that is not a division company, or that the limited liability company interests of the dividing company shall remain outstanding or be canceled, or any combination of the foregoing; and

(B) the allocation of assets, property, rights, series, debts, liabilities, and duties of the dividing company among the division companies;

(2) the name of each resulting company and, if the dividing company will survive the division, the name of the surviving company;

(3) the name and business address of a division contact, which shall have custody of a copy of the plan of division. The division contact, or any successor division contact, shall serve for a period of six years following the effective date of the division. During such six-year period, the division contact shall provide, without cost, to any creditor of the dividing company, within 30 days following the division contact's receipt of a written request from any creditor of the dividing company, the name and business address of the division company to which the claim of such creditor was allocated pursuant to the plan of division; and

(4) any other matters that the dividing company determines to include therein.

(h) If a domestic limited liability company divides under this section, the surviving company, if any, or any other division company shall file a certificate of division executed by one or more authorized persons on behalf of such division company in the office of the secretary of state in accordance with K.S.A. 2018 Supp. 17-7910, and

amendments thereto, and articles of organization that comply with K.S.A. 17-7673, and amendments thereto, for each resulting company executed by one or more authorized persons in accordance with K.S.A. 2018 Supp. 17-7908(b), and amendments thereto. The certificate of division shall state:

(1) The name of the dividing company and, if it has been changed, the name under which its articles of organization were originally filed and whether the dividing company is a surviving company;

(2) the name of each division company;

(3) the name and business address of the division contact required by subsection (g)(3);

(4) the future effective date or time, which shall be a date or time certain, of the division if it is not to be effective upon the filing of the certificate of division;

(5) that the division has been consented to or approved in accordance with this section;

(6) that the plan of division is on file at a place of business of such division company as is specified therein, and shall state the address thereof; and

(7) that a copy of the plan of division will be furnished by such division company as is specified therein, on request and without cost, to any member of the dividing company.

(i) The certificate of division and each articles of organization for each resulting company required by subsection (h) shall be filed simultaneously in the office of the secretary of state and, if such certificate and articles of organization are not to become effective upon their filing, then each such certificate shall provide for the same effective date or time in accordance with K.S.A. 2018 Supp. 17-7911, and amendments thereto. Concurrently with the effective date or time of a division, the operating agreement of each resulting company shall become effective.

(j) A certificate of division shall act as a certificate of cancellation for a dividing company that is not a surviving company.

(k) An operating agreement may provide that a domestic limited liability company shall not have the power to divide as set forth in this section.

(l) Upon the division of a domestic limited liability company becoming effective:

(1) The dividing company shall be subdivided into the distinct and independent resulting companies named in the plan of division, and, if the dividing company is not a surviving company, the existence of the dividing company shall cease.

(2) For all purposes of the laws of the state of Kansas, all of the rights, privileges and powers, and all the property, real, personal, and mixed, of the dividing company and all debts due on whatever account to it, as well as all other things and other causes of action belonging to it, shall without further action be allocated to and vested in the applicable division company in such a manner and basis and with such effect as is specified in the plan of division, and the title to any real property or interest therein allocated to and vested in any division company shall not revert or be in any way impaired by reason of the division.

(3) Each division company shall, from and after effectiveness of the certificate of division, be liable as a separate and distinct domestic limited liability company for such debts, liabilities and duties of the dividing company as are allocated to such division company pursuant to the plan of division in the manner and on the basis provided in subsection (g)(1)(B).

(4) Each of the debts, liabilities and duties of the dividing company shall without further action be allocated to and be the debts, liabilities and duties of such division company as is specified in the plan of division as having such debts, liabilities and duties allocated to it, in such a manner and basis and with such effect as is specified in the plan of division, and no other division company shall be liable therefor, so long as the plan of division does not constitute a fraudulent transfer under applicable law, and all liens upon any property of the dividing company shall be preserved unimpaired, and all debts, liabilities and duties of the dividing company shall remain attached to the division company to which such debts, liabilities and duties have been allocated in the plan of division, and may be enforced against such division company to the same extent as if such debts, liabilities and duties had originally been incurred or contracted by it in its capacity as a domestic limited liability company.

(5) In the event that any allocation of assets, debts, liabilities and duties to division companies in accordance with a plan of division is determined by a court of competent jurisdiction to constitute a fraudulent transfer, each division company shall be jointly and severally liable on account of such fraudulent transfer notwithstanding the allocations made in the plan of division, except that the validity and effectiveness of the division are not otherwise affected thereby.

(6) Debts and liabilities of the dividing company that are not allocated by the plan of division shall be the joint and several debts and liabilities of all of the division companies.

(7) It shall not be necessary for a plan of division to list each individual asset, property, right, series, debt, liability or duty of the dividing company to be allocated to a division company so long as the assets, property, rights, series, debts, liabilities or duties so allocated are reasonably identified by any method where the identity of such assets, property, rights, series, debts, liabilities or duties is objectively determinable.

(8) The rights, privileges, powers, and interests in property of the dividing company that have been allocated to a division company, as well as the debts, liabilities and duties of the dividing company that have been allocated to such division company pursuant to a plan of division, shall remain vested in each such division company and shall not be deemed, as a result of the division, to have been assigned or transferred to such division company for any purpose of the laws of the state of Kansas.

(9) Any action or proceeding pending against a dividing company may be continued against the surviving company as if the division did not occur and against any resulting company to which the asset, property, right, series, debt, liability or duty associated with such action or proceeding was allocated pursuant to the plan of division by adding or substituting such resulting company as a party in the action or proceeding.

(m) In applying the provisions of the Kansas revised limited liability company act on distributions, a direct or indirect allocation of property or liabilities in a division is not deemed a distribution.

(n) The provisions of this section shall not be construed to limit the means of accomplishing a division by any other means provided for in an operating agreement or other agreement or as otherwise permitted by the Kansas revised limited liability company act or as otherwise permitted by law.

(o) All limited liability companies formed on and after July 1, 2019, shall be governed by this section. All limited liability companies formed prior to July 1, 2019, shall be governed by this section, except that if the dividing company is a party to any

written contract, indenture or other agreement entered into prior to July 1, 2019, that, by its terms, restricts, conditions or prohibits the consummation of a merger or consolidation by the dividing company with or into another party, or the transfer of assets by the dividing company to another party, then such restriction, condition or prohibition shall be deemed to apply to a division as if it were a merger, consolidation or transfer of assets, as applicable.

New Sec. 3. (a) Pursuant to an agreement of merger or consolidation, one or more series may merge or consolidate with or into one or more other series of the same limited liability company with such series as the agreement shall provide being the surviving or resulting series. Unless otherwise provided in the operating agreement, an agreement of merger or consolidation shall be consented to or approved by each series that is to merge or consolidate by members of such series who own more than 50% of the then-current percentage or other interest in the profits of such series owned by all of the members of such series. In connection with a merger or consolidation hereunder, rights or securities of, or interests in, a series which is a constituent party to the merger or consolidation may be exchanged for or converted into cash, property, rights, or securities of, or interests in, the surviving or resulting series or, in addition to or in lieu thereof, may be exchanged for or converted into cash, property, rights, or securities of, or interests in, an entity as defined in K.S.A. 2018 Supp. 17-78-102, and amendments thereto, that is not the surviving or resulting series in the merger or consolidation, may remain outstanding or may be canceled. Notwithstanding prior consent or approval, an agreement of merger or consolidation may be terminated or amended pursuant to a provision for such termination or amendment contained in the agreement of merger or consolidation.

(b) If a series is merging or consolidating under this section, the series surviving or resulting in or from the merger or consolidation shall file a certificate of merger or consolidation executed by one or more authorized persons on behalf of the series when it is the surviving or resulting series in the office of the secretary of state. The certificate of merger or consolidation shall state:

(1) The name of each series that is to merge or consolidate and the name of the limited liability company that formed such series;

(2) that an agreement of merger or consolidation has been consented to or approved and executed by or on behalf of each series that is to merge or consolidate;

(3) the name of the surviving or resulting series;

(4) such amendment, if any, to the certificate of designation of the series that is the surviving or resulting series to change the name of the surviving series, as is desired to be effected by the merger;

(5) the future effective date or time, which shall be a date or time certain, of the merger or consolidation if it is not to be effective upon the filing of the certificate of merger or consolidation;

(6) that the agreement of merger or consolidation is on file at a place of business of the surviving or resulting series or the limited liability company that formed such series and shall state the address thereof; and

(7) that a copy of the agreement of merger or consolidation will be furnished by the surviving or resulting series, upon request and without cost, to any member of any series that is to merge or consolidate.

(c) Unless a future effective date or time is provided in a certificate of merger or

consolidation, a merger or consolidation pursuant to this section shall be effective upon the filing of a certificate of merger or consolidation in the office of the secretary of state.

(d) A certificate of merger or consolidation shall act as a certificate of cancellation of the certificate of designation of the series that is not the surviving or resulting series in the merger or consolidation. A certificate of merger or consolidation that sets forth any amendment in accordance with subsection (b)(4) shall be deemed to be an amendment to the certificate of designation of the surviving or resulting series, and no further action shall be required to amend the certificate of designation of the surviving or resulting series under K.S.A. 2018 Supp. 17-76,143, and amendments thereto, with respect to such amendments set forth in the certificate of merger or consolidation. Whenever this section requires the filing of a certificate of merger or consolidation, such requirement shall be deemed satisfied by the filing of an agreement of merger or consolidation containing the information required by this section to be set forth in the certificate of merger or consolidation.

(e) An agreement of merger or consolidation consented to or approved in accordance with subsection (a) may effect any amendment to the operating agreement relating solely to the series that are constituent parties to the merger or consolidation. Any amendment to an operating agreement relating solely to the series that are constituent parties to the merger or consolidation made pursuant to the foregoing sentence shall be effective at the effective time or date of the merger or consolidation and shall be effective notwithstanding any provision of the operating agreement relating to amendment of the operating agreement, other than a provision that by its terms applies to an amendment to the operating agreement in connection with a merger or consolidation. The provisions of this subsection shall not be construed to limit the accomplishment of a merger or of any of the matters referred to herein by any other means provided for in an operating agreement or other agreement or as otherwise permitted by law, including that the operating agreement relating to any constituent series to the merger or consolidation, including a series formed for the purpose of consummating a merger or consolidation, shall be the operating agreement of the surviving or resulting series.

(f) (1) (A) When any merger or consolidation shall have become effective under this section, for all purposes of the laws of the state of Kansas, all of the rights, privileges and powers of each of the series that have merged or consolidated, and all property, real, personal and mixed, and all debts due to any of such series, as well as all other things and causes of action belonging to each of such series, shall be vested in the surviving or resulting series, and shall thereafter be the property of the surviving or resulting series as they were of each of the series that have merged or consolidated, and the title to any real property vested by deed or otherwise, under the laws of the state of Kansas, in any of such series, shall not revert or be in any way impaired by reason of the Kansas revised limited liability company act.

(B) All rights of creditors and all liens upon any property of any of the series that have merged or consolidated shall be preserved unimpaired, and all debts, liabilities and duties of each of such series that have merged or consolidated shall thereafter attach to the surviving or resulting series, and may be enforced against it to the same extent as if such debts, liabilities and duties had been incurred or contracted by it.

(2) Unless otherwise agreed, a merger or consolidation of a series that is not the

surviving or resulting series in the merger or consolidation, shall not require such series to wind up its affairs under K.S.A. 2018 Supp. 17-76,143, and amendments thereto, or pay its liabilities and distribute its assets under K.S.A. 2018 Supp. 17-76,143, and amendments thereto, and the merger or consolidation shall not constitute a dissolution of such series.

(g) An operating agreement may provide that a series of such limited liability company shall not have the power to merge or consolidate as set forth in this section.

(h) This section shall take effect on and after July 1, 2020.

New Sec. 4. (a) A series whose certificate of designation has been canceled pursuant to K.S.A. 17-76,139, and amendments thereto, may be reinstated by filing in the office of the secretary of state a certificate of reinstatement accompanied by the payment of the fee required by K.S.A. 17-76,136(d), and amendments thereto, and payment of the annual report fee due under K.S.A. 17-76,139(c), and amendments thereto, and all penalties and interest thereon due at the time of the cancellation of its certificate of designation. The certificate of reinstatement shall set forth:

(1) The name of the limited liability company at the time the certificate of designation was canceled and, if such name has changed, the name of the limited liability company at the time of reinstatement of the series;

(2) the name of the series at the time the certificate of designation was canceled and, if such name is not available at the time of reinstatement, the name under which the series is to be reinstated;

(3) a statement that the certificate of reinstatement is filed by one or more persons authorized to execute and file the certificate of reinstatement to reinstate the series; and

(4) any other matters the persons executing the certificate of reinstatement determine to include therein.

(b) The certificate of reinstatement shall be deemed to be an amendment to the certificate of designation, and no further actions shall be required to amend its certificate of designation under K.S.A. 2018 Supp. 17-76,143(d)(3), and amendments thereto, with respect to the matters set forth in the certificate of reinstatement.

(c) Upon the filing of a certificate of reinstatement, a series shall be reinstated with the same force and effect as if its certificate of designation had not been canceled pursuant to K.S.A. 17-76,139, and amendments thereto. Such reinstatement shall validate all contracts, acts, matters and things made, done and performed by the series, its members, managers, employees and agents during the time when its certificate of designation was canceled pursuant to K.S.A. 17-76,139, and amendments thereto, with the same force and effect and to all intents and purposes as if the certificate of designation had remained in full force and effect. All real and personal property, and all rights and interests, that belonged to the series at the time its certificate of designation was canceled pursuant to K.S.A. 17-76,139, and amendments thereto, or were acquired by the series following the cancellation of its certificate of designation pursuant to K.S.A. 17-76,139, and amendments thereto, and were not disposed of prior to the time of its reinstatement, shall be vested in the series after its reinstatement as fully as they were held by the series at, and after, as the case may be, the time its certificate of designation was canceled pursuant to K.S.A. 17-76,139, and amendments thereto. After its reinstatement, the series shall be as exclusively liable for all contracts, acts, matters and things made, done or performed in its name and on its behalf by its members, managers, employees and agents prior to its reinstatement as if its certificate of

designation had at all times remained in full force and effect.

(d) This section shall take effect on and after July 1, 2020.

New Sec. 5. Sections 5 through 12, and amendments thereto, apply to all statutory public benefit limited liability companies, as defined in section 6, and amendments thereto. If a limited liability company elects to become a statutory public benefit limited liability company under sections 5 through 12, and amendments thereto, in the manner prescribed in sections 5 through 12, and amendments thereto, it shall be subject in all respects to the provisions of the Kansas revised limited liability company act, except to the extent sections 5 through 12, and amendments thereto, impose additional or different requirements, such requirements shall apply and notwithstanding K.S.A. 17-76,134, and amendments thereto, or any other provision of the Kansas revised limited liability company act, such requirements imposed by sections 5 through 12, and amendments thereto, may not be altered in the operating agreement.

New Sec. 6. (a) A "statutory public benefit limited liability company" is a for-profit limited liability company formed under and subject to the requirements of the Kansas revised limited liability company act that is intended to produce a public benefit or public benefits and to operate in a responsible and sustainable manner. To that end, a statutory public benefit limited liability company shall be managed in a manner that balances the members' pecuniary interests, the best interests of those materially affected by the limited liability company's conduct, and the public benefit or public benefits set forth in its articles of organization. A statutory public benefit limited liability company shall state in the heading of its articles of organization that it is a statutory public benefit limited liability company, and shall set forth one or more specific public benefits to be promoted by the limited liability company in its articles of organization. The operating agreement of a statutory public benefit limited liability company may not contain any provision inconsistent with sections 5 through 12, and amendments thereto.

(b) "Public benefit" means a positive effect, or reduction of negative effects, on one or more categories of persons, entities, communities or interests, other than members in their capacities as members, including, but not limited to, effects of an artistic, charitable, cultural, economic, educational, environmental, literary, medical, religious, scientific or technological nature. "Public benefit provisions" means the provisions of the articles of organization, an operating agreement, or both, in either case as contemplated by sections 5 through 12, and amendments thereto.

(c) If the name of a statutory public benefit limited liability company does not contain the term "statutory public benefit limited liability company," or the abbreviation "S.P.B.L.L.C.," or the designation "SPBLLC," or words or abbreviations of like import in other languages if they are written in Roman characters or letters, the statutory public benefit limited liability company shall, prior to issuing any limited liability company interest, provide notice to any person to whom such limited liability company interest is issued that it is a statutory public benefit limited liability company. Such notice need not be provided if the issuance is pursuant to an offering registered under the securities act of 1933, 15 U.S.C. § 77r et seq., or if, at the time of issuance, the statutory public benefit limited liability company has a class of securities that is registered under the securities exchange act of 1934, 15 U.S.C. § 78a et seq.

New Sec. 7. Notwithstanding any other provision of the Kansas revised limited liability company act and unless otherwise provided in the operating agreement, a statutory public benefit limited liability company may not, without the vote, consent or

approval of members who own at least $\frac{2}{3}$ of the then-current percentage or other interest in the profits of the limited liability company owned by all members:

(a) Amend its articles of organization to delete or amend a provision required by section 6(a), and amendments thereto;

(b) merge or consolidate with or into another entity or divide into two or more domestic limited liability companies if, as a result of such merger, consolidation or division, the limited liability company interests in such limited liability company would become, or be converted into or exchanged for the right to receive, limited liability company interests or other equity interests in a domestic or foreign limited liability company or other entity that is not a statutory public benefit limited liability company or similar entity, the articles of organization or operating agreement, or similar governing document, of which does not contain provisions identifying a public benefit or public benefits comparable in all material respects to those set forth in the articles of organization of such limited liability company as contemplated by section 6(a), and amendments thereto, or that does not contain provisions imposing requirements pursuant to section 9, and amendments thereto, that are comparable in all material respects to those set forth in the articles of organization of such limited liability company; or

(c) cease to be a statutory public benefit limited liability company under the provisions of sections 5 through 12, and amendments thereto.

New Sec. 8. (a) The members, managers or other persons with authority to manage or direct the business and affairs of a statutory public benefit limited liability company shall manage or direct the business and affairs of the statutory public benefit limited liability company in a manner that balances the pecuniary interests of the members, the best interests of those materially affected by the limited liability company's conduct, and the specific public benefit or public benefits set forth in its articles of organization. Unless otherwise provided in an operating agreement, a member, manager or other person with authority to manage or direct the business and affairs of the statutory public benefit limited liability company shall not have any liability for monetary damages for the failure to manage or direct the business and affairs of the statutory public benefit limited liability company as provided in this subsection.

(b) A member, manager or other person with authority to manage or direct the business and affairs of the statutory public benefit limited liability company shall not, by virtue of the public benefit provisions or section 6(a), and amendments thereto, have any duty to any person on account of any interest of such person in the public benefit or public benefits set forth in its articles of organization or on account of any interest materially affected by the limited liability company's conduct and, with respect to a decision implicating the balance requirement in subsection (a), will be deemed to satisfy such person's fiduciary duties to members and the limited liability company if such person's decision is both informed and disinterested and not such that no person of ordinary, sound judgment would approve.

New Sec. 9. (a) A statutory public benefit limited liability company, at least annually, shall provide its members with a statement as to the limited liability company's promotion of the public benefit or public benefits set forth in its articles of organization and as to the best interests of those materially affected by the limited liability company's conduct. The statement shall include:

(1) The objectives that have been established to promote such public benefit or

public benefits and interests;

(2) the standards that have been adopted to measure the limited liability company's progress in promoting such public benefit or public benefits and interests;

(3) objective factual information based on those standards regarding the limited liability company's success in meeting the objectives for promoting such public benefit or public benefits and interests; and

(4) an assessment of the limited liability company's success in meeting the objectives and promoting such public benefit or public benefits and interests.

(b) A statutory public benefit limited liability company shall provide the statement in subsection (a) to its members at the time prescribed by K.S.A. 17-76,139, and amendments thereto, for the filing of the statutory public benefit limited liability company's annual report.

(c) The statement described in subsection (a) shall be based on a third-party standard. A "third-party standard" means a standard for defining, reporting and assessing promotion of the public benefit or public benefits identified in the statutory public benefit limited liability company's articles of organization that: (1) Is developed by a person or entity that is independent of the statutory public benefit limited liability company; and (2) is transparent because the following information about the standard is publicly available: (A) The factors considered when measuring the performance of a business; (B) the relative weightings of those factors; and (C) the identity of the persons who developed the standard and who control changes to the standard and the process by which those changes are made. For purposes of this section, the term "independent" means having no material relationship with the statutory public benefit limited liability company or any of its members, managers, affiliates or other persons with authority to manage or direct the business and affairs of the statutory public benefit limited liability company.

(d) A statutory public benefit limited liability company shall post its most recent statement described in subsection (a) on the public portion of its website, if any, concurrently with the delivery of such statement to its members under subsection (b). If a statutory public benefit limited liability company does not have a website, it shall provide a copy of such statement, without charge, to any person that requests a copy. Any compensation paid to any person and any other financial or proprietary information contained in the statement described in subsection (a) may be omitted from any statement that is publicly posted or provided to any person pursuant to this subsection, other than a statement provided to a member, manager or other person with authority to manage or direct the business and affairs of the statutory public benefit limited liability company.

(e) The articles of organization or the operating agreement of a statutory public benefit limited liability company may require that the statutory public benefit limited liability company obtain a periodic third-party certification addressing the statutory public benefit limited liability company's promotion of the public benefit or public benefits identified in the articles of organization or the best interests of those materially affected by the statutory public benefit limited liability company's conduct, or both.

New Sec. 10. Members of a statutory public benefit limited liability company or assignees of limited liability company interests in a statutory public benefit limited liability company owning individually or collectively, as of the date of instituting such derivative suit, at least 2% of the then-current percentage or other interest in the profits

of the limited liability company or, in the case of a limited liability company with limited liability company interests listed on a national securities exchange, the lesser of such percentage or limited liability company interests of at least \$2,000,000 in market value, unless an operating agreement provides for a different percentage or other interest or market value, may maintain a derivative lawsuit to enforce the requirements set forth in section 8(a), and amendments thereto.

New Sec. 11. Sections 5 through 12, and amendments thereto, shall not affect a statute or rule of law that is or would be applicable to any limited liability company that is formed under the Kansas revised limited liability company act but is not a statutory public benefit limited liability company.

New Sec. 12. The provisions of sections 5 through 12, and amendments thereto, shall not be construed to limit the accomplishment by any other means permitted by law of the formation or operation of a limited liability company that is formed or operated for a public benefit, including a limited liability company that is designated as a public benefit limited liability company, that is not a statutory public benefit limited liability company.

Sec. 13. K.S.A. 2018 Supp. 17-7662 is hereby amended to read as follows: 17-7662. K.S.A. 17-7662 through ~~17-76,143~~ 17-76,142, and amendments thereto, and K.S.A. 2018 Supp. ~~17-76,144~~ 17-76,143 through 17-76,146, and sections 1 through 12, and amendments thereto, shall be known and may be cited as the Kansas revised limited liability company act.

Sec. 14. K.S.A. 2018 Supp. 17-7663 is hereby amended to read as follows: 17-7663. As used in ~~this~~ the Kansas revised limited liability company act unless the context otherwise requires:

(a) "Articles of organization" means the articles of organization referred to in K.S.A. 17-7673, and amendments thereto, and the articles of organization as amended.

(b) "Bankruptcy" means an event that causes a person to cease to be a member as provided in K.S.A. 17-7689, and amendments thereto.

(c) "Contribution" means any cash, property, services rendered or a promissory note or other obligation to contribute cash or property or to perform services, which a person contributes to a limited liability company in such person's capacity as a member.

(d) "Foreign limited liability company" means a limited liability company formed under the laws of any state or under the laws of any foreign country or other foreign jurisdiction ~~and denominated as such under the laws of such state or foreign country or other foreign jurisdiction.~~ When used in the Kansas revised limited liability company act in reference to a foreign limited liability company, the terms "operating agreement," "limited liability company interest," "manager" or "member" shall mean an operating agreement, limited liability company interest, manager or member, respectively, under the laws of the state or foreign country or other foreign jurisdiction under which the foreign limited liability company is formed.

(e) "Knowledge" means a person's actual knowledge of a fact, rather than the person's constructive knowledge of the fact.

(f) "Limited liability company" and "domestic limited liability company" means a limited liability company formed under the laws of the state of Kansas and having one or more members.

(g) "Limited liability company interest" means a member's share of the profits and losses of a limited liability company and a member's right to receive distributions of the

limited liability company's assets.

(h) "Liquidating trustee" means a person carrying out the winding up of a limited liability company.

(i) "Manager" means a person who is named as a manager of a limited liability company in, or designated as a manager of a limited liability company pursuant to, an operating agreement or similar instrument under which the limited liability company is formed.

(j) "Member" means a person who is admitted to a limited liability company as a member as provided in K.S.A. 17-7686, and amendments thereto, ~~or, in the case of a foreign limited liability company, in accordance with the laws of the state or foreign country or other foreign jurisdiction under which the foreign limited liability company is formed.~~

(k) "Operating agreement" means any agreement, whether referred to as an operating agreement, limited liability company agreement or otherwise, written, oral, or implied, of the member or members as to the affairs of a limited liability company and the conduct of its business. A member or manager of a limited liability company or an assignee of a limited liability company interest is bound by the operating agreement whether or not the member or manager or assignee executes the operating agreement. A limited liability company is not required to execute its operating agreement. A limited liability company is bound by its operating agreement whether or not the limited liability company executes the operating agreement. An operating agreement of a limited liability company having only one member shall not be unenforceable by reason of there being only one person who is a party to the operating agreement. An operating agreement is not subject to any statute of frauds, including K.S.A. 33-106, and amendments thereto. An operating agreement may provide rights to any person, including a person who is not a party to the operating agreement, to the extent set forth therein. A written operating agreement or another written agreement or writing:

(1) May provide that a person shall be admitted as a member of a limited liability company, or shall become an assignee of a limited liability company interest or other rights or powers of a member to the extent assigned:

(A) If such person, or a representative authorized by such person orally, in writing or by other action such as payment for a limited liability company interest, executes the operating agreement or any other writing evidencing the intent of such person to become a member or assignee; or

(B) without such execution, if such person, or a representative authorized by such person orally, in writing or by other action such as payment for a limited liability company interest, complies with the conditions for becoming a member or assignee as set forth in the operating agreement or any other writing; and

(2) shall not be unenforceable by reason of its not having been signed by a person being admitted as a member or becoming an assignee as provided in subsection (k)(1), or by reason of its having been signed by a representative as provided in ~~this the Kansas~~ revised limited liability company act.

(l) "Person" means a natural person, partnership, whether general or limited, limited liability company, trust, including a common law trust, business trust, statutory trust, voting trust or any other form of trust, estate, association, including any group, organization, co-tenancy, plan, board, council or committee, corporation, government, including a country, state, county or any other governmental subdivision, agency or

instrumentality, custodian, nominee or any other individual or entity, or series thereof, in its own or any representative capacity, in each case, whether domestic or foreign.

(m) "Personal representative" means, as to a natural person, the executor, administrator, guardian, conservator or other legal representative thereof and, as to a person other than a natural person, the legal representative or successor thereof.

(n) "Series" means a designated series of members, managers, limited liability company interests or assets that is established in accordance with K.S.A. 2018 Supp. 17-76,143, and amendments thereto.

(o) "State" means the District of Columbia or the commonwealth of Puerto Rico or any state, territory, possession or other jurisdiction of the United States other than the state of Kansas.

Sec. 15. K.S.A. 2018 Supp. 17-7673 is hereby amended to read as follows: 17-7673. (a) In order to form a limited liability company, one or more authorized persons must execute articles of organization. The articles of organization shall be filed with the secretary of state and set forth:

(1) The name of the limited liability company;

(2) the address of the registered office required to be maintained by K.S.A. 2018 Supp. 17-7924, and amendments thereto, and the name of the resident agent for service of process required to be maintained by K.S.A. 2018 Supp. 17-7925, and amendments thereto;

(3) any other matters the members determine to include therein;

(4) if the limited liability company is organized to exercise the powers of a professional association or professional corporation, each such profession shall be stated; and

(5) if the limited liability company will have series, the matters required by K.S.A. 17-76,143, and amendments thereto.

(b) A limited liability company is formed at the time provided in K.S.A. 2018 Supp. 17-7911, and amendments thereto, if there has been substantial compliance with the requirements of this section. A limited liability company formed under ~~this the Kansas revised limited liability company~~ act shall be a separate legal entity, the existence of which as a separate legal entity shall continue until cancellation of the limited liability company's articles of organization.

(c) An operating agreement shall be entered into or otherwise existing either before, after or at the time of the filing of the articles of organization and, whether entered into or otherwise existing before, after or at the time of such filing, may be made effective as of the effective time of such filing or at such other time or date as provided in or reflected by the operating agreement.

(d) The articles of organization shall be amended as provided in a certificate of amendment or judicial decree of amendment upon the filing of the certificate of amendment or judicial decree of amendment with the secretary of state or upon the future effective date specified in the certificate of amendment.

(e) Upon filing the articles of organization of a limited liability company organized to exercise powers of a professional association or professional corporation, the limited liability company shall file with the secretary of state a certificate by the licensing body, as defined in K.S.A. 74-146, and amendments thereto, of the profession involved that each of the members is duly licensed to practice that profession, and that the proposed company name has been approved.

Sec. 16. K.S.A. 2018 Supp. 17-7675 is hereby amended to read as follows: 17-7675. (a) Articles of organization shall be canceled upon the dissolution and the completion of winding up of a limited liability company, or as provided in K.S.A. 17-76,117 or 17-76,139 or K.S.A. 2018 Supp. 17-7926(b) or 17-7929(b), and amendments thereto, or upon the filing of a certificate of merger or consolidation if the limited liability company is not the surviving or resulting entity in a merger or consolidation, or upon the future effective date of a certificate of merger or consolidation if the limited liability company is not the surviving or resulting entity in a merger or consolidation, or upon the filing of a certificate of division if the limited liability company is a dividing company that is not a surviving company, or upon the future effective date of a certificate of division if the limited liability company is a dividing company that is not a surviving company. A certificate of cancellation shall be filed with the secretary of state to accomplish the cancellation of articles of organization upon the dissolution and the completion of winding up of a limited liability company. The certificate shall set forth:

- (1) The name of the limited liability company;
- (2) the reason for filing the certificate of cancellation;
- (3) the future effective date or time, ~~which shall be a date or time certain not later than 90 days after the date of filing,~~ of cancellation if it is not to be effective upon the filing of the certificate; and
- (4) any other information the person filing the certificate of cancellation determines.

(b) A certificate of cancellation that is filed with the secretary of state prior to the dissolution or the completion of winding up of a limited liability company may be corrected as an erroneously executed certificate of cancellation by filing with the secretary of state a certificate of correction of such certificate of cancellation in accordance with K.S.A. 2018 Supp. 17-7912, and amendments thereto.

(c) The secretary of state shall not issue a certificate of good standing with respect to a limited liability company if its articles of organization are canceled.

Sec. 17. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7675, as amended by section 16 of this act, is hereby amended to read as follows: 17-7675. (a) Articles of organization shall be canceled upon the dissolution and the completion of winding up of a limited liability company, or as provided in K.S.A. 17-76,117 or 17-76,139 or K.S.A. 2018 Supp. 17-7926(b) or 17-7929(b), and amendments thereto, or upon the filing of a certificate of merger or consolidation if the limited liability company is not the surviving or resulting entity in a merger or consolidation or upon the future effective date of a certificate of merger or consolidation if the limited liability company is not the surviving or resulting entity in a merger or consolidation or upon the filing of a certificate of division if the limited liability company is a dividing company that is not a surviving company or upon the future effective date of a certificate of division if the limited liability company is a dividing company that is not a surviving company. A certificate of cancellation shall be filed with the secretary of state to accomplish the cancellation of articles of organization upon the dissolution and the completion of winding up of a limited liability company. The certificate shall set forth:

- (1) The name of the limited liability company;
- (2) the reason for filing the certificate of cancellation;
- (3) if the limited liability company has formed one or more series whose certificate of designation has not been canceled prior to the filing of the certificate of cancellation,

the name of each such series;

(4) the future effective date or time of cancellation if it is not to be effective upon the filing of the certificate; and

~~(4)(5)~~ any other information the person filing the certificate of cancellation determines.

(b) A certificate of cancellation that is filed with the secretary of state prior to the dissolution or the completion of winding up of a limited liability company may be corrected as an erroneously executed certificate of cancellation by filing with the secretary of state a certificate of correction of such certificate of cancellation in accordance with K.S.A. 2018 Supp. 17-7912, and amendments thereto.

(c) The secretary of state shall not issue a certificate of good standing with respect to a limited liability company, or any series thereof, if its articles of organization are canceled.

Sec. 18. K.S.A. 2018 Supp. 17-7679 is hereby amended to read as follows: 17-7679. The fact that articles of organization, or amendments thereto, are on file with the secretary of state is notice that the entity formed in connection with the filing of the articles of organization is a limited liability company formed under the laws of the state of Kansas and is notice of all other facts set forth therein which are required to be set forth in articles of organization by ~~subsections (a)(1), (a)(2), (a)(4) and (a)(5) of K.S.A. 17-7673(a)(1), (a)(2), (a)(4) and (a)(5), and amendments thereto, and section 6, and amendments thereto.~~

Sec. 19. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7679, as amended by section 18 of this act, is hereby amended to read as follows: 17-7679. The fact that articles of organization, or amendments thereto, are on file with the secretary of state is notice that the entity formed in connection with the filing of the articles of organization is a limited liability company formed under the laws of the state of Kansas and is notice of all other facts set forth therein which are required to be set forth in articles of organization by K.S.A. 17-7673(a)(1), (a)(2), (a)(4) and (a)(5), and amendments thereto, and K.S.A. 2018 Supp. 17-76,143(b) and section 6, and amendments thereto. The fact that a certificate of designation is on file in the office of the secretary of state is notice that the series named in such certificate of designation has been formed pursuant to K.S.A. 2018 Supp. 17-76,143, and amendments thereto, and is notice of all other facts set forth therein, which are required to be set forth in a certificate of designation by K.S.A. 2018 Supp. 17-76,143(d), and amendments thereto.

Sec. 20. K.S.A. 2018 Supp. 17-7680 is hereby amended to read as follows: 17-7680. (a) A limited liability company may, whenever desired, integrate into a single instrument all of the provisions of its articles of organization which are then in effect and operative as a result of there having previously been filed with the secretary of state one or more certificates or other instruments pursuant to K.S.A. 17-7673 through 17-7683, and amendments thereto, ~~and the business entity standard treatment act, K.S.A. 2018 Supp. 17-7901 et seq., and amendments thereto, and section 2, and amendments thereto,~~ and it may at the same time also further amend its articles of organization by adopting restated articles of organization.

(b) If restated articles of organization merely restate and integrate but do not further amend the initial articles of organization, as previously amended or supplemented by any certificate or instrument that was executed and filed pursuant to K.S.A. 17-7673 through 17-7683, and amendments thereto, and the business entity standard treatment

act, K.S.A. 2018 Supp. 17-7901 et seq., and amendments thereto, they shall be specifically designated in their heading as "restated articles of organization" together with such other words as the limited liability company may deem appropriate and shall be executed by an authorized person and filed with the secretary of state as provided in K.S.A. 2018 Supp. 17-7910, and amendments thereto. If restated articles of organization restate and integrate and also further amend in any respect the articles of organization, as previously amended or supplemented, they shall be specifically designated in their heading as "amended and restated articles of organization" together with such other words as the limited liability company may deem appropriate and shall be executed by at least one authorized person and filed as provided in K.S.A. 2018 Supp. 17-7910, and amendments thereto.

(c) Restated articles of organization shall state, either in their heading or in an introductory paragraph, the limited liability company's present name; if it has been changed, the name under which it was originally filed; the date of filing of its original articles of organization with the secretary of state; and the future effective date, which shall be a date certain, of the restated articles of organization if they are not to be effective upon the filing of the restated articles of organization with the secretary of state, ~~such future effective date must be within 90 days of the date of filing such restated articles of organization with the secretary of state.~~ Restated articles of organization shall also state that they were duly executed and are being filed in accordance with this section. If restated articles of organization only restate and integrate and do not further amend a limited liability company's articles of organization as previously amended or supplemented and there is no discrepancy between those provisions and the restated articles of organization, they shall state that fact as well.

(d) Upon the filing of restated articles of organization with the secretary of state, or upon the future effective date of restated articles of organization as provided for therein, the initial articles of organization, as previously amended or supplemented, shall be superseded. Thereafter the restated articles of organization, including any further amendment or changes made thereby, shall be the articles of organization of the limited liability company, but the original effective date of formation shall remain unchanged.

(e) Any amendment or change effected in connection with the restatement and integration of the articles of organization shall be subject to any other provision of ~~this~~ the Kansas revised limited liability company act, not inconsistent with this section, which would apply if a separate certificate of amendment were filed to effect such amendment or change.

Sec. 21. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7680, as amended by section 20 of this act, is hereby amended to read as follows: 17-7680. (a) Restated articles of organization.

(1) A limited liability company may, whenever desired, integrate into a single instrument all of the provisions of its articles of organization which are then in effect and operative as a result of there having previously been filed with the secretary of state one or more certificates or other instruments pursuant to K.S.A. 17-7673 through 17-7683, and amendments thereto, and the business entity standard treatment act, K.S.A. 2018 Supp. 17-7901 et seq., and amendments thereto, and ~~section sections 2 and 3,~~ and amendments thereto, and it may at the same time also further amend its articles of organization by adopting restated articles of organization.

~~(b)~~(2) If restated articles of organization merely restate and integrate but do not

further amend the initial articles of organization, as previously amended or supplemented by any certificate or instrument that was executed and filed pursuant to K.S.A. 17-7673 through 17-7683, and amendments thereto, and the business entity standard treatment act, K.S.A. 2018 Supp. 17-7901 et seq., and amendments thereto, they shall be specifically designated in their heading as "restated articles of organization" together with such other words as the limited liability company may deem appropriate and shall be executed by an authorized person and filed with the secretary of state as provided in K.S.A. 2018 Supp. 17-7910, and amendments thereto. If restated articles of organization restate and integrate and also further amend in any respect the articles of organization, as previously amended or supplemented, they shall be specifically designated in their heading as "amended and restated articles of organization" together with such other words as the limited liability company may deem appropriate and shall be executed by at least one authorized person and filed as provided in K.S.A. 2018 Supp. 17-7910, and amendments thereto.

~~(3)~~(3) Restated articles of organization shall state, either in their heading or in an introductory paragraph, the limited liability company's present name; if it has been changed, the name under which it was originally filed; the date of filing of its original articles of organization with the secretary of state; and the future effective date, which shall be a date certain, of the restated articles of organization if they are not to be effective upon the filing of the restated articles of organization with the secretary of state, ~~such future effective date must be within 90 days of the date of filing such restated articles of organization with the secretary of state.~~ Restated articles of organization shall also state that they were duly executed and are being filed in accordance with this section. If restated articles of organization only restate and integrate and do not further amend a limited liability company's articles of organization as previously amended or supplemented and there is no discrepancy between those provisions and the restated articles of organization, they shall state that fact as well.

~~(4)~~(4) Upon the filing of restated articles of organization with the secretary of state, or upon the future effective date of restated articles of organization as provided for therein, the initial articles of organization, as previously amended or supplemented, shall be superseded. Thereafter the restated articles of organization, including any further amendment or changes made thereby, shall be the articles of organization of the limited liability company, but the original effective date of formation shall remain unchanged.

~~(5)~~(5) Any amendment or change effected in connection with the restatement and integration of the articles of organization shall be subject to any other provision of this act, not inconsistent with this section, which would apply if a separate certificate of amendment were filed to effect such amendment or change.

(b) Restated certificate of designation.

(1) A series of a limited liability company may, whenever desired, integrate into a single instrument all of the provisions of its certificate of designation that are then in effect and operative as a result of there having previously been filed with the secretary of state one or more certificates or other instruments pursuant to K.S.A. 17-7673 through 17-7683, and amendments thereto, the business entity standard treatment act, K.S.A. 2018 Supp. 17-7901 et seq., and amendments thereto, and sections 2 and 3, and amendments thereto, and it may at the same time further amend its certificate of designation by adopting a restated certificate of designation.

(2) If a restated certificate of designation merely restates and integrates but does not further amend the initial certificate of designation, as previously amended or supplemented by any instrument that was executed and filed pursuant to K.S.A. 17-7673 through 17-7683, and amendments thereto, the business entity standard treatment act, K.S.A. 2018 Supp. 17-7901 et seq., and amendments thereto, and sections 2 and 3, and amendments thereto, it shall be specifically designated in its heading as a "restated certificate of designation" together with such other words as the series may deem appropriate and shall be executed by an authorized person and filed as provided in K.S.A. 2018 Supp. 17-7910, and amendments thereto. If a restated certificate restates and integrates and also further amends in any respect the certificate of designation as previously amended or supplemented, it shall be specifically designated in its heading as an "amended and restated certificate of designation" together with such other words as the series may deem appropriate and shall be executed by at least one authorized person and filed as provided in K.S.A. 2018 Supp. 17-7910, and amendments thereto.

(3) A restated certificate of designation shall state, either in its heading or in an introductory paragraph, the name of the limited liability company, the present name of the series, and, if the name of the series has been changed, the name under which it was originally filed, and the future effective date or time, which shall be a date or time certain, of the restated certificate of designation if it is not to be effective upon the filing of the restated certificate of designation. A restated certificate shall also state that it was duly executed and is being filed in accordance with this section. If a restated certificate only restates and integrates and does not further amend a certificate of designation, as previously amended or supplemented and there is no discrepancy between those provisions and the restated certificate, it shall state that fact as well.

(4) Upon the filing of a restated certificate of designation with the secretary of state, or upon the future effective date or time of a restated certificate of designation as provided for therein, the initial certificate of designation, as theretofore amended or supplemented, shall be superseded. Thereafter, the restated certificate of designation, including any further amendment or changes made thereby, shall be the certificate of designation of such series, but the original effective date of formation of the series, as applicable, shall remain unchanged.

(5) Any amendment or change effected in connection with the restatement and integration of a certificate of designation shall be subject to any other provision of the Kansas revised limited liability company act, not inconsistent with this section, which would apply if a separate certificate of amendment were filed to effect such amendment or change.

Sec. 22. K.S.A. 2018 Supp. 17-7681 is hereby amended to read as follows: 17-7681. (a) Pursuant to an agreement of merger or consolidation, one or more domestic limited liability companies may merge or consolidate with or into one or more limited liability companies formed under the laws of the state of Kansas or any other state or any foreign country or other foreign jurisdiction, or any combination thereof, with such limited liability company as the agreement shall provide being the surviving or resulting limited liability company.

(1) (A) Unless otherwise provided in the operating agreement, an agreement of merger or consolidation shall be consented to or approved by each domestic limited liability company which is to merge or consolidate by members who own more than 50% of the then-current percentage or other interest in the profits of the domestic

limited liability company owned by all of the members:

(B) unless otherwise provided in the operating agreement, a limited liability company whose original articles of organization were filed with the secretary of state and effective on or prior to June 30, 2019, shall not be governed by subsection (a)(1) (A), but shall be governed by this subparagraph. Unless otherwise provided in the operating agreement, an agreement of merger or consolidation shall be consented to or approved by each domestic limited liability company which is to merge or consolidate by the members, or if there is more than one class or group of members, then by each class or group of members, in either case, by members who own more than 50% of the then current percentage or other interest in the profits of the domestic limited liability company owned by all of the members or by the members in each class or group, as appropriate.

(2) In connection with a merger or consolidation hereunder, rights or securities of, or interests in, a domestic limited liability company which is a constituent party to the merger or consolidation may be exchanged for or converted into cash, property, rights or securities of, or interests in, the surviving or resulting limited liability company or, in addition to or in lieu thereof, may be exchanged for or converted into cash, property, rights or securities of, or interests in, a limited liability company which an entity as defined in K.S.A. 2018 Supp. 17-78-102, and amendments thereto, that is not the surviving or resulting limited liability company in the merger or consolidation, may remain outstanding, or may be canceled.

(3) Notwithstanding prior consent or approval, an agreement of merger or consolidation may be terminated or amended pursuant to a provision for such termination or amendment contained in the agreement of merger or consolidation.

(b) The limited liability company surviving or resulting in or from the merger or consolidation shall file a certificate of merger or consolidation executed by one or more authorized persons on behalf of the domestic limited liability company when it is the surviving or resulting entity with the secretary of state. The certificate of merger or consolidation shall state:

(1) The name and jurisdiction of formation or organization of each of the limited liability companies which is to merge or consolidate;

(2) that an agreement of merger or consolidation has been consented to or approved and executed by each of the limited liability companies which is to merge or consolidate;

(3) the name of the surviving or resulting limited liability company;

(4) in the case of a merger in which a domestic limited liability company is the surviving entity, such amendments, if any, to the articles of organization of the surviving domestic limited liability company to change its name, registered office or resident agent as are desired to be effected by the merger;

(5) the future effective date or time, which shall be a date certain, of the merger or consolidation if it is not to be effective upon the filing of the certificate of merger or consolidation, ~~which date shall, in no event, exceed 90 days after the date the certificate is filed with the secretary of state;~~

(6) that the agreement of merger or consolidation is on file at a place of business of the surviving or resulting limited liability company, and shall state the address thereof;

(7) that a copy of the agreement of merger or consolidation will be furnished by the surviving or resulting limited liability company, on request and without cost, to any

member of any limited liability company which is to merge or consolidate; and

(8) if the surviving or resulting limited liability company is not a domestic limited liability company, a statement that such surviving or resulting limited liability company agrees that it may be served with process in the state of Kansas in any action, suit or proceeding for the enforcement of any obligation of any domestic limited liability company which is to merge or consolidate, irrevocably appointing the secretary of state as its agent to accept service of process in any such action, suit or proceeding and specifying the address to which a copy of such process shall be mailed to it by the secretary of state.

(c) A certificate of merger or consolidation shall act as a certificate of cancellation for a domestic limited liability company which is not the surviving or resulting limited liability company in the merger or consolidation. A certificate of merger that sets forth any amendment in accordance with subsection (b)(4) shall be deemed to be an amendment to the articles of organization of the limited liability company, and the limited liability company shall not be required to take any further action to amend its articles of organization under K.S.A. 17-7674, and amendments thereto, with respect to such amendments set forth in the certificate of merger. Whenever this section requires the filing of a certificate of merger or consolidation, such requirement shall be deemed satisfied by the filing of an agreement of merger or consolidation containing the information required by this section to be set forth in the certificate of merger or consolidation.

(d) An agreement of merger or consolidation consented to or approved in accordance with subsection (a) ~~of this section~~ may:

- (1) Effect any amendment to the operating agreement; or
- (2) effect the adoption of a new operating agreement, for a limited liability company if it is the surviving or resulting limited liability company in the merger or consolidation.

Any amendment to an operating agreement or adoption of a new operating agreement made pursuant to the foregoing sentence shall be effective at the effective time or date of the merger or consolidation and shall be effective notwithstanding any provision of the operating agreement relating to amendment or adoption of a new operating agreement, other than a provision that by its terms applies to an amendment to the operating agreement or the adoption of a new operating agreement, in either case, in connection with a merger or consolidation. The provisions of this subsection shall not be construed to limit the accomplishment of a merger or of any of the matters referred to herein by any other means provided for in an operating agreement or other agreement or as otherwise permitted by law, including that the operating agreement of any constituent limited liability company to the merger or consolidation, including a limited liability company formed for the purpose of consummating a merger or consolidation, shall be the operating agreement of the surviving or resulting limited liability company.

(e) When any merger or consolidation shall have become effective under this section, for all purposes of the laws of the state of Kansas, all of the rights, privileges and powers of each of the limited liability companies that have merged or consolidated, and all property, real, personal and mixed, and all debts due to any of the limited liability companies, as well as all other things and causes of action belonging to each of such limited liability companies, shall be vested in the surviving or resulting limited liability company, and shall thereafter be the property of the surviving or resulting

limited liability company as they were of each of the limited liability companies that have merged or consolidated, and the title to any real property vested by deed or otherwise, under the laws of the state of Kansas, in any of such limited liability companies, shall not revert or be in any way impaired by reason of this act, but all rights of creditors and all liens upon any property of any of the limited liability companies shall be preserved unimpaired, and all debts, liabilities and duties of each of the limited liability companies that have merged or consolidated shall thenceforth attach to the surviving or resulting limited liability company, and may be enforced against it to the same extent as if the debts, liabilities and duties had been incurred or contracted by it. Unless otherwise agreed, a merger or consolidation of a domestic limited liability company, including a domestic limited liability company which is not the surviving or resulting entity in the merger or consolidation, shall not require such domestic limited liability company to wind up its affairs under K.S.A. 17-76,118, and amendments thereto, or pay its liabilities and distribute its assets under K.S.A. 17-76,119, and amendments thereto, and the merger or consolidation shall not constitute a dissolution of such limited liability company.

(f) A limited liability company may merge or consolidate with or into any other entity in accordance with the business entity transactions act, K.S.A. 2018 Supp. 17-78-101 et seq., and amendments thereto.

(g) An operating agreement may provide that a domestic limited liability company shall not have the power to merge or consolidate as set forth in this section.

Sec. 23. K.S.A. 2018 Supp. 17-7687 is hereby amended to read as follows: 17-7687. (a) An operating agreement may provide for classes or groups of members having such relative rights, powers and duties as the operating agreement may provide, and may make provision for the future creation in the manner provided in the operating agreement of additional classes or groups of members having such relative rights, powers and duties as may from time to time be established, including rights, powers and duties senior to existing classes and groups of members. An operating agreement may provide for the taking of an action, including the amendment of the operating agreement, without the vote, consent or approval of any member or class or group of members, including an action to create under the provisions of the operating agreement a class or group of limited liability company interests that was not previously outstanding. An operating agreement may provide that any member or class or group of members shall have no voting rights.

(b) An operating agreement may grant to all or certain identified members or a specified class or group of the members the right to vote separately or with all or any class or group of the members or managers, on any matter. Voting by members may be on a per capita, number, financial interest, class, group or any other basis.

(c) An operating agreement may set forth provisions relating to notice of the time, place or purpose of any meeting at which any matter is to be voted on by any members, waiver of any such notice, action by consent or approval without a meeting, the establishment of a record date, quorum requirements, voting in person or by proxy, or any other matter with respect to the exercise of any such right to vote.

(d) Unless otherwise provided in an operating agreement, meetings of members may be held by means of conference telephone or other communications equipment by means of which all persons participating in the meeting can hear each other, and participation in a meeting pursuant to this subsection shall constitute presence in person

at the meeting. Unless otherwise provided in an operating agreement, on any matter that is to be voted on, consented to or approved by members, the members may take such action without a meeting, without prior notice and without a vote, if consented to or approved, in writing ~~or~~, by electronic transmission, or by any other means permitted by law, by members having not less than the minimum number of votes that would be necessary to authorize or take such action at a meeting at which all members entitled to vote thereon were present and voted. Unless otherwise provided in an operating agreement, if a person, whether or not then a member, consents to or approves as a member any matter and provides that such consent or approval will be effective at a future time, including a time determined upon the happening of an event, then such person shall be deemed to have consented or approved as a member at such future time so long as such person is then a member. Unless otherwise provided in an operating agreement, on any matter that is to be voted on by members, the members may vote in person or by proxy, and such proxy may be granted in writing, by means of electronic transmission or as otherwise permitted by applicable law. Unless otherwise provided in an operating agreement, a consent or approval transmitted by electronic transmission by a member or by a person or persons authorized to act for a member shall be deemed to be written and signed for purposes of this subsection. For purposes of this subsection, the term "electronic transmission" means any form of communication not directly involving the physical transmission of paper, including the use of, or participation in, one or more electronic networks or databases, including one or more distributed electronic networks or databases, that creates a record that may be retained, retrieved and reviewed by a recipient thereof and that may be directly reproduced in paper form by such a recipient through an automated process.

(e) Unless otherwise provided in the operating agreement or in ~~this the Kansas revised limited liability company~~ act, every member holding an interest in profits shall be entitled to vote.

(f) If an operating agreement provides for the manner in which it may be amended, including by requiring the approval or consent of a person who is not a party to the operating agreement or the satisfaction of conditions, it may be amended only in that manner or as otherwise permitted by law, including as permitted by ~~subsection (e) of~~ K.S.A. 17-7681(e), and amendments thereto, provided that the approval or consent of any person may be waived by such person and that any such conditions may be waived by all persons for whose benefit such conditions were intended. Unless otherwise provided in an operating agreement, a supermajority amendment provision shall only apply to provisions of the operating agreement that are expressly included in the operating agreement. As used in this section, "supermajority amendment provision" means any amendment provision set forth in an operating agreement requiring that an amendment to a provision of the operating agreement be adopted by no less than the vote or consent or approval required to take action under such latter provision.

(g) If an operating agreement does not provide for the manner in which it may be amended, the operating agreement may be amended with the approval or consent of all of the members or as otherwise permitted by law, including as permitted by ~~subsection (e) of~~ K.S.A. 17-7681(e), and amendments thereto. This subsection shall only apply to a limited liability company whose original articles of organization were filed with the secretary of state on or after July 1, 2014.

Sec. 24. K.S.A. 2018 Supp. 17-7689 is hereby amended to read as follows: 17-

7689. A person ceases to be a member of a limited liability company upon the happening of any of the following events:

(a) Unless otherwise provided in an operating agreement, or with the ~~written consent or approval~~ of all members, a member:

- (1) Makes an assignment for the benefit of creditors;
- (2) files a voluntary petition in bankruptcy;
- (3) is adjudged a bankrupt or insolvent, or has entered against the member an order for relief, in any bankruptcy or insolvency proceeding;
- (4) files a petition or answer seeking for the member any reorganization, arrangement, composition, readjustment, liquidation, dissolution or similar relief under any statute, law or regulation;

(5) files an answer or other pleading admitting or failing to contest the material allegations of a petition filed against the member in any proceeding of this nature;

(6) seeks, consents to or acquiesces in the appointment of a trustee, receiver or liquidator of the member or of all or any substantial part of the member's properties; or

(b) unless otherwise provided in an operating agreement, or with the ~~written consent or approval~~ of all members, 120 days after the commencement of any proceeding against the member seeking reorganization, arrangement, composition, readjustment, liquidation, dissolution or similar relief under any statute, law or regulation, if the proceeding has not been dismissed, or if within 90 days after the appointment without the member's consent or acquiescence of a trustee, receiver or liquidator of the member or of all or any substantial part of the member's properties, the appointment is not vacated or stayed, or within 90 days after the expiration of any such stay, the appointment is not vacated.

Sec. 25. K.S.A. 2018 Supp. 17-7690 is hereby amended to read as follows: 17-7690. (a) Each member of a limited liability company, in person or by attorney or other agent, has the right, subject to such reasonable standards, including standards governing what information and documents are to be furnished at what time and location and at whose expense, as may be set forth in an operating agreement or otherwise established by the manager or, if there is no manager, then by the members, to obtain from the limited liability company from time to time upon reasonable demand for any purpose reasonably related to the member's interest as a member of the limited liability company:

(1) True and full information regarding the status of the business and financial condition of the limited liability company;

(2) promptly after becoming available, a copy of the limited liability company's federal, state and local income tax returns for each year;

(3) a current list of the name and last known business, residence or mailing address of each member and manager;

(4) a copy of any written operating agreement and articles of organization and all amendments thereto, together with executed copies of any written powers of attorney pursuant to which the operating agreement and any certificate and all amendments thereto have been executed;

(5) true and full information regarding the amount of cash and a description and statement of the agreed value of any other property or services contributed by each member and which each member has agreed to contribute in the future, and the date on which each became a member; and

(6) other information regarding the affairs of the limited liability company as is just and reasonable.

(b) Each manager shall have the right to examine all of the information described in subsection (a) for a purpose reasonably related to the position of manager.

(c) The manager of a limited liability company shall have the right to keep confidential from the members, for such period of time as the manager deems reasonable, any information which the manager reasonably believes to be in the nature of trade secrets or other information the disclosure of which the manager in good faith believes is not in the best interest of the limited liability company or could damage the limited liability company or its business or which the limited liability company is required by law or by agreement with a third party to keep confidential.

(d) A limited liability company may maintain its records in other than a written form, including on, by means of, or in the form of any information storage device, method, or one or more electronic networks or databases, including one or more distributed electronic networks or databases, if such form is capable of conversion into written form within a reasonable time.

(e) Any demand ~~by a member~~ under this section shall be in writing and shall state the purpose of such demand. In every instance where an attorney or other agent is the person who seeks the right to obtain the information described in subsection (a), the demand shall be accompanied by a power of attorney or such other writing that authorizes the attorney or other agent to so act on behalf of the member.

(f) Any action to enforce any right arising under this section shall be brought in the district court. If the limited liability company refuses to permit a member, or attorney or other agent acting for the member, to obtain or a manager to examine the information described in subsection (a) or does not reply to the demand that has been made within five business days, or such shorter or longer period of time as is provided for in an operating agreement, but not longer than 30 business days, after the demand has been made, the demanding member or manager may apply to the district court for an order to compel such disclosure. The district court may summarily order the limited liability company to permit the demanding member to obtain or manager to examine the information described in subsection (a) and to make copies or abstracts therefrom, or the district court may summarily order the limited liability company to furnish to the demanding member or manager the information described in subsection (a) on the condition that the demanding member or manager first pay to the limited liability company the reasonable cost of obtaining and furnishing such information and on such other conditions as the district court deems appropriate. When a demanding member seeks to obtain or a manager seeks to examine the information described in subsection (a), the demanding member or manager shall first establish: (1) That the demanding member or manager has complied with the provisions of this section respecting the form and manner of making demand for obtaining or examining of such information; and (2) that the information the demanding member or manager seeks is reasonably related to the member's interest as a member or the manager's position as a manager, as the case may be. The district court may, in its discretion, prescribe any limitations or conditions with reference to the obtaining or examining of information, or award such other or further relief as the district court may deem just and proper. The district court may order books, documents and records, pertinent extracts therefrom, or duly authenticated copies thereof, to be brought within the state of Kansas and kept in the

state of Kansas upon such terms and conditions as the order may prescribe.

(g) The rights of a member or manager to obtain information as provided in this section may be restricted in an original operating agreement or in any subsequent amendment consented to, approved or adopted by all of the members or in compliance with any applicable requirements of the operating agreement. The provisions of this subsection shall not be construed to limit the ability to impose restrictions on the rights of a member or manager to obtain information by any other means permitted under ~~this~~ the Kansas revised limited liability company act.

(h) A limited liability company shall maintain a current record that identifies the name and last known business, residence, or mailing address of each member and manager.

Sec. 26. K.S.A. 2018 Supp. 17-7695 is hereby amended to read as follows: 17-7695. (a) An operating agreement may provide for classes or groups of managers having such relative rights, powers and duties as the operating agreement may provide, and may make provision for the future creation in the manner provided in the operating agreement of additional classes or groups of managers having such relative rights, powers and duties as may from time to time be established, including rights, powers and duties senior to existing classes and groups of managers. An operating agreement may provide for the taking of an action, including the amendment of the operating agreement, without the vote, consent or approval of any manager or class or group of managers, including an action to create under the provisions of the operating agreement a class or group of limited liability company interests that was not previously outstanding.

(b) An operating agreement may grant to all or certain identified managers or a specified class or group of the managers the right to vote, separately or with all or any class or group of managers or members, on any matter. Voting by managers may be on a per capita, number, financial interest, class, group or any other basis. Unless otherwise provided in an operating agreement, if more than one manager is appointed, all managers shall have an equal vote per capita.

(c) An operating agreement may set forth provisions relating to notice of the time, place or purpose of any meeting at which any matter is to be voted on by any manager or class or group of managers, waiver of any such notice, action by consent or approval without a meeting, the establishment of a record date, quorum requirements, voting in person or by proxy, or any other matter with respect to the exercise of any such right to vote.

(d) Unless otherwise provided in an operating agreement, meetings of managers may be held by means of conference telephone or other communications equipment by means of which all persons participating in the meeting can hear each other, and participation in a meeting pursuant to this subsection shall constitute presence in person at the meeting. Unless otherwise provided in an operating agreement, on any matter that is to be voted on, consented to or approved by the managers, the managers may take such action without a meeting, without prior notice and without a vote, if consented to or approved, in writing ~~or~~, by electronic transmission, or by any other means permitted by law, by managers having not less than the minimum number of votes that would be necessary to authorize or take such action at a meeting at which all managers entitled to vote thereon were present and voted. Unless otherwise provided in an operating agreement, if a person, whether or not then a manager, consents to or approves as a

manager any matter and provides that such consent or approval will be effective at a future time, including a time determined upon the happening of an event, then such person shall be deemed to have consented or approved as a manager at such future time, so long as such person is then a manager. Unless otherwise provided in an operating agreement, on any matter that is to be voted on by managers, the managers may vote in person or by proxy, and such proxy may be granted in writing, by means of electronic transmission or as otherwise permitted by applicable law. Unless otherwise provided in an operating agreement, a consent or approval transmitted by electronic transmission by a manager or by a person or persons authorized to act for a manager shall be deemed to be written and signed for purposes of this subsection. For purposes of this subsection, the term "electronic transmission" means any form of communication not directly involving the physical transmission of paper, including the use of, or participation in, one or more electronic networks or databases, including one or more distributed electronic networks or databases, that creates a record that may be retained, retrieved and reviewed by a recipient thereof and that may be directly reproduced in paper form by such a recipient through an automated process.

Sec. 27. K.S.A. 2018 Supp. 17-7698 is hereby amended to read as follows: 17-7698. Unless otherwise provided in the operating agreement, a member or manager of a limited liability company has the power and authority to delegate to one or more other persons any or all of the member's or manager's, as the case may be, rights ~~and~~ powers and duties to manage and control the business and affairs of the limited liability company, ~~including to delegate.~~ Any such delegation may be to agents, officers and employees of a member or manager or the limited liability company, ~~and to delegate~~ by a management agreement or another agreement with, or otherwise to, other persons. Unless otherwise provided in the operating agreement, such delegation by a member or manager shall be irrevocable if it states that it is irrevocable. Unless otherwise provided in the operating agreement, such delegation by a member or manager of a limited liability company shall not cause the member or manager to cease to be a member or manager, as the case may be, of the limited liability company or cause the person to whom any such rights ~~and~~ powers and duties have been delegated to be a member or manager, as the case may be, of the limited liability company. No other provision of the Kansas revised limited liability company act shall be construed to restrict a member's or manager's power and authority to delegate any or all of its rights, powers, and duties to manage and control the business and affairs of the limited liability company.

Sec. 28. K.S.A. 2018 Supp. 17-76,106 is hereby amended to read as follows: 17-76,106. (a) A member may resign from a limited liability company only at the time or upon the happening of events specified in an operating agreement and in accordance with the operating agreement. Notwithstanding anything to the contrary under applicable law, unless an operating agreement provides otherwise, a member may not resign from a limited liability company prior to the dissolution and winding up of the limited liability company.

(b) Unless otherwise provided in an operating agreement, a limited liability company whose original articles of organization were filed with the secretary of state and effective on or prior to June 30, 2014, shall ~~continue to be governed by this section as in effect on June 30, 2014, and shall not be governed by this section~~ not be governed by subsection (a) but shall be governed by this subsection. A member may resign from a limited liability company only at the time or upon the happening of events specified in

the operating agreement and in accordance with the operating agreement. Notwithstanding anything to the contrary under applicable law, unless the operating agreement provides otherwise, a member may resign from a limited liability company prior to the dissolution and winding up of the limited liability company. Upon resignation, the member shall be deemed to be an assignee and shall have only the rights of an assignee. The resigned member is not released from the member's liability, if any, to a limited liability company. Notwithstanding anything to the contrary under applicable law, the operating agreement may provide that a limited liability company interest may not be assigned prior to the dissolution and winding up of the limited liability company.

Sec. 29. K.S.A. 2018 Supp. 17-76,112 is hereby amended to read as follows: 17-76,112. (a) A limited liability company interest is assignable in whole or in part except as provided in an operating agreement. The assignee of a member's limited liability company interest shall have no right to participate in the management of the business and affairs of a limited liability company, except as provided in an operating agreement or, unless otherwise provided in the operating agreement, upon the ~~affirmative vote or written~~ consent or approval of all of the members of the limited liability company. Notwithstanding anything to the contrary under applicable law, an operating agreement may provide that a limited liability company interest may not be assigned prior to the dissolution and winding up of the limited liability company.

(b) Unless otherwise provided in an operating agreement:

(1) An assignment of a limited liability company interest does not entitle the assignee to become or to exercise any rights or powers of a member;

(2) an assignment of a limited liability company interest entitles the assignee to share in such profits and losses, to receive such distribution or distributions, and to receive such allocation of income, gain, loss, deduction, or credit or similar item to which the assignor was entitled, to the extent assigned; and

(3) a member ceases to be a member and to have the power to exercise any rights or powers of a member upon assignment of all of the member's limited liability company interest. Unless otherwise provided in an operating agreement, the pledge of, or granting of a security interest, lien or other encumbrance in or against, any or all of the limited liability company interest of a member shall not cause the member to cease to be a member or to have the power to exercise any rights or powers of a member.

(c) Unless otherwise provided in an operating agreement, a member's interest in a limited liability company may be evidenced by a certificate of limited liability company interest issued by the limited liability company. An operating agreement may provide for the assignment or transfer of any limited liability company interest represented by such a certificate and make other provisions with respect to such certificates. A limited liability company shall not have the power to issue a certificate of limited liability company interest in bearer form.

(d) Unless otherwise provided in an operating agreement and except to the extent assumed by agreement, until an assignee of a limited liability company interest becomes a member, the assignee shall have no liability as a member solely as a result of the assignment.

(e) Unless otherwise provided in the operating agreement, a limited liability company may acquire, by purchase, redemption or otherwise, any limited liability company interest or other interest of a member or manager in the limited liability

company. Unless otherwise provided in the operating agreement, any such interest so acquired by the limited liability company shall be deemed canceled.

Sec. 30. K.S.A. 2018 Supp. 17-76,113 is hereby amended to read as follows: 17-76,113. (a) On application by a judgment creditor of a member or of a member's assignee, a court having jurisdiction may charge the limited liability company interest of the judgment debtor to satisfy the judgment. To the extent so charged, the judgment creditor has only the right to receive any distribution or distributions to which the judgment debtor would otherwise have been entitled in respect of such limited liability company interest.

(b) A charging order constitutes a lien on the judgment debtor's limited liability company interest.

(c) ~~This~~ The Kansas revised limited liability company act does not deprive a member or member's assignee of a right under exemption laws with respect to the judgment debtor's limited liability company interest.

(d) The entry of a charging order is the exclusive remedy by which a judgment creditor of a member or of a member's assignee may satisfy a judgment out of the judgment debtor's limited liability company interest, and attachment, garnishment, foreclosure, or other legal or equitable remedies are not available to the judgment creditor, whether the limited liability company has one member or more than one member.

(e) No creditor of a member or of a member's assignee shall have any right to obtain possession of, or otherwise exercise legal or equitable remedies with respect to, the property of the limited liability company.

(f) The district court shall have jurisdiction to hear and determine any matter relating to any such charging order.

Sec. 31. K.S.A. 2018 Supp. 17-76,114 is hereby amended to read as follows: 17-76,114. (a) An assignee of a limited liability company interest ~~may become~~ becomes a member:

(1) As provided in the operating agreement; ~~or~~
 (2) unless otherwise provided in the operating agreement, upon the ~~affirmative vote or written~~ consent or approval of all of the members of the limited liability company; ~~or~~

(3) unless otherwise provided in the operating agreement by a specific reference to this subsection (a) or otherwise provided in connection with the assignment, upon the voluntary assignment by the sole member of the limited liability company of all of the limited liability company interests in the limited liability company to a single assignee. An assignment will be voluntary for purposes of this subsection (a) if it is consented to or approved by the member at the time of the assignment and is not effected by foreclosure or other similar legal process.

(b) An assignee who has become a member has, to the extent assigned, the rights and powers, and is subject to the restrictions and liabilities, of a member under an operating agreement and ~~this~~ the Kansas revised limited liability company act. Notwithstanding the foregoing, unless otherwise provided in an operating agreement, an assignee who becomes a member is liable for the obligations of the assignor to make contributions as provided in K.S.A. 17-76,100, and amendments thereto, but shall not be liable for the obligations of the assignor under K.S.A. 17-76,104 through 17-76,110, and amendments thereto. However, the assignee is not obligated for liabilities, including

the obligations of the assignor to make contributions as provided in K.S.A. 17-76,100, and amendments thereto, unknown to the assignee at the time the assignee became a member and which could not be ascertained from an operating agreement.

(c) Whether or not an assignee of a limited liability company interest becomes a member, the assignor is not released from liability to a limited liability company under K.S.A. 17-7699 through 17-76,110, and amendments thereto.

Sec. 32. K.S.A. 2018 Supp. 17-76,116 is hereby amended to read as follows: 17-76,116. (a) A limited liability company is dissolved and its affairs shall be wound up upon the first to occur of the following:

(1) At the time specified in an operating agreement, but if no such time is set forth in the operating agreement, then the limited liability company shall have a perpetual existence;

(2) upon the happening of events specified in an operating agreement;

(3) (A) unless otherwise provided in an operating agreement, upon the affirmative vote, consent or written approval of members who own $\frac{2}{3}$ or more of the then-current percentage or other interest in the profits of the limited liability company owned by all of the members; or

(B) unless otherwise provided in an operating agreement, a limited liability company whose original articles of organization were filed with the secretary of state and effective on or prior to June 30, 2019, shall not be governed by subparagraph (A) but shall be governed by this subparagraph. Unless otherwise provided in an operating agreement, upon the vote or consent of the members of the limited liability company or, if there is more than one class or group of members, then by each class or group of members, in either case, by members who own more than $\frac{2}{3}$ of the then-current percentage or other interest in the profits of the limited liability company owned by all of the members or by the members in each class or group, as appropriate;

(4) at any time there are no members, provided that, the limited liability company is not dissolved and is not required to be wound up if:

(A) Unless otherwise provided in an operating agreement, within 90 days or such other period as is provided for in the operating agreement after the occurrence of the event that terminated the continued membership of the last remaining member, the personal representative of the last remaining member ~~agrees in writing~~ to continue the limited liability company and to the admission of the personal representative of such member or its nominee or designee to the limited liability company as a member, effective as of the occurrence of the event that terminated the continued membership of the last remaining member, except that an operating agreement may provide that the personal representative of the last remaining member shall be obligated to agree ~~in writing~~ to continue the limited liability company and to the admission of the personal representative of such member or its nominee or designee to the limited liability company as a member, effective as of the occurrence of the event that terminated the continued membership of the last remaining member; or

(B) a member is admitted to the limited liability company in the manner provided for in the operating agreement, effective as of the occurrence of the event that terminated the continued membership of the last remaining member, within 90 days or such other period as is provided for in the operating agreement after the occurrence of the event that terminated the continued membership of the last remaining member, pursuant to a provision of the operating agreement that specifically provides for the

admission of a member to the limited liability company after there is no longer a remaining member of the limited liability company; or

(5) the entry of a decree of judicial dissolution under K.S.A. 17-76,117, and amendments thereto.

(b) Unless otherwise provided in an operating agreement, the death, retirement, resignation, expulsion, bankruptcy or dissolution of any member or the occurrence of ~~any other an~~ event that terminates the continued membership of any member shall not cause the limited liability company to be dissolved or its affairs to be wound up, and upon the occurrence of any such event, the limited liability company shall be continued without dissolution.

Sec. 33. K.S.A. 2018 Supp. 17-76,118 is hereby amended to read as follows: 17-76,118. (a) (1) Unless otherwise provided in the operating agreement, a manager who has not wrongfully dissolved a limited liability company or, if none, the members or a person consented to or approved by the members, in either case, by members who own more than 50% of the then-current percentage or other interest in the profits of the limited liability company owned by all of the members, may wind up the limited liability company's affairs, but the district court upon cause shown, may wind up the limited liability company's affairs upon application of any member or manager, or the member's personal representative or assignee, and in connection therewith, may appoint a liquidating trustee.

(2) Unless otherwise provided in the operating agreement, a limited liability company whose original articles of organization were filed with the secretary of state and effective on or prior to June 30, 2019, shall not be governed by paragraph (1) but shall be governed by this paragraph. Unless otherwise provided in the operating agreement, a manager who has not wrongfully dissolved a limited liability company or, if none, the members or a person consented to or approved by the members or, if there is more than one class or group of members, then by each class or group of members, in either case, by members who own more than 50% of the then-current percentage or other interest in the profits of the limited liability company owned by all of the members or by the members in each class or group, as appropriate, may wind up the limited liability company's affairs; but the district court upon cause shown, may wind up the limited liability company's affairs upon application of any member or manager, or the member's personal representative or assignee, and in connection therewith, may appoint a liquidating trustee.

(b) Upon dissolution of a limited liability company and until the filing of a certificate of cancellation as provided in K.S.A. 17-7675, and amendments thereto, the persons winding up the limited liability company's affairs may, in the name of, and for and on behalf of, the limited liability company, prosecute and defend suits, whether civil, criminal or administrative, gradually settle and close the limited liability company's business, dispose of and convey the limited liability company's property, discharge or make reasonable provision for the limited liability company's liabilities, and distribute to the members any remaining assets of the limited liability company, all without affecting the liability of members and managers and without imposing liability on a liquidating trustee.

Sec. 34. K.S.A. 17-76,135 is hereby amended to read as follows: 17-76,135. In any case not provided for in ~~this the~~ the Kansas revised limited liability company act, the rules of law and equity, including the rules of law and equity relating to fiduciary duties and

the law merchant, shall govern.

Sec. 35. K.S.A. 2018 Supp. 17-76,136 is hereby amended to read as follows: 17-76,136. (a) The secretary of state shall charge each domestic and foreign limited liability company the following fees:

(1) A fee of \$20 for issuing or filing and indexing any of the following documents:

(A) A certificate of amendment of articles of organization;

(B) restated articles of organization;

(C) a certificate of cancellation;

(D) a certificate of change of location of registered office or resident agent;

(E) a certificate of merger or consolidation; ~~and~~

(F) a certificate of division; and

(G) any certificate, affidavit, agreement or any other paper provided for in ~~this~~ the Kansas revised limited liability company act, for which no different fee is specifically prescribed;

(2) a fee of \$7.50 for each certified copy plus a fee per page, if the secretary of state supplies the copies, in an amount fixed by the secretary of state and approved by the director of accounts and reports for copies of corporate documents under K.S.A. 45-204, and amendments thereto;

(3) a fee of \$7.50 for each certificate of good standing and certificate of fact issued by the secretary of state;

(4) a fee of \$5 for a report of record search, but furnishing the following information shall not be considered a record search and no charge shall be made therefor: Name of the limited liability company and the address of its registered office; name and address of the resident agent; the state of the limited liability company's formation; the date of filing of its articles of organization or annual report; and date of expiration; and

(5) for photocopies of instruments on file or prepared by the secretary of state's office and which are not certified, a fee per page in an amount fixed by the secretary of state and approved by the director of accounts and reports for copies of corporate documents under K.S.A. 45-204, and amendments thereto.

(b) Every limited liability company hereafter formed in this state shall pay to the secretary of state, at the time of filing its articles of organization, an application and recording fee of \$150.

(c) At the time of filing its application to do business, every foreign limited liability company shall pay to the secretary of state an application and recording fee of \$150.

(d) The fee for filing a certificate of reinstatement shall be the same as that prescribed by K.S.A. 17-7506, and amendments thereto, for filing a certificate of reinstatement of a corporation's articles of incorporation.

Sec. 36. On and after July 1, 2020, K.S.A. 2018 Supp. 17-76,136, as amended by section 35 of this act, is hereby amended to read as follows: 17-76,136. (a) The secretary of state shall charge each domestic and foreign limited liability company the following fees:

(1) A fee of \$20 for issuing or filing and indexing any of the following documents:

(A) A certificate of amendment of articles of organization;

(B) restated articles of organization;

(C) a certificate of cancellation, which fee shall be multiplied by the number of series of the limited liability company named in the certificate of cancellation;

(D) a certificate of change of location of registered office or resident agent;
 (E) a certificate of merger or consolidation;
 (F) a certificate of division; and
 (G) any certificate, affidavit, agreement or any other paper provided for in the Kansas revised limited liability company act, for which no different fee is specifically prescribed;

(2) a fee of \$7.50 for each certified copy plus a fee per page, if the secretary of state supplies the copies, in an amount fixed by the secretary of state and approved by the director of accounts and reports for copies of corporate documents under K.S.A. 45-204, and amendments thereto;

(3) a fee of \$7.50 for each certificate of good standing, including a certificate of good standing for a series of a limited liability company, and certificate of fact issued by the secretary of state;

(4) a fee of \$5 for a report of record search, but furnishing the following information shall not be considered a record search and no charge shall be made therefor: Name of the limited liability company and the address of its registered office; name and address of the resident agent; the state of the limited liability company's formation; the date of filing of its articles of organization or annual report; and date of expiration; and

(5) for photocopies of instruments on file or prepared by the secretary of state's office and which are not certified, a fee per page in an amount fixed by the secretary of state and approved by the director of accounts and reports for copies of corporate documents under K.S.A. 45-204, and amendments thereto.

(b) Every limited liability company hereafter formed in this state shall pay to the secretary of state, at the time of filing its articles of organization, an application and recording fee of \$150.

(c) At the time of filing its application to do business, every foreign limited liability company shall pay to the secretary of state an application and recording fee of \$150.

(d) The fee for filing a certificate of reinstatement shall be the same as that prescribed by K.S.A. 17-7506, and amendments thereto, for filing a certificate of reinstatement of a corporation's articles of incorporation.

Sec. 37. K.S.A. 17-76,138 is hereby amended to read as follows: 17-76,138. For purposes of any tax imposed by the state of Kansas or any instrumentality, agency or political subdivision of the state of Kansas, a domestic limited liability company ~~formed under this act or a foreign limited liability company~~ qualified to do business in the state of Kansas ~~as a foreign limited liability company~~ shall be classified as a partnership unless classified otherwise for federal income tax purposes, in which case the domestic or foreign limited liability company shall be classified in the same manner as it is classified for federal income tax purposes. For purposes of any tax imposed by the state of Kansas or any instrumentality, agency or political subdivision of the state of Kansas, a member or an assignee of a member of a domestic limited liability company ~~formed under this act or a foreign limited liability company~~ qualified to do business in the state of Kansas ~~as a foreign limited liability company~~ shall be treated as either a resident or nonresident partner unless classified otherwise for federal income tax purposes, in which case the member or assignee of a member shall have the same status as such member or assignee of a member has for federal income tax purposes.

Sec. 38. On and after July 1, 2020, K.S.A. 2018 Supp. 17-76,139 is hereby

amended to read as follows: 17-76,139. (a) Every limited liability company organized and on and after July 1, 2020, each series thereof formed or in existence under the laws of this state shall make an annual report in writing to the secretary of state, stating the prescribed information concerning the limited liability company or series, as applicable, at the close of business on the last day of its tax period next preceding the date of filing. If the limited liability company's or series' tax period is other than the calendar year, it shall give notice of its different tax period in writing to the secretary of state prior to December 31 of the year it commences the different tax period. The annual report shall be filed at the time prescribed by law for filing the limited liability company's or series' annual Kansas income tax return, or if applicable law does not prescribe a time for filing an annual Kansas income tax return for a series, the annual report for the series shall be filed at, and for purposes of this section its tax period shall be deemed to be, the time prescribed by law for filing the annual Kansas income tax return for the limited liability company to which the series is associated. The annual report shall be made on a form prescribed by the secretary of state. The report shall contain the following information:

- (1) The name of the limited liability company or series, as applicable; and
 - (2) a list of the members owning at least 5% of the capital of the limited liability company or series, as applicable, with the post office address of each.
- (b) Every foreign limited liability company shall make an annual report in writing to the secretary of state, stating the prescribed information concerning the limited liability company at the close of business on the last day of its tax period next preceding the date of filing. If the limited liability company's tax period is other than the calendar year, it shall give notice in writing of its different tax period to the secretary of state prior to December 31 of the year it commences the different tax period. The annual report shall be filed at the time prescribed by law for filing the limited liability company's annual Kansas income tax return. The annual report shall be made on a form prescribed by the secretary of state. The report shall contain the name of the limited liability company.

(c) The annual report required by this section shall be executed by one or more authorized persons, and filed with the secretary of state. The execution of such annual report by a person who is authorized by ~~this the Kansas revised limited liability company~~ act to execute such annual report, upon filing such annual report with the secretary of state, constitutes an oath or affirmation, under penalties of perjury that, to the best of such person's knowledge and belief, the facts stated therein are true. At the time of filing the report, the limited liability company or series shall pay to the secretary of state an annual report fee in an amount equal to \$40.

(d) The provisions of K.S.A. 17-7509, and amendments thereto, relating to penalties for failure of a corporation to file an annual report or pay the required annual report fee, and the provisions of K.S.A. 17-7510(a), and amendments thereto, relating to penalties for failure of a corporation to file an annual report or pay the required annual report fee, shall be applicable to the articles of organization of any domestic limited liability company, the certificate of designation of any series thereof, or to the authority of any foreign limited liability company which fails to file its annual report or pay the annual report fee within 90 days of the time prescribed in this section for filing and paying the same or, in the case of an annual report filing and fee received by mail, postmarked within 90 days of the time for filing and paying the same. Whenever the

articles of organization of a domestic limited liability company, the certificate of designation of a series thereof, or the authority of any foreign limited liability company are forfeited or canceled for failure to file an annual report or to pay the required annual report fee, the domestic limited liability company or the authority of a foreign limited liability company may be reinstated by filing a certificate of reinstatement, pursuant to K.S.A. 2018 Supp. 17-76,146, and amendments thereto, and the certificate of designation may be reinstated by filing a certificate of reinstatement, pursuant to section 4, and amendments thereto, and in each case, paying to the secretary of state all fees, including any penalties thereon, due to the state.

(c) No limited liability company or series shall be required to file its first annual report under ~~this the Kansas revised limited liability company~~ act, or pay any annual report fee required to accompany such report, unless such limited liability company has filed its articles of organization or application for authority or the certificate of designation of such series has been filed at least six months prior to the last day of its tax period.

(f) All copies of applications for extension of the time for filing income tax returns submitted to the secretary of state pursuant to law shall be maintained by the secretary of state in a confidential file and shall not be disclosed to any person except as authorized pursuant to the provisions of K.S.A. 79-3234, and amendments thereto, a proper judicial order, or subsection (g). All copies of such applications shall be preserved for one year and thereafter until the secretary of state orders that they be destroyed.

(g) A copy of such application shall be open to inspection by or disclosure to any person who was a member of such limited liability company or series during any part of the period covered by the extension.

Sec. 39. On and after July 1, 2020, K.S.A. 2018 Supp. 17-76,143 is hereby amended to read as follows: 17-76,143. (a) An operating agreement may establish or provide for the establishment of one or more designated series of members, managers ~~or~~ limited liability company interests ~~having~~ or assets. If an operating agreement so provides for the establishment or formation of one or more series, then a series may be formed by complying with this section. Any such series may have separate rights, powers or duties with respect to specified property or obligations of the limited liability company or profits and losses associated with specified property or obligations, and to the extent provided in the operating agreement, any such series may have a separate business purpose or investment objective. A series is formed by the filing of a certificate of designation in the office of the secretary of state. Other than pursuant to section 3, and amendments thereto, a series may not merge, convert, or consolidate pursuant to any section of the Kansas revised limited liability company act, the business entity transactions act, K.S.A. 2018 Supp. 17-78-101 et seq., and amendments thereto, or any other statute of this state.

(b) Notice of the limitation on liabilities of a series as referenced in subsection (c) shall be set forth in the articles of organization of the limited liability company. Notice in articles of organization of the limitation on liabilities of a series as referenced in subsection (c) shall be sufficient for all purposes of this subsection whether or not the limited liability company has formed any series when such notice is included in the articles of organization, and there shall be no requirement that any specific series of the limited liability company be referenced in such notice. The fact that articles of

organization that contain the foregoing notice of the limitation on liabilities of a series is on file in the office of the secretary of state shall constitute notice of such limitation on liabilities of a series.

(c) Notwithstanding anything to the contrary set forth in this section the Kansas revised limited liability company act or under other applicable law, in the event that an operating agreement establishes or provides for the establishment of one or more series, and if to the extent the records maintained for any such series account for the assets associated with such series separately from the other assets of the limited liability company, or any other series thereof, and if the operating agreement so provides, and if notice of the limitation on liabilities of a series as referenced in this subsection is set forth in the articles of organization of the limited liability company and if the limited liability company has filed a certificate of designation for each series which is to have limited liability under this section, then the debts, liabilities, obligations and expenses incurred, contracted for or otherwise existing with respect to a particular such series shall be enforceable against the assets of such series only, and not against the assets of the limited liability company generally or any other series thereof, and, unless otherwise provided in the operating agreement, none of the debts, liabilities, obligations and expenses incurred, contracted for or otherwise existing with respect to the limited liability company generally or any other series thereof shall be enforceable against the assets of such series. ~~The fact that the articles of organization contain the foregoing notice of the limitation on liabilities of a series and a certificate of designation for a series is on file in the office of the secretary of state shall constitute notice of such limitation on liabilities of a series. A series with limited liability shall be treated as a separate entity to the extent set forth in the articles of organization. Each series with limited liability may, in its own name, contract, hold title to assets, grant security interests, sue and be sued and otherwise conduct business and exercise the powers of a limited liability company under this act. The limited liability company and any of its series may elect to consolidate their operations as a single taxpayer to the extent permitted under applicable law, elect to work cooperatively, elect to contract jointly or elect to be treated as a single business for purposes of qualification to do business in this or any other state. Such elections shall not affect the limitation of liability set forth in this section except to the extent that the series have specifically accepted joint liability by contract.~~

(c) Except in the case of a foreign limited liability company that has adopted an assumed name pursuant to K.S.A. 2018 Supp. 17-7933, and amendments thereto, the name of the series with limited liability must contain the entire name of the limited liability company and be distinguishable from the names of the other series set forth in the articles of organization. In the case of a foreign limited liability company that has adopted an assumed name pursuant to K.S.A. 2018 Supp. 17-7933, and amendments thereto, the name of the series with limited liability must contain the entire name under which the foreign limited liability company has been admitted to transact business in this state.

(d) Upon the filing of the certificate of designation with the secretary of state setting forth the name of each series with limited liability, the series' existence shall begin, and copies of the filed certificate of designation marked with the filing date shall be conclusive evidence, except as against the state, that all conditions precedent required to be performed have been complied with and that the series has been or shall

be legally organized and formed under this act. If different from the limited liability company, the certificate of designation for each series shall list the names of the members if the series is member managed or the names of the managers if the series is manager managed. The name of a series with limited liability under subsection (b) may be changed by filing with the secretary of state a certificate of designation identifying the series whose name is being changed and the new name of such series. If not the same as the limited liability company, the names of the members of a member managed series or of the managers of a manager managed series may be changed by filing a new certificate of designation with the secretary of state. A series with limited liability under subsection (b) may be dissolved by filing with the secretary of state a certificate of designation identifying the series being dissolved or by the dissolution of the limited liability company as provided in subsection (m). Certificates of designation may be executed by the limited liability company or any manager, person or entity designated in the operating agreement for the limited liability company.

(e) A series of a limited liability company will be deemed to be in good standing as long as the limited liability company is in good standing.

(f) The resident agent and registered office for the limited liability company in Kansas shall serve as the agent and office for service of process in Kansas for each series.

(g) An operating agreement may provide for classes or groups of members or managers associated with a series having such relative rights, powers and duties as the operating agreement may provide, and may make provision for the future creation of additional classes or groups of members or managers associated with the series having such relative rights, powers and duties as may from time to time be established, including rights, powers and duties senior to existing classes and groups of members or managers associated with the series.

(h) A series may be managed by either the member or members associated with the series or by a manager or managers chosen by the members of such series, as provided in the operating agreement. Unless otherwise provided in an operating agreement, the management of a series shall be vested in the members associated with such series.

(i) An operating agreement may grant to all or certain identified members or managers or a specified class or group of the members or managers associated with a series the right to vote separately or with all or any class or group of the members or managers associated with the series, on any matter. An operating agreement may provide that any member or class or group of members associated with a series shall have no voting rights.

(j) Except to the extent modified in this section, the provisions of this act which are generally applicable to limited liability companies, their managers, members and transferees shall be applicable to each particular series with respect to the operation of such series.

(k) Except as otherwise provided in an operating agreement, any event under this act or in an operating agreement that causes a manager to cease to be a manager with respect to a series shall not, in itself, cause such manager to cease to be a manager of the limited liability company or with respect to any other series thereof.

(l) Except as otherwise provided in an operating agreement, any event under this act or an operating agreement that causes a member to cease to be associated with a series shall not, in itself, cause such member to cease to be associated with any other

~~series or terminate the continued membership of a member in the limited liability company or cause the termination of the series, regardless of whether such member was the last remaining member associated with such series.~~

~~(m) Except to the extent otherwise provided in the operating agreement, a series may be dissolved and its affairs wound up without causing the dissolution of the limited liability company. The dissolution of a series established in accordance with subsection (b) shall not affect the limitation on liabilities of such series provided by subsection (b). A series is terminated and its affairs shall be wound up upon the dissolution of the limited liability company under article 76 of chapter 17 of the Kansas Statutes Annotated, and amendments thereto.~~

~~(n) If a limited liability company with the ability to establish a series does not register to do business in a foreign jurisdiction for itself and certain of its series, a series of a limited liability company may itself register to do business as a limited liability company in the foreign jurisdiction in accordance with the laws of the foreign jurisdiction. Neither the preceding sentences nor any provision pursuant thereto in an operating agreement, articles of organization or certificate of designation shall: Restrict a series or limited liability company on behalf of a series from agreeing in the operating agreement or otherwise that any or all of the debts, liabilities, obligations, and expenses incurred, contracted for, or otherwise existing with respect to the limited liability company generally or any other series thereof shall be enforceable against the assets of such series; or restrict a limited liability company from agreeing in the operating agreement or otherwise that any or all of the debts, liabilities, obligations, and expenses incurred, contracted for, or otherwise existing with respect to a series shall be enforceable against the assets of the limited liability company generally. Assets associated with a series may be held directly or indirectly, including in the name of such series, in the name of the limited liability company, through a nominee or otherwise. Records maintained for a series that reasonably identify its assets, including by specific listing, category, type, quantity, computational, or allocational formula or procedure, including a percentage or share of any asset or assets, or by any other method where the identity of such assets is objectively determinable, will be deemed to account for the assets associated with such series separately from the other assets of the limited liability company, or any other series thereof. As used in the Kansas revised limited liability company act, a reference to assets of a series includes assets associated with such series, a reference to assets associated with a series includes assets of such series, a reference to members or managers of a series includes members or managers associated with such series, and a reference to members or managers associated with a series includes members or managers of such series. The following shall apply to a series:~~

~~(1) A series may carry on any lawful business, purpose or activity, whether or not for profit, with the exception of the business of granting policies of insurance, assuming insurance risks, or banking as defined in K.S.A. 9-702, and amendments thereto. Unless otherwise provided in an operating agreement, a series shall have the power and capacity to, in its own name, contract, hold title to assets, including real, personal, and intangible property, grant liens and security interests, and sue and be sued.~~

~~(2) Except as otherwise provided by the Kansas revised limited liability company act, no member or manager of a series shall be obligated personally for any debt, obligation or liability of such series, whether arising in contract, tort or otherwise, solely by reason of being a member or acting as manager of such series.~~

Notwithstanding the preceding sentence, under an operating agreement or under another agreement, a member or manager may agree to be obligated personally for any or all of the debts, obligations and liabilities of one or more series.

(3) An operating agreement may provide for classes or groups of members or managers associated with a series having such relative rights, powers and duties as the operating agreement may provide, and may make provision for the future creation in the manner provided in the operating agreement of additional classes or groups of members or managers associated with such series having such relative rights, powers and duties as may from time to time be established, including rights, powers and duties senior to existing classes and groups of members or managers associated with such series. An operating agreement may provide for the taking of an action, including the amendment of the operating agreement, without the vote, consent or approval of any member or manager or class or group of members or managers, including an action to create under the provisions of the operating agreement a class or group of a series of limited liability company interests that was not previously outstanding. An operating agreement may provide that any member or class or group of members associated with a series shall have no voting rights.

(4) An operating agreement may grant to all or certain identified members or managers or a specified class or group of the members or managers associated with a series the right to vote separately or with all or any class or group of the members or managers associated with such series, on any matter. Voting by members or managers associated with a series may be on a per capita, number, financial interest, class, group or any other basis.

(5) Unless otherwise provided in an operating agreement, the management of a series shall be vested in the members associated with such series in proportion to the then-current percentage or other interest of members in the profits of such series owned by all of the members associated with such series, the decision of members owning more than 50% of such percentage or other interest in the profits controlling, except that if an operating agreement provides for the management of a series, in whole or in part, by a manager, the management of such series, to the extent so provided, shall be vested in the manager who shall be chosen in the manner provided in the operating agreement. The manager of a series shall also hold the offices and have the responsibilities accorded to the manager as set forth in an operating agreement. A series may have more than one manager. Subject to K.S.A. 17-76,105, and amendments thereto, a manager shall cease to be a manager with respect to a series as provided in an operating agreement. Except as otherwise provided in an operating agreement, any event under the Kansas revised limited liability company act or in an operating agreement that causes a manager to cease to be a manager with respect to a series shall not, in itself, cause such manager to cease to be a manager of the limited liability company or with respect to any other series thereof.

(6) Notwithstanding K.S.A. 17-76,109, and amendments thereto, but subject to subsections (c)(7) and (c)(10), and unless otherwise provided in an operating agreement, at the time a member of a series becomes entitled to receive a distribution with respect to such series, the member has the status of, and is entitled to all remedies available to, a creditor of such series, with respect to the distribution. An operating agreement may provide for the establishment of a record date with respect to allocations and distributions with respect to a series.

(7) Notwithstanding K.S.A. 17-76,110(a), and amendments thereto, a limited liability company may make a distribution with respect to a series. A limited liability company shall not make a distribution with respect to a series to a member to the extent that at the time of the distribution, after giving effect to the distribution, all liabilities of such series, other than liabilities to members on account of their limited liability company interests with respect to such series and liabilities for which the recourse of creditors is limited to specified property of such series, exceed the fair value of the assets associated with such series, except that the fair value of property of such series that is subject to a liability for which the recourse of creditors is limited shall be included in the assets associated with such series only to the extent that the fair value of that property exceeds that liability. For purposes of the immediately preceding sentence, the term "distribution" shall not include amounts constituting reasonable compensation for present or past services or reasonable payments made in the ordinary course of business pursuant to a bona fide retirement plan or other benefits program. A member who receives a distribution in violation of this subsection, and who knew at the time of the distribution that the distribution violated this subsection, shall be liable to the series for the amount of the distribution. A member who receives a distribution in violation of this subsection, and who did not know at the time of the distribution that the distribution violated this subsection, shall not be liable for the amount of the distribution. Subject to K.S.A. 17-76,110(c), and amendments thereto, which shall apply to any distribution made with respect to a series under this subsection, this subsection shall not affect any obligation or liability of a member under an agreement or other applicable law for the amount of a distribution.

(8) Unless otherwise provided in the operating agreement, a member shall cease to be associated with a series and to have the power to exercise any rights or powers of a member with respect to such series upon the assignment of all of the member's limited liability company interest with respect to such series. Except as otherwise provided in an operating agreement, any event under the Kansas revised limited liability company act or an operating agreement that causes a member to cease to be associated with a series shall not, in itself, cause such member to cease to be associated with any other series or terminate the continued membership of a member in the limited liability company or cause the dissolution of the series, regardless of whether such member was the last remaining member associated with such series.

(9) Subject to K.S.A. 17-76,116, and amendments thereto, except to the extent otherwise provided in the operating agreement, a series may be dissolved and its affairs wound up without causing the dissolution of the limited liability company. The dissolution of a series shall not affect the limitation on liabilities of such series provided by this subsection (c). A series is dissolved and its affairs shall be wound up upon the dissolution of the limited liability company under K.S.A. 17-76,116, and amendments thereto, or otherwise upon the first to occur of the following:

- (A) At the time specified in the operating agreement;
- (B) upon the happening of events specified in the operating agreement;
- (C) unless otherwise provided in the operating agreement, upon the vote, consent or approval of members associated with such series who own $\frac{2}{3}$ or more of the then-current percentage or other interest in the profits of such series of the limited liability company owned by all of the members associated with such series; or
- (D) the dissolution of such series under subsection (c)(11).

(10) Notwithstanding K.S.A. 17-76,118(a), and amendments thereto, unless otherwise provided in the operating agreement, a manager associated with a series who has not wrongfully dissolved such series or, if none, the members associated with such series or a person consented to or approved by the members associated with such series, in either case, by members who own more than 50% of the then-current percentage or other interest in the profits of such series owned by all of the members associated with such series, may wind up the affairs of such series, but the district court, upon cause shown, may wind up the affairs of a series upon application of any member or manager associated with such series, or the member's personal representative or assignee, and in connection therewith, may appoint a liquidating trustee. The persons winding up the affairs of a series may, in the name of the limited liability company and for and on behalf of the limited liability company and such series, take all actions with respect to such series as are permitted under K.S.A. 17-76,118(b), and amendments thereto. The persons winding up the affairs of a series shall provide for the claims and obligations of such series and distribute the assets of such series as provided in K.S.A. 17-76,119, and amendments thereto, which section shall apply to the winding up and distribution of assets of a series. Actions taken in accordance with this subsection shall not affect the liability of members and shall not impose liability on a liquidating trustee.

(11) On application by or for a member or manager associated with a series, the district court may decree dissolution of such series whenever it is not reasonably practicable to carry on the business of such series in conformity with an operating agreement.

(12) For all purposes of the laws of the state of Kansas, a series is an association, regardless of the number of members or managers, if any, of such series.

(d) In order to form a series of a limited liability company, a certificate of designation must be filed in accordance with this subsection.

(1)(A) A certificate of designation shall set forth:

(i) The name of the limited liability company; and

(ii) the name of the series.

(B) A certificate of designation may include any other matter that the members of such series determine to include therein.

(C) A certificate of designation properly filed with the secretary of state prior to July 1, 2020, shall be deemed to comply with the requirements of this paragraph.

(2) A certificate of designation shall be executed in accordance with K.S.A. 2018 Supp. 17-7908(b), and amendments thereto, and shall be filed in the office of the secretary of state in accordance with K.S.A. 2018 Supp. 17-7910, and amendments thereto. A certificate of designation is not an amendment to the articles of organization of the limited liability company.

(3) A certificate of designation may be amended by filing a certificate of amendment thereto in the office of the secretary of state.

(A) The certificate of amendment shall set forth:

(i) The name of the limited liability company;

(ii) the name of the series; and

(iii) the amendment to the certificate of designation.

(B) A certificate of designation properly filed with the secretary of state prior to July 1, 2020, that changed a previously filed certificate of designation shall be deemed to be a certificate of amendment thereto for purposes of this paragraph.

(4) A manager of a series or, if there is no manager, then any member of a series who becomes aware that any statement in a certificate of designation filed with respect to such series was false when made, or that any matter described therein has changed making the certificate of designation false in any material respect, shall promptly amend the certificate of designation.

(5) A certificate of designation may be amended at any time for any other proper purpose.

(6) Unless otherwise provided in the Kansas revised limited liability company act or unless a later effective date or time, which shall be a date or time certain, is provided for in the certificate of amendment, a certificate of amendment shall be effective at the time of its filing with the secretary of state.

(7) A certificate of designation shall be canceled upon the cancellation of the articles of organization of the limited liability company named in the certificate of designation, or upon the filing of a certificate of cancellation of the certificate of designation, or upon the future effective date or time of a certificate of cancellation of the certificate of designation, or as provided in K.S.A. 17-76,139(d), and amendments thereto, or upon the filing of a certificate of merger or consolidation if the series is not the surviving or resulting series in a merger or consolidation or upon the future effective date or time of a certificate of merger or consolidation if the series is not the surviving or resulting series in a merger or consolidation. A certificate of cancellation of the certificate of designation may be filed at any time, and shall be filed, in the office of the secretary of state to accomplish the cancellation of a certificate of designation upon the dissolution of a series for which a certificate of designation was filed and completion of the winding up of such series.

(A) A certificate of cancellation of the certificate of designation shall set forth:

(i) The name of the limited liability company;

(ii) the name of the series;

(iii) the future effective date or time, which shall be a date or time certain, of cancellation if it is not to be effective upon the filing of the certificate of cancellation; and

(iv) any other information the person filing the certificate of cancellation of the certificate of designation determines.

(B) A certificate of designation properly filed with the secretary of state prior to July 1, 2020, that dissolved a series shall be deemed to be a certificate of cancellation thereto for purposes of this paragraph.

(8) A certificate of cancellation of the certificate of designation that is filed in the office of the secretary of state prior to the dissolution or the completion of winding up of a series may be corrected as an erroneously executed certificate of cancellation of the certificate of designation by filing with the office of the secretary of state a certificate of correction of such certificate of cancellation of the certificate of designation in accordance with K.S.A. 2018 Supp. 17-7912, and amendments thereto.

(9) The secretary of state shall not issue a certificate of good standing with respect to a series if the certificate of designation is canceled or the limited liability company has ceased to be in good standing.

(e) The name of each series as set forth in its certificate of designation:

(1) Shall include the name of the limited liability company, including any word, abbreviation or designation required by K.S.A. 2018 Supp. 17-7920, and amendments

thereto:

- (2) may contain the name of a member or manager;
 (3) must comply with the requirements of K.S.A. 2018 Supp. 17-7918, and amendments thereto, to the same extent as a covered entity; and
 (4) may contain any word permitted by K.S.A. 2018 Supp. 17-7920, and amendments thereto, and may not contain any word prohibited to be included in the name of a limited liability company under Kansas law.

~~(e)(f)~~ If a foreign limited liability company, as permitted in the jurisdiction of its organization, has established a series having separate rights, powers or duties and has limited the liabilities of such series so that is registered to do business in this state in accordance with K.S.A. 2018 Supp. 17-7931, and amendments thereto, is governed by an operating agreement that establishes or provides for the establishment of a series of members, managers, limited liability company interests or assets having separate rights, powers or duties with respect to specified property or obligations of the foreign limited liability company or profits and losses associated with specified property or obligations, that fact shall be so stated on the application for registration as a foreign limited liability company. In addition, the foreign limited liability company shall state on such application whether the debts, liabilities and obligations incurred, contracted for or otherwise existing with respect to a particular series, if any, are enforceable against the assets of such series only, and not against the assets of the foreign limited liability company generally or any other series thereof, or so that and whether any of the debts, liabilities, obligations and expenses incurred, contracted for or otherwise existing with respect to the foreign limited liability company generally or any other series thereof are not shall be enforceable against the assets of such series, then the limited liability company, on behalf of itself or any of its series, or any of its series on their own behalf may register to do business in the state in accordance with the provisions of K.S.A. 2018 Supp. 17-7931, and amendments thereto. The limitation of liability shall be so stated on the application for admission as a foreign limited liability company and a certificate of designation shall be filed for each series being registered to do business in the state by the limited liability company. Unless otherwise provided in the operating agreement, the debts, liabilities and obligations incurred, contracted for or otherwise existing with respect to a particular series of such a foreign limited liability company shall be enforceable against the assets of such series only, and not against the assets of the foreign limited liability company generally or any other series thereof and none of the debts, liabilities, obligations and expenses incurred, contracted for or otherwise existing with respect to such a foreign limited liability company generally or any other series thereof shall be enforceable against the assets of such series.

Sec. 40. K.S.A. 2018 Supp. 17-76,145 is hereby amended to read as follows: 17-76,145. (a) If an operating agreement provides the manner in which a dissolution may be revoked, it may be revoked in that manner and, unless an operating agreement prohibits revocation of dissolution, then notwithstanding the occurrence of an event set forth in subsections (a)(1) through (a)(4) of K.S.A. 17-76,116(a)(1) through (a)(4), and amendments thereto, the limited liability company shall not be dissolved and its affairs shall not be wound up if, prior to the filing of a certificate of cancellation with the secretary of state, the limited liability company is continued, effective as of the occurrence of such event, pursuant to the affirmative vote or written consent of all remaining members of the limited liability company or the personal representative of

~~the last remaining member of the limited liability company if there is no remaining member, and any other person whose approval is required under the operating agreement to revoke a dissolution pursuant to this section, except that if the dissolution was caused by a vote or written consent, the dissolution shall not be revoked unless each member and other person, or their respective personal representatives, who voted in favor of, or consented to, the dissolution has voted or consented in writing to continue the limited liability company;~~

(1) In the case of dissolution effected by the vote, consent or approval of the members or other persons, pursuant to such vote, consent or approval, and the vote, consent or approval of any members or other persons whose vote, consent or approval is required under the operating agreement to revoke a dissolution contemplated by this paragraph;

(2) in the case of dissolution under K.S.A. 17-76,116(a)(1) or (2), and amendments thereto, other than a dissolution effected by the vote, consent or approval of the members or other persons or the occurrence of an event that causes the last remaining member to cease to be a member, pursuant to such vote, consent or approval that, pursuant to the terms of the operating agreement, is required to amend the provision of the operating agreement effecting such dissolution, and the vote, consent or approval of any members or other persons whose vote, consent or approval is required under the operating agreement to revoke a dissolution contemplated by this paragraph; and

(3) in the case of dissolution effected by the occurrence of an event that causes the last remaining member to cease to be a member, pursuant to the vote, consent or approval of the personal representative of the last remaining member of the limited liability company or the assignee of all of the limited liability company interests in the limited liability company, and the vote, consent, or approval of any other person whose vote, consent or approval is required under the operating agreement to revoke a dissolution contemplated by this paragraph.

(b) If there is no remaining member of the limited liability company and the personal representative of the last remaining member or the assignee of all of the limited liability company interests in the limited liability company votes in favor of or consents to or approves the continuation of the limited liability company, such personal representative or such assignee, as applicable, shall be required to agree in writing to the admission of the personal representative of such member or its a nominee or designee to the limited liability company as a member, effective as of the occurrence of the event that terminated the continued membership of the last remaining member.

(c) The provisions of this section shall not be construed to limit the accomplishment of a revocation of dissolution by other means permitted by law.

Sec. 41. On and after July 1, 2020, K.S.A. 2018 Supp. 17-76,146 is hereby amended to read as follows: 17-76,146. (a) A domestic limited liability company whose articles of organization or a foreign limited liability company whose authority to do business has been canceled or forfeited pursuant to K.S.A. 2018 Supp. 17-7926(b), 17-7929(b) or 17-7934(f), and amendments thereto, or whose articles of organization or authority to do business has been forfeited pursuant to K.S.A. 17-76,139(d), and amendments thereto, may be reinstated by filing with the secretary of state a certificate of reinstatement accompanied by the payment of the fee required by K.S.A. 17-76,136(d), and amendments thereto, and payment of the annual report fees due under K.S.A. 17-76,139(c), and amendments thereto, and all penalties and interest thereon due

at the time of the cancellation or forfeiture of its articles of organization or authority to do business. The certificate of reinstatement shall set forth:

(1) The name of the limited liability company at the time its articles of organization or authority to do business was canceled or forfeited and, if such name is not available at the time of reinstatement, the name under which the limited liability company is to be reinstated;

(2) the address of the limited liability company's registered office in the state of Kansas and the name and address of the limited liability company's resident agent in the state of Kansas;

(3) a statement that the certificate of reinstatement is filed by one or more persons authorized to execute and file the certificate of reinstatement to reinstate the limited liability company; and

(4) any other matters the persons executing the certificate of reinstatement determine to include therein.

(b) The certificate of reinstatement shall be deemed to be an amendment to the articles of organization or application for registration of the limited liability company, and the limited liability company shall not be required to take any further action to amend its articles of organization or application for registration under K.S.A. 17-7674 or K.S.A. 2018 Supp. 17-7935, and amendments thereto, with respect to the matters set forth in the certificate of reinstatement.

(c) Upon the filing of a certificate of reinstatement, a limited liability company and all series thereof that have been formed and whose certificate of designation has not been canceled prior to the cancellation of the articles of organization shall be reinstated with the same force and effect as if its articles of organization or authority to do business had not been canceled or forfeited pursuant to K.S.A. 17-76,139(d) or K.S.A. 2018 Supp. 17-7926(b), 17-7929(b) or 17-7934(f), and amendments thereto. Such reinstatement shall validate all contracts, acts, matters and things made, done and performed by the limited liability company, its members, managers, employees and agents during the time when its articles of organization or authority to do business was canceled or forfeited pursuant to K.S.A. 17-76,139(d) or K.S.A. 2018 Supp. 17-7926(b), 17-7929(b) or 17-7934(f), and amendments thereto, with the same force and effect and to all intents and purposes as if the articles of organization or authority to do business had remained in full force and effect. All real and personal property, and all rights and interests, which belonged to the limited liability company at the time its articles of organization or authority to do business was canceled or forfeited pursuant to K.S.A. 17-76,139(d) or K.S.A. 2018 Supp. 17-7926(b), 17-7929(b) or 17-7934(f), and amendments thereto, or which were acquired by the limited liability company following the cancellation or forfeiture of its articles of organization or authority to do business pursuant to K.S.A. 17-76,139(d) or K.S.A. 2018 Supp. 17-7926(b), 17-7929(b) or 17-7934(f), and amendments thereto, and which were not disposed of prior to the time of its reinstatement, shall be vested in the limited liability company after its reinstatement as fully as they were held by the limited liability company at, and after, as the case may be, the time its articles of organization or authority to do business was canceled or forfeited pursuant to K.S.A. 17-76,139(d) or K.S.A. 2018 Supp. 17-7926(b), 17-7929(b) or 17-7934(f), and amendments thereto. After its reinstatement, the limited liability company shall be as exclusively liable for all contracts, acts, matters and things made, done or performed in its name and on its behalf by its members, managers, employees

and agents prior to its reinstatement as if its articles of organization or authority to do business had at all times remained in full force and effect.

Sec. 42. K.S.A. 2018 Supp. 17-7904 is hereby amended to read as follows: 17-7904. ~~(a)~~ The following documents related to limited liability companies shall be filed with the secretary of state:

~~(1)~~(a) Articles of organization as set forth in K.S.A. 17-7673 and K.S.A. 2018 Supp. 17-7673a, and amendments thereto;

~~(2)~~(b) professional articles of organization as set forth in K.S.A. 17-7673 and K.S.A. 2018 Supp. 17-7673a, and amendments thereto;

~~(3)~~(c) series limited liability company articles of organization as set forth in K.S.A. 2018 Supp. 17-76,143, and amendments thereto;

~~(4)~~(d) foreign limited liability company application for authority as set forth in K.S.A. 2018 Supp. 17-7931, and amendments thereto;

~~(5)~~(e) foreign series limited liability company application for admission to transact business as set forth in K.S.A. 2018 Supp. 17-7931 and K.S.A. 2018 Supp. 17-76,143, and amendments thereto;

~~(6)~~(f) annual report as set forth in K.S.A. 17-76,139, and amendments thereto;

~~(7)~~(g) certificate of amendment as set forth in K.S.A. 17-7674 and K.S.A. 2018 Supp. 17-7674a, and amendments thereto;

~~(8)~~(h) restated articles of organization as set forth in K.S.A. 17-7680, and amendments thereto;

~~(9)~~(i) series certificate of designation as set forth in K.S.A. 2018 Supp. 17-76,143, and amendments thereto;

~~(10)~~(j) certificate of amendment or termination to certificate of merger or consolidation as set forth in K.S.A. 17-7681, and amendments thereto;

~~(11)~~(k) certificate of correction as set forth in K.S.A. 2018 Supp. 17-7912, and amendments thereto;

~~(12)~~(l) foreign certificate of correction as set forth in K.S.A. 2018 Supp. 17-7912, and amendments thereto;

~~(13)~~(m) change of registered office or resident agent as set forth in K.S.A. 2018 Supp. 17-7926, 17-7927, 17-7928 and 17-7929, and amendments thereto;

~~(14)~~(n) mergers as set forth in K.S.A. 17-7681, and amendments thereto;

~~(15)~~(o) reinstatement as set forth in K.S.A. 17-76,139, and amendments thereto;

~~(16)~~(p) certificate of cancellation as set forth in K.S.A. 17-7675, and amendments thereto; ~~and~~

~~(17)~~(q) foreign cancellation of registration as set forth in K.S.A. 2018 Supp. 17-7936, and amendments thereto; ~~and~~

(r) certificate of division as set forth in section 2, and amendments thereto.

~~(b) This section shall take effect on and after January 1, 2015.~~

Sec. 43. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7904, as amended by section 42 of this act, is hereby amended to read as follows: 17-7904. The following documents related to limited liability companies shall be filed with the secretary of state:

(a) Articles of organization as set forth in K.S.A. 17-7673 and K.S.A. 2018 Supp. 17-7673a, and amendments thereto;

(b) professional articles of organization as set forth in K.S.A. 17-7673 and K.S.A. 2018 Supp. 17-7673a, and amendments thereto;

- (c) series limited liability company articles of organization as set forth in K.S.A. 2018 Supp. 17-76,143, and amendments thereto;
- (d) foreign limited liability company application for authority as set forth in K.S.A. 2018 Supp. 17-7931, and amendments thereto;
- (e) foreign series limited liability company application for admission to transact business as set forth in K.S.A. 2018 Supp. 17-7931 and K.S.A. 2018 Supp. 17-76,143, and amendments thereto;
- (f) annual report as set forth in K.S.A. 17-76,139, and amendments thereto;
- (g) certificate of amendment as set forth in K.S.A. 17-7674 and K.S.A. 2018 Supp. 17-7674a and 17-76,143, and amendments thereto;
- (h) restated articles of organization as set forth in K.S.A. 17-7680, and amendments thereto;
- (i) series certificate of designation as set forth in K.S.A. 2018 Supp. 17-76,143, and amendments thereto;
- (j) certificate of amendment or termination to certificate of merger or consolidation as set forth in K.S.A. 17-7681 or section 3, and amendments thereto;
- (k) certificate of correction as set forth in K.S.A. 2018 Supp. 17-7912, and amendments thereto;
- (l) foreign certificate of correction as set forth in K.S.A. 2018 Supp. 17-7912, and amendments thereto;
- (m) change of registered office or resident agent as set forth in K.S.A. 2018 Supp. 17-7926, 17-7927, 17-7928 and 17-7929, and amendments thereto;
- (n) mergers or consolidations as set forth in K.S.A. 17-7681 or section 3, and amendments thereto;
- (o) reinstatement as set forth in K.S.A. 17-76,139 or section 4, and amendments thereto;
- (p) certificate of cancellation as set forth in K.S.A. 17-7675 or K.S.A 2018 Supp. 17-76,143, and amendments thereto;
- (q) foreign cancellation of registration as set forth in K.S.A. 2018 Supp. 17-7936, and amendments thereto; and
- (r) certificate of division as set forth in section 2, and amendments thereto.

Sec. 44. K.S.A. 2018 Supp. 17-7915 is hereby amended to read as follows: 17-7915. Service of process in any action against a covered entity or a series of a limited liability company shall be made in the manner described in K.S.A. 60-304, and amendments thereto.

~~This section shall take effect on and after January 1, 2015.~~

Sec. 45. K.S.A. 2018 Supp. 17-7916 is hereby amended to read as follows: 17-7916. (a) Unless otherwise provided in a covered entity's public organic document or organic rules, any person may sign any document filed with the secretary of state pursuant to this act by an attorney-in-fact, but a power of attorney to sign a certificate relating to the admission of a general partner must describe the admission. Powers of attorney relating to the signing of a document by an attorney-in-fact need not be filed in the office of the secretary of state but must be retained by the covered entity.

(b) For all purposes of the laws of the state of Kansas, unless otherwise provided in a covered entity's public organic document or organic rules, a power of attorney with respect to ~~matters relating to the formation, internal affairs or termination of a covered entity or granted by a person as a member, incorporator, partner or limited partner of a~~

~~covered entity, or by an assignee of an interest in a covered entity or by a person seeking to become a member, incorporator, partner, limited partner or an assignee of an interest in a covered entity any document filed with the secretary of state pursuant to the business entity standard treatment act, K.S.A. 2018 Supp. 17-7901 et seq., and amendments thereto, shall be irrevocable if the power of attorney states that it is irrevocable and it is coupled with an interest sufficient in law to support an irrevocable power. Such irrevocable power of attorney, unless otherwise provided therein, or in a covered entity's public organic document or organic rules, shall not be affected by the subsequent death, disability, incapacity, dissolution, termination of existence or bankruptcy of, or any other event concerning, the principal. A power of attorney with respect to matters relating to the organization, internal affairs or termination of a covered entity or granted by a person as a member or an assignee of an interest in a covered entity or by a person seeking to become a member, incorporator, partner or limited partner or an assignee of an interest in a covered entity and, in either case, granted to the covered entity, a manager or member thereof, or any of their respective officers, directors, managers, members, partners, trustees, employees or agents shall be deemed coupled with an interest sufficient in law to support an irrevocable power.~~

Sec. 46. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7918 is hereby amended to read as follows: 17-7918. (a) Except as otherwise provided in subsection (b), the names of all covered entities, except for banks, savings and loan associations and savings banks, must be distinguishable on the records of the office of the secretary of state from:

- (1) The name of any other covered entity or foreign covered entity;
- (2) the name of any non-covered entity, other than a general partnership, that has filed with the office of the secretary of state, including a series of a limited liability company for which a certificate of designation has been filed;
- (3) any entity name reserved pursuant to K.S.A. 2018 Supp. 17-7923, and amendments thereto; and
- (4) the name of any other covered entity, series of a limited liability company or foreign covered entity whose public organic documents, certificate of designation or foreign registration has been canceled or forfeited for any reason within the previous one year.

(b) A covered entity may register under any name that is not distinguishable on the records of the office of the secretary of state from the name of any other covered entity or non-covered entity that has filed with the office of the secretary of state with the written consent of the other entity, which written consent shall be filed with the secretary of state.

(c) A covered entity may use a name that is not distinguishable from a name described in subsection (a)(1) through (3) if the entity delivers to the secretary of state a certified copy of a final judgment of a court of competent jurisdiction establishing the right of the entity to use the name in this state.

Sec. 47. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7923 is hereby amended to read as follows: 17-7923. (a) The exclusive right to the use of an entity name or, as applicable, the name of a series of a limited liability company, may be reserved by:

- (1) Any person intending to organize a covered entity under the laws of this state;
- (2) any domestic limited liability company or any person intending to organize a domestic limited liability company, intending to file a certificate of designation to form

a series of any such limited liability company;

~~(3)~~ any domestic covered entity intending to change its name or intending to change the name of a series for which a certificate of designation has been filed;

~~(4)~~ any foreign covered entity intending to make application for a certificate of authority to transact business in this state;

~~(5)~~ any foreign covered entity authorized to transact business in this state, and intending to change its name; and

~~(6)~~ any person intending to organize a foreign covered entity, and intending to have such entity make application for a certificate of authority to transact business in this state.

(b) The reservation shall be made by filing with the secretary of state an application to reserve a specific covered entity name or the name of a series of a domestic limited liability company, executed by the applicant. The reservation may be filed by telefacsimile communication as prescribed by K.S.A. 2018 Supp. 17-7914, and amendments thereto. If the secretary of state finds that the name is available, the secretary of state shall reserve the same for the exclusive use of the applicant for a period of 120 days.

(c) The right to exclusive use of a specified entity name or the name of a series of a domestic limited liability company, reserved pursuant to this section, may be transferred to any other person or covered entity by filing in the office of the secretary of state, a notice of such transfer, executed by the applicant for whom the name was reserved, and specifying the name and address of the transferee.

~~(d) This section shall take effect on and after January 1, 2015.~~

Sec. 48. K.S.A. 2018 Supp. 17-7929 is hereby amended to read as follows: 17-7929. (a) The resident agent of one or more covered entities may resign without appointing a successor by paying a fee if authorized by law, as provided by K.S.A. 2018 Supp. 17-7910, and amendments thereto, and filing a certificate of resignation, with the secretary of state stating that the resident agent resigns as resident agent for the covered entities identified in the certificate, but such resignation shall not become effective until 30 days after the certificate is filed. The certificate shall be executed by the resident agent, shall contain a statement that written notice of resignation was given to each affected covered entity at least 30 days prior to the filing of the certificate by mailing or delivering such notice to the covered entity at its address last known to the resident agent and shall set forth the date of such notice.

(b) After receipt of the notice of the resignation of its resident agent, provided for in subsection (a), any covered entity for which such resident agent was acting shall obtain and designate a new resident agent to take the place of the resident agent so resigning. Such covered entity shall pay a fee if authorized by law, as provided by K.S.A. 2018 Supp. 17-7910, and amendments thereto, and file with the secretary of state a certificate setting forth the name and address of the successor resident agent. Upon such filing, the successor resident agent shall become the resident agent of such covered entity and the successor resident agent's address, as stated in such certificate, shall become the address of the covered entity's registered office in this state. If such covered entity fails to obtain and designate a new resident agent as aforesaid, prior to the expiration of the period of 60 days after the filing by the resident agent of the certificate of resignation, the secretary of state shall declare the entity's organizing documents forfeited.

(c) After the resignation of the resident agent shall have become effective, as provided in subsection (a), and if no new resident agent shall have been obtained and designated in the time and manner provided for in subsection (b), service of legal process against the covered entity, or in the case of a domestic or foreign limited liability company, any series of such limited liability company, for which the resigned resident agent had been acting shall thereafter be upon the secretary of state in the manner prescribed by K.S.A. 60-304, and amendments thereto.

(d) Any covered entity affected by the filing of a certificate under this section shall not be required to take any further action to amend its public organic documents to reflect a change of registered office or resident agent.

Sec. 49. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7933 is hereby amended to read as follows: 17-7933. (a) Except as otherwise provided in subsection (b), the names of all foreign covered entities must be distinguishable on the records of the office of the secretary of state from:

- (1) The name of any covered entity or foreign covered entity;
- (2) the name of any non-covered entity, other than a general partnership, that has filed with the secretary of state, including a series of a limited liability company for which a certificate of designation has been filed;
- (3) any entity name reserved pursuant to K.S.A. 2018 Supp. 17-7923, and amendments thereto; and
- (4) the name of any other covered entity, series of a limited liability company or foreign covered entity whose public organic document, certificate of designation or foreign registration has been canceled or forfeited for any reason within the previous one year.

(b) A foreign covered entity may register under any name that is not distinguishable on the records of the office of the secretary of state from the name of any other covered entity or non-covered entity that has filed with the office of the secretary of state:

- (1) With the written consent of the other entity, which written consent shall be filed with the secretary of state; or
- (2) if the foreign covered entity indicates, as a means of identification and in its advertising within this state, the state in which the foreign covered entity was formed, and the application sets forth this condition.

Sec. 50. K.S.A. 2018 Supp. 60-304 is hereby amended to read as follows: 60-304. As used in this section, "serving" means making service by any of the methods described in K.S.A. 60-303, and amendments thereto, unless a specific method of making service is prescribed in this section. Except for service by publication under K.S.A. 60-307, and amendments thereto, service of process under this article must be made as follows:

(a) *Individual.* On an individual other than a minor or a disabled person, by serving the individual or by serving an agent authorized by appointment or by law to receive service of process. If the agent is one designated by statute to receive service, such further notice as the statute requires must be given. Service by return receipt delivery must be addressed to an individual at the individual's dwelling or usual place of abode and to an authorized agent at the agent's usual or designated address. If the sheriff, party or party's attorney files a return of service stating that the return receipt delivery to the individual at the individual's dwelling or usual place of abode was refused or unclaimed and that a business address is known for the individual, the sheriff, party or party's

attorney may complete service by return receipt delivery, addressed to the individual at the individual's business address.

(b) *Minor*: On a minor, by serving:

(1) The minor; and

(2) either:

(A) The minor's guardian or conservator, if the minor has one within this state;

(B) the minor's father, mother or other person having the minor's care or control or with whom the minor resides; or

(C) if service cannot be made as specified in paragraphs (A) or (B), as provided by order of the court.

Service by return receipt delivery must be addressed to an individual at the individual's dwelling or usual place of abode and to a corporate guardian or conservator at the guardian's or conservator's usual place of business.

(c) *Disabled person*. On a disabled person, as defined in K.S.A. 77-201, and amendments thereto, by:

(1) Serving:

(A) The person's guardian, conservator or a competent adult member of the person's family with whom the person resides;

(B) if the person resides in an institution, the director or chief executive officer of the institution; or

(C) if service cannot be made as specified in paragraphs (A) or (B), as provided by order of the court; and

(2) unless the court otherwise orders, serving the disabled person.

Service by return receipt delivery must be addressed to the director or chief executive officer of an institution at the institution, to any other individual at the individual's dwelling or usual place of abode, and to a corporate guardian or conservator at the guardian's or conservator's usual place of business.

(d) *Governmental bodies*. On:

(1) A county, by serving one of the county commissioners, the county clerk or the county treasurer;

(2) a township, by serving the clerk or a trustee;

(3) a city, by serving the clerk or the mayor;

(4) any other public corporation, body politic, district or authority, by serving the clerk or secretary or, if the clerk or secretary is not found, any officer, director or manager thereof; and

(5) the state or any governmental agency of the state, when subject to suit, by serving the attorney general or an assistant attorney general.

Service by return receipt delivery must be addressed to the appropriate official at the official's governmental office. Income withholding orders for support and orders of garnishment of earnings of state officers and employees must be served on the state or governmental agency of the state in the manner provided by K.S.A. 60-723, and amendments thereto.

(e) *Corporations, domestic or foreign limited liability companies, domestic or foreign limited partnerships, domestic or foreign limited liability partnerships and partnerships*. On a domestic or foreign corporation, domestic or foreign limited liability company, domestic or foreign limited partnership, domestic or foreign limited liability partnership or a partnership or other unincorporated association that is subject to suit in

a common name, by:

- (1) Serving an officer, manager, partner or a resident, managing or general agent;
- (2) leaving a copy of the summons and petition or other document at any of its business offices with the person having charge thereof; or
- (3) serving any agent authorized by appointment or by law to receive service of process, and if the agent is one authorized by statute to receive service and the statute so requires, by also mailing a copy to the defendant.

Service by return receipt delivery on an officer, partner or agent must be addressed to the person at the person's usual place of business.

(f) *Resident agent for a corporation, limited liability company, limited partnership or limited liability partnership.* A domestic corporation, domestic limited liability company or domestic limited partnership, and, if it is authorized to transact business or transacts business without authority in this state, a foreign corporation, foreign limited liability company or foreign limited partnership irrevocably authorizes the secretary of state as its agent to accept on its behalf service of process, or any notice or demand required or permitted by law to be served on it, when: (1) It fails to appoint or maintain in this state a resident agent on whom service may be had; or (2) its resident agent cannot with reasonable diligence be found at the registered office in this state. Service on the secretary of state of any process, notice or demand must be made by delivering to the secretary of state, by personal service or by return receipt delivery, the original and two copies of the process and two copies of the petition, notice or demand. When any process, notice or demand is served on the secretary of state, the secretary must promptly forward a copy of it by return receipt delivery, addressed to the corporation, limited liability company or limited partnership at its principal office as it appears in the records of the secretary of state, or at the registered or principal office of the corporation, limited liability company or limited partnership in the state of its incorporation or formation. The secretary of state must keep a record of all processes, notices and demands served on the secretary under this subsection, and must record the time of the service and the action taken by the secretary. A fee of \$40 must be paid to the secretary of state by the party requesting the service of process, to cover the cost of serving process, except the secretary of state may waive the fee for state agencies. The fee must not be included in or paid from any deposit as security for costs or the docket fee required by K.S.A. 60-2001 or 61-4001, and amendments thereto.

(g) *Insurance companies or associations.* Service of summons or other process on any insurance company or association, organized under the laws of this state, may also be made by serving the commissioner of insurance in the same manner as provided for service on foreign insurance companies or associations.

(h) *Service on an employee.* If a party or a party's agent or attorney files an affidavit or a declaration pursuant to K.S.A. 53-601, and amendments thereto, that to the best of the affiant's or declarant's knowledge and belief the person to be served is employed in this state, and is a nonresident or that the place of residence of the person is unknown, the affiant or declarant may request that the sheriff or other duly authorized person direct an officer, partner, managing or general agent or the individual having charge of the place at which the person to be served is employed, to make the person available to permit the sheriff or other duly authorized person to serve the summons or other process.

(i) *Service on a series of a limited liability company.* On a series established under a

domestic or foreign limited liability company by service on such domestic or foreign limited liability company in the same manner as described in subsections (e) and (f), but if service is made on the resident, managing, general or other agent of the limited liability company upon which service may be made or the secretary of state on behalf of any such series, such service shall include the name of the limited liability company and the name of such series.

Sec. 51. On and after July 1, 2020, K.S.A. 2018 Supp. 84-1-201 is hereby amended to read as follows: 84-1-201. (a) Unless the context otherwise requires, words or phrases defined in this section, or in the additional definitions contained in other articles of the uniform commercial code that apply to particular articles or parts thereof, have the meanings stated.

(b) Subject to definitions contained in other articles of the uniform commercial code that apply to particular articles or parts thereof:

(1) "Action," in the sense of a judicial proceeding, includes recoupment, counterclaim, set-off, suit in equity, and any other proceeding in which rights are determined.

(2) "Aggrieved party" means a party entitled to pursue a remedy.

(3) "Agreement," as distinguished from "contract," means the bargain of the parties in fact, as found in their language or inferred from other circumstances, including course of performance, course of dealing, or usage of trade as provided in K.S.A. 2018 Supp. 84-1-303, and amendments thereto.

(4) "Bank" means a person engaged in the business of banking and includes a savings bank, savings and loan association, credit union, and trust company.

(5) "Bearer" means a person in control of a negotiable electronic document of title or a person in possession of a negotiable instrument, negotiable tangible document of title, or certificated security that is payable to bearer or indorsed in blank.

(6) "Bill of lading" means a document of title evidencing the receipt of goods for shipment issued by a person engaged in the business of directly or indirectly transporting or forwarding goods. The term does not include a warehouse receipt.

(7) "Branch" includes a separately incorporated foreign branch of a bank.

(8) "Burden of establishing" a fact means the burden of persuading the trier of fact that the existence of the fact is more probable than its nonexistence.

(9) "Buyer in ordinary course of business" means a person that buys goods in good faith, without knowledge that the sale violates the rights of another person in the goods, and in the ordinary course from a person, other than a pawnbroker, in the business of selling goods of that kind. A person buys goods in the ordinary course if the sale to the person comports with the usual or customary practices in the kind of business in which the seller is engaged or with the seller's own usual or customary practices. A person that sells oil, gas, or other minerals at the wellhead or minehead is a person in the business of selling goods of that kind. A buyer in ordinary course of business may buy for cash, by exchange of other property, or on secured or unsecured credit, and may acquire goods or documents of title under a preexisting contract for sale. Only a buyer that takes possession of the goods or has a right to recover the goods from the seller under article 2 of chapter 84 of the Kansas Statutes Annotated, and amendments thereto, may be a buyer in ordinary course of business. "Buyer in ordinary course of business" does not include a person that acquires goods in a transfer in bulk or as security for or in total or partial satisfaction of a money debt.

(10) "Conspicuous," with reference to a term, means so written, displayed, or presented that a reasonable person against which it is to operate ought to have noticed it. Whether a term is "conspicuous" or not is a decision for the court. Conspicuous terms include the following:

(A) A heading in capitals equal to or greater in size than the surrounding text, or in contrasting type, font, or color to the surrounding text of the same or lesser size; and

(B) language in the body of a record or display in larger type than the surrounding text, or in contrasting type, font, or color to the surrounding text of the same size, or set off from surrounding text of the same size by symbols or other marks that call attention to the language.

(11) "Consumer" means an individual who enters into a transaction primarily for personal, family, or household purposes.

(12) "Contract," as distinguished from "agreement," means the total legal obligation that results from the parties' agreement as determined by the uniform commercial code as supplemented by any other applicable laws.

(13) "Creditor" includes a general creditor, a secured creditor, a lien creditor, and any representative of creditors, including an assignee for the benefit of creditors, a trustee in bankruptcy, a receiver in equity, and an executor or administrator of an insolvent debtor's or assignor's estate.

(14) "Defendant" includes a person in the position of defendant in a counterclaim, cross-claim, or third-party claim.

(15) "Delivery," with respect to an electronic document of title means voluntary transfer of control and with respect to an instrument, a tangible document of title, or chattel paper, means voluntary transfer of possession.

(16) "Document of title" means a record (i) that in the regular course of business or financing is treated as adequately evidencing that the person in possession or control of the record is entitled to receive, control, hold, and dispose of the record and the goods the record covers and (ii) that purports to be issued by or addressed to a bailee and to cover goods in the bailee's possession which are either identified or are fungible portions of an identified mass. The term includes a bill of lading, transport document, dock warrant, dock receipt, warehouse receipt and order for delivery of goods. An electronic document of title means a document of title evidenced by a record consisting of information stored in an electronic medium. A tangible document of title means a document of title evidenced by a record consisting of information that is inscribed on a tangible medium.

(17) "Fault" means a default, breach, or wrongful act or omission.

(18) "Fungible goods" means:

(A) Goods of which any unit, by nature or usage of trade, is the equivalent of any other like unit; or

(B) goods that by agreement are treated as equivalent.

(19) "Genuine" means free of forgery or counterfeiting.

(20) "Good faith," except as otherwise provided in article 5 of chapter 84 of the Kansas Statutes Annotated, and amendments thereto, means honesty in fact and the observance of reasonable commercial standards of fair dealing.

(21) "Holder" means:

(A) The person in possession of a negotiable instrument that is payable either to bearer or to an identified person that is the person in possession; or

(B) the person in possession of a negotiable tangible document of title if the goods are deliverable either to bearer or to the order of the person in possession; or

(C) the person in control of a negotiable electronic document of title.

(22) "Insolvency proceeding" includes an assignment for the benefit of creditors or other proceeding intended to liquidate or rehabilitate the estate of the person involved.

(23) "Insolvent" means:

(A) Having generally ceased to pay debts in the ordinary course of business other than as a result of bona fide dispute;

(B) being unable to pay debts as they become due; or

(C) being insolvent within the meaning of federal bankruptcy law.

(24) "Money" means a medium of exchange currently authorized or adopted by a domestic or foreign government. The term includes a monetary unit of account established by an intergovernmental organization or by agreement between two or more countries.

(25) "Organization" means a person other than an individual.

(26) "Party," as distinguished from "third party," means a person that has engaged in a transaction or made an agreement subject to the uniform commercial code.

(27) "Person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government, governmental subdivision, agency, or instrumentality, public corporation, ~~or~~ any other legal or commercial entity, or any series of any of the foregoing.

(28) "Present value" means the amount as of a date certain of one or more sums payable in the future, discounted to the date certain by use of either an interest rate specified by the parties if that rate is not manifestly unreasonable at the time the transaction is entered into or, if an interest rate is not so specified, a commercially reasonable rate that takes into account the facts and circumstances at the time the transaction is entered into.

(29) "Purchase" means taking by sale, lease, discount, negotiation, mortgage, pledge, lien, security interest, issue or reissue, gift, or any other voluntary transaction creating an interest in property.

(30) "Purchaser" means a person that takes by purchase.

(31) "Record" means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form.

(32) "Remedy" means any remedial right to which an aggrieved party is entitled with or without resort to a tribunal.

(33) "Representative" means a person empowered to act for another, including an agent, an officer of a corporation or association, and a trustee, executor, or administrator of an estate.

(34) "Right" includes remedy.

(35) "Security interest" means an interest in personal property or fixtures which secures payment or performance of an obligation. "Security interest" includes any interest of a consignor and a buyer of accounts, chattel paper, a payment intangible, or a promissory note in a transaction that is subject to article 9 of chapter 84 of the Kansas Statutes Annotated, and amendments thereto. "Security interest" does not include the special property interest of a buyer of goods on identification of those goods to a contract for sale under K.S.A. 84-2-401 and amendments thereto, but a buyer may also acquire a "security interest" by complying with article 9 of chapter 84 of the Kansas

Statutes Annotated, and amendments thereto. Except as otherwise provided in K.S.A. 84-2-505, and amendments thereto, the right of a seller or lessor of goods under article 2 or 2a of chapter 84 of the Kansas Statutes Annotated, and amendments thereto, to retain or acquire possession of the goods is not a "security interest," but a seller or lessor may also acquire a "security interest" by complying with article 9 of chapter 84 of the Kansas Statutes Annotated, and amendments thereto. The retention or reservation of title by a seller of goods notwithstanding shipment or delivery to the buyer under K.S.A. 84-2-401, and amendments thereto, is limited in effect to a reservation of a "security interest." Whether a transaction in the form of a lease creates a "security interest" is determined pursuant to K.S.A. 2018 Supp. 84-1-203, and amendments thereto.

(36) "Send" in connection with a writing, record, or notice means:

(A) To deposit in the mail or deliver for transmission by any other usual means of communication with postage or cost of transmission provided for and properly addressed and, in the case of an instrument, to an address specified thereon or otherwise agreed, or if there be none to any address reasonable under the circumstances; or

(B) in any other way to cause to be received any record or notice within the time it would have arrived if properly sent.

(37) "Signed" includes using any symbol executed or adopted with present intention to adopt or accept a writing.

(38) "State" means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States.

(39) "Surety" includes a guarantor or other secondary obligor.

(40) "Term" means a portion of an agreement that relates to a particular matter.

(41) "Unauthorized signature" means a signature made without actual, implied, or apparent authority. The term includes a forgery.

(42) "Warehouse receipt" means a document of title issued by a person engaged in the business of storing goods for hire.

(43) "Writing" includes printing, typewriting, or any other intentional reduction to tangible form. "Written" has a corresponding meaning.

Sec. 52. On and after July 1, 2020, K.S.A. 2018 Supp. 84-9-102 is hereby amended to read as follows: 84-9-102. (a) **Article 9 definitions.** In this article:

(1) "Accession" means goods that are physically united with other goods in such a manner that the identity of the original goods is not lost.

(2) "Account," except as used in "account for," means a right to payment of a monetary obligation, whether or not earned by performance, (A) for property that has been or is to be sold, leased, licensed, assigned, or otherwise disposed of, (B) for services rendered or to be rendered, (C) for a policy of insurance issued or to be issued, (D) for a secondary obligation incurred or to be incurred, (E) for energy provided or to be provided, (F) for the use or hire of a vessel under a charter or other contract, (G) arising out of the use of a credit or charge card or information contained on or for use with the card, or (H) as winnings in a lottery or other game of chance operated or sponsored by a state, governmental unit of a state, or person licensed or authorized to operate the game by a state or governmental unit of a state. The term includes health-care-insurance receivables. The term does not include: (A) Rights to payment evidenced by chattel paper or an instrument, (B) commercial tort claims, (C) deposit accounts, (D)

investment property, (E) letter-of-credit rights or letters of credit, or (F) rights to payment for money or funds advanced or sold, other than rights arising out of the use of a credit or charge card or information contained on or for use with the card.

(3) "Account debtor" means a person obligated on an account, chattel paper, or general intangible. The term does not include persons obligated to pay a negotiable instrument, even if the instrument constitutes part of chattel paper.

(4) "Accounting," except as used in "accounting for," means a record:

(A) Authenticated by a secured party;

(B) indicating the aggregate unpaid secured obligations as of a date not more than 35 days earlier or 35 days later than the date of the record; and

(C) identifying the components of the obligations in reasonable detail.

(5) "Agricultural lien" means an interest, other than a security interest, in farm products: (A) Which secures payment or performance of an obligation for:

(i) Goods or services furnished in connection with a debtor's farming operation; or

(ii) rent on real property leased by a debtor in connection with its farming operation;

(B) which is created by statute in favor of a person that:

(i) In the ordinary course of its business furnished goods or services to a debtor in connection with a debtor's farming operation; or

(ii) leased real property to a debtor in connection with the debtor's farming operation; and

(C) whose effectiveness does not depend on the person's possession of the personal property. Agricultural liens shall not include statutory liens.

(6) "As-extracted collateral" means: (A) Oil, gas, or other minerals that are subject to a security interest that:

(i) Is created by a debtor having an interest in the minerals before extraction; and

(ii) attaches to the minerals as extracted; or

(B) accounts arising out of the sale at the wellhead or minehead of oil, gas, or other minerals in which the debtor had an interest before extraction.

(7) "Authenticate" means:

(A) To sign; or

(B) with present intent to adopt or accept a record, to attach to or logically associate with the record an electronic sound, symbol or process.

(8) "Bank" means an organization that is engaged in the business of banking. The term includes savings banks, savings and loan associations, credit unions, and trust companies.

(9) "Cash proceeds" means proceeds that are money, checks, deposit accounts, or the like.

(10) "Certificate of title" means a certificate of title with respect to which a statute provides for the security interest in question to be indicated on the certificate as a condition or result of the security interest's obtaining priority over the rights of a lien creditor with respect to the collateral. The term includes another record maintained as an alternative to a certificate of title by the governmental unit that issues certificates of title if a statute permits the security interest in question to be indicated on the record as a condition or result of the security interest's obtaining priority over the rights of a lien creditor with respect to the collateral.

(11) "Chattel paper" means a record or records that evidence both a monetary

obligation and a security interest in specific goods, a security interest in specific goods and software used in the goods, a security interest in specific goods and license of software used in the goods, a lease of specific goods, or a lease of specific goods and license of software used in the goods. In this subsection, "monetary obligation" means a monetary obligation secured by the goods or owed under a lease of the goods and includes a monetary obligation with respect to software used in the goods. The term does not include (i) charters or other contracts involving the use or hire of a vessel or (ii) records that evidence a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card. If a transaction is evidenced by records that include an instrument or series of instruments, the group of records taken together constitutes chattel paper.

(12) "Collateral" means the property subject to a security interest or agricultural lien. The term includes:

(A) Proceeds to which a security interest attaches;
 (B) accounts, chattel paper, payment intangibles, and promissory notes that have been sold; and

(C) goods that are the subject of a consignment.

(13) "Commercial tort claim" means a claim arising in tort with respect to which:

(A) The claimant is an organization; or

(B) the claimant is an individual and the claim:

(i) Arose in the course of the claimant's business or profession; and

(ii) does not include damages arising out of personal injury to or the death of an individual.

(14) "Commodity account" means an account maintained by a commodity intermediary in which a commodity contract is carried for a commodity customer.

(15) "Commodity contract" means a commodity futures contract, an option on a commodity futures contract, a commodity option, or another contract if the contract or option is:

(A) Traded on or subject to the rules of a board of trade that has been designated as a contract market for such a contract pursuant to federal commodities laws; or

(B) traded on a foreign commodity board of trade, exchange, or market, and is carried on the books of a commodity intermediary for a commodity customer.

(16) "Commodity customer" means a person for which a commodity intermediary carries a commodity contract on its books.

(17) "Commodity intermediary" means a person that:

(A) Is registered as a futures commission merchant under federal commodities law;
 or

(B) in the ordinary course of its business provides clearance or settlement services for a board of trade that has been designated as a contract market pursuant to federal commodities law.

(18) "Communicate" means:

(A) To send a written or other tangible record;

(B) to transmit a record by any means agreed upon by the persons sending and receiving the record; or

(C) in the case of transmission of a record to or by a filing office, to transmit a record by any means prescribed by filing-office rule.

(19) "Consignee" means a merchant to which goods are delivered in a consignment.

(20) "Consignment" means a transaction, regardless of its form, in which a person delivers goods to a merchant for the purpose of sale and: (A) The merchant:

(i) Deals in goods of that kind under a name other than the name of the person making delivery;

(ii) is not an auctioneer; and

(iii) is not generally known by its creditors to be substantially engaged in selling the goods of others;

(B) with respect to each delivery, the aggregate value of the goods is \$1,000 or more at the time of delivery;

(C) the goods are not consumer goods immediately before delivery; and

(D) the transaction does not create a security interest that secures an obligation.

(21) "Consignor" means a person that delivers goods to a consignee in a consignment.

(22) "Consumer debtor" means a debtor in a consumer transaction.

(23) "Consumer goods" means goods that are used or bought for use primarily for personal, family, or household purposes.

(24) "Consumer-goods transaction" means a consumer transaction in which:

(A) An individual incurs an obligation primarily for personal, family, or household purposes; and

(B) a security interest in consumer goods secures the obligation.

(25) "Consumer obligor" means an obligor who is an individual and who incurred the obligation as part of a transaction entered into primarily for personal, family, or household purposes.

(26) "Consumer transaction" means a transaction in which (i) an individual incurs an obligation primarily for personal, family, or household purposes, (ii) a security interest secures the obligation, and (iii) the collateral is held or acquired primarily for personal, family, or household purposes. The term includes consumer-goods transactions.

(27) "Continuation statement" means an amendment of a financing statement which:

(A) Identifies, by its file number, the initial financing statement to which it relates; and

(B) indicates that it is a continuation statement for, or that it is filed to continue the effectiveness of, the identified financing statement.

(28) "Debtor" means:

(A) A person having an interest, other than a security interest or other lien, in the collateral, whether or not the person is an obligor;

(B) a seller of accounts, chattel paper, payment intangibles, or promissory notes; or

(C) a consignee.

(29) "Deposit account" means a demand, time, savings, passbook, or similar account maintained with a bank. The term does not include investment property or accounts evidenced by an instrument.

(30) "Document" means a document of title or a receipt of the type described in ~~subsection (b) of K.S.A. 84-7-201(b)~~, and amendments thereto.

(31) "Electronic chattel paper" means chattel paper evidenced by a record or records consisting of information stored in an electronic medium.

(32) "Encumbrance" means a right, other than an ownership interest, in real

property. The term includes mortgages and other liens on real property.

(33) "Equipment" means goods other than inventory, farm products, or consumer goods.

(34) "Farm products" means goods, other than standing timber, with respect to which the debtor is engaged in a farming operation and which are: (A) Crops grown, growing, or to be grown, including:

- (i) Crops produced on trees, vines, and bushes; and
- (ii) aquatic goods produced in aquacultural operations;

(B) livestock, born or unborn, including aquatic goods produced in aquacultural operations;

(C) supplies used or produced in a farming operation; or

(D) products of crops or livestock in their unmanufactured states.

(35) "Farming operation" means raising, cultivating, propagating, fattening, grazing, or any other farming, livestock, or aquacultural operation.

(36) "File number" means the number assigned to an initial financing statement pursuant to ~~subsection (a)~~ of K.S.A. 2018 Supp. 84-9-519(a), and amendments thereto.

(37) "Filing office" means an office designated in K.S.A. 2018 Supp. 84-9-501, and amendments thereto, as the place to file a financing statement.

(38) "Filing-office rule" means a rule adopted pursuant to K.S.A. 2018 Supp. 84-9-526, and amendments thereto.

(39) "Financing statement" means a record or records composed of an initial financing statement and any filed record relating to the initial financing statement.

(40) "Fixture filing" means the filing of a financing statement covering goods that are or are to become fixtures and satisfying ~~subsections (a) and (b)~~ of K.S.A. 2018 Supp. 84-9-502(a) and (b), and amendments thereto. The term includes the filing of a financing statement covering goods of a transmitting utility which are or are to become fixtures.

(41) "Fixtures" means goods that have become so related to particular real property that an interest in them arises under real property law.

(42) "General intangible" means any personal property, including things in action, other than accounts, chattel paper, commercial tort claims, deposit accounts, documents, goods, instruments, investment property, letter-of-credit rights, letters of credit, money, and oil, gas, or other minerals before extraction. The term includes payment intangibles and software.

(43) Reserved.

(44) "Goods" means all things that are movable when a security interest attaches. The term includes (A) fixtures, (B) standing timber that is to be cut and removed under a conveyance or contract for sale, (C) the unborn young of animals, (D) crops grown, growing, or to be grown, even if the crops are produced on trees, vines, or bushes, and (E) manufactured homes. The term also includes a computer program embedded in goods and any supporting information provided in connection with a transaction relating to the program if (A) the program is associated with the goods in such a manner that it customarily is considered part of the goods, or (B) by becoming the owner of the goods, a person acquires a right to use the program in connection with the goods. The term does not include a computer program embedded in goods that consist solely of the medium in which the program is embedded. The term also does not include accounts, chattel paper, commercial tort claims, deposit accounts, documents, general intangibles,

instruments, investment property, letter-of-credit rights, letters of credit, money, or oil, gas, or other minerals before extraction.

(45) "Governmental unit" means a subdivision, agency, department, county, parish, municipality, or other unit of the government of the United States, a state, or a foreign country. The term includes an organization having a separate corporate existence if the organization is eligible to issue debt on which interest is exempt from income taxation under the laws of the United States.

(46) "Health-care-insurance receivable" means an interest in or claim under a policy of insurance which is a right to payment of a monetary obligation for health-care goods or services provided.

(47) "Instrument" means a negotiable instrument, a writing that would otherwise qualify as a certificate of deposit as defined by K.S.A. 84-3-104(j), and amendments thereto, but for the fact that the writing contains a limitation on transfer, or any other writing that evidences a right to the payment of a monetary obligation, is not itself a security agreement or lease, and is of a type that in ordinary course of business is transferred by delivery with any necessary indorsement or assignment. The term does not include (i) investment property, (ii) letters of credit, or (iii) writings that evidence a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card.

(48) "Inventory" means goods, other than farm products, which:

- (A) Are leased by a person as lessor;
- (B) are held by a person for sale or lease or to be furnished under a contract of service;
- (C) are furnished by a person under a contract of service; or
- (D) consist of raw materials, work in process, or materials used or consumed in a business.

(49) "Investment property" means a security, whether certificated or uncertificated, security entitlement, securities account, commodity contract, or commodity account.

(50) "Jurisdiction of organization," with respect to a registered organization, means the jurisdiction under whose law the organization is formed or organized.

(51) "Letter-of-credit right" means a right to payment or performance under a letter of credit, whether or not the beneficiary has demanded or is at the time entitled to demand payment or performance. The term does not include the right of a beneficiary to demand payment or performance under a letter of credit.

(52) "Lien creditor" means:

- (A) A creditor that has acquired a lien on the property involved by attachment, levy, or the like;
- (B) an assignee for benefit of creditors from the time of assignment;
- (C) a trustee in bankruptcy from the date of the filing of the petition; or
- (D) a receiver in equity from the time of appointment.

(53) "Manufactured home" means a structure, transportable in one or more sections, which, in the traveling mode, is eight body feet or more in width or 40 body feet or more in length, or, when erected on site, is 320 or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning, and electrical systems contained therein. The term includes any structure that meets all of the requirements of this paragraph except the

size requirements and with respect to which the manufacturer voluntarily files a certification required by the United States secretary of housing and urban development and complies with the standards established under title 42 of the United States code.

(54) "Manufactured-home transaction" means a secured transaction:

(A) That creates a purchase-money security interest in a manufactured home, other than a manufactured home held as inventory; or

(B) in which a manufactured home, other than a manufactured home held as inventory, is the primary collateral.

(55) "Mortgage" means a consensual interest in real property, including fixtures, which secures payment or performance of an obligation.

(56) "New debtor" means a person that becomes bound as a debtor under K.S.A. 2018 Supp. 84-9-203(d), and amendments thereto, by a security agreement previously entered into by another person.

(57) "New value" means (A) money, (B) money's worth in property, services, or new credit, or (C) release by a transferee of an interest in property previously transferred to the transferee. The term does not include an obligation substituted for another obligation.

(58) "Noncash proceeds" means proceeds other than cash proceeds.

(59) "Obligor" means a person that, with respect to an obligation secured by a security interest in or an agricultural lien on the collateral, (A) owes payment or other performance of the obligation, (B) has provided property other than the collateral to secure payment or other performance of the obligation, or (C) is otherwise accountable in whole or in part for payment or other performance of the obligation. The term does not include issuers or nominated persons under a letter of credit.

(60) "Original debtor" except as used in K.S.A. 2018 Supp. 84-9-310(c), and amendments thereto, means a person that, as debtor, entered into a security agreement to which a new debtor has become bound under K.S.A. 2018 Supp. 84-9-203(d), and amendments thereto.

(61) "Payment intangible" means a general intangible under which the account debtor's principal obligation is a monetary obligation.

(62) "Person related to," with respect to an individual, means:

(A) The spouse of the individual;

(B) a brother, brother-in-law, sister or sister-in-law of the individual;

(C) an ancestor or lineal descendant of the individual or the individual's spouse; or

(D) any other relative, by blood or marriage, of the individual or the individual's spouse who shares the same home with the individual.

(63) "Person related to," with respect to an organization, means:

(A) A person directly or indirectly controlling, controlled by or under common control with the organization;

(B) an officer or director of, or a person performing similar functions with respect to, the organization;

(C) an officer or director of, or a person performing similar functions with respect to, a person described in subparagraph (A);

(D) the spouse of an individual described in subparagraph (A), (B) or (C); or

(E) an individual who is related by blood or marriage to an individual described in subparagraph (A), (B), (C) or (D) and shares the same home with the individual.

(64) "Proceeds" except as used in K.S.A. 2018 Supp. 84-9-609(b), and amendments

thereto, means the following property:

(A) Whatever is acquired upon the sale, lease, license, exchange or other disposition of collateral;

(B) whatever is collected on, or distributed on account of, collateral;

(C) rights arising out of collateral;

(D) to the extent of the value of collateral, claims arising out of the loss, nonconformity, or interference with the use of, defects or infringement of rights in, or damage to, the collateral; or

(E) to the extent of the value of collateral and to the extent payable to the debtor or the secured party, insurance payable by reason of the loss or nonconformity of, defects or infringement of rights in, or damage to, the collateral.

(65) "Promissory note" means an instrument that evidences a promise to pay a monetary obligation, does not evidence an order to pay, and does not contain an acknowledgment by a bank that the bank has received for deposit a sum of money or funds.

(66) "Proposal" means a record authenticated by a secured party which includes the terms on which the secured party is willing to accept collateral in full or partial satisfaction of the obligation it secures pursuant to K.S.A. 2018 Supp. 84-9-620, 84-9-621 and 84-9-622, and amendments thereto.

(67) "Public organic record" means a record that is available to the public for inspection and is:

(A) A record consisting of the record initially filed with or issued by a state or the United States to form or organize an organization and any record filed with or issued by the state or the United States which amends or restates the initial record;

(B) an organic record of a business trust consisting of the record initially filed with a state and any record filed with the state which amends or restates the initial record, if a statute of the state governing business trusts requires that the record be filed with the state; or

(C) a record consisting of legislation enacted by the legislature of a state or the congress of the United States which forms or organizes an organization, any record amending the legislation and any record filed with or issued by the state or the United States which amends or restates the name of the organization.

(68) "Pursuant to commitment," with respect to an advance made or other value given by a secured party, means pursuant to the secured party's obligation, whether or not a subsequent event of default or other event not within the secured party's control has relieved or may relieve the secured party from its obligation.

(69) "Record," except as used in "for record," "of record," "record or legal title," and "record owner," means information that is inscribed on a tangible medium or which is stored in an electronic or other medium and is retrievable in perceivable form.

(70) "Registered organization" means an organization formed or organized solely under the law of a single state or the United States by the filing of a public organic record with, the issuance of a public organic record by, or the enactment of legislation by, the state or the United States. The term includes a business trust that is formed or organized under the law of a single state if a law of the state governing business trusts requires that the business trust's organic record be filed with the state. The term also includes a series of a registered organization if the series is an organization formed or organized under the law of a single state and the statute of the state governing the series

requires that the public organic record of the series be filed with the state.

- (71) "Secondary obligor" means an obligor to the extent that:
- (A) The obligor's obligation is secondary; or
 - (B) the obligor has a right of recourse with respect to an obligation secured by collateral against the debtor, another obligor, or property of either.
- (72) "Secured party" means:
- (A) A person in whose favor a security interest is created or provided for under a security agreement, whether or not any obligation to be secured is outstanding;
 - (B) a person that holds an agricultural lien;
 - (C) a consignor;
 - (D) a person to which accounts, chattel paper, payment intangibles, or promissory notes have been sold;
 - (E) a trustee, indenture trustee, agent, collateral agent, or other representative in whose favor a security interest or agricultural lien is created or provided for; or
 - (F) a person that holds a security interest arising under K.S.A. 84-2-401, 84-2-505, 84-2-711(3), 84-2a-508(5), 84-4-210 and 84-5-118, and amendments thereto.
- (73) "Security agreement" means an agreement that creates or provides for a security interest.
- (74) "Send," in connection with a record or notification, means:
- (A) To deposit in the mail, deliver for transmission, or transmit by any other usual means of communication, with postage or cost of transmission provided for, addressed to any address reasonable under the circumstances; or
 - (B) to cause the record or notification to be received within the time that it would have been received if properly sent under subparagraph (A).
- (75) "Software" means a computer program and any supporting information provided in connection with a transaction relating to the program. The term does not include a computer program that is included in the definition of goods.
- (76) "State" means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands or any territory or insular possession subject to the jurisdiction of the United States.
- (77) "Statutory lien" means liens created by K.S.A. 2-1319, 2-2608, 2-3007, 34-239, 47-836, 58-201, 58-203, 58-204, 58-207, 58-218, 58-220, 58-221, 58-241, 58-242, 58-2524, 58-2525, 58-2526, 58-2527 and 58-2528, and K.S.A. 2018 Supp. 84-7-209, and amendments thereto.
- (78) "Supporting obligation" means a letter-of-credit right or secondary obligation that supports the payment or performance of an account, chattel paper, a document, a general intangible, an instrument, or investment property.
- (79) "Tangible chattel paper" means chattel paper evidenced by a record or records consisting of information that is inscribed on a tangible medium.
- (80) "Termination statement" means an amendment of a financing statement which:
- (A) Identifies, by its file number, the initial financing statement to which it relates; and
 - (B) indicates either that it is a termination statement or that the identified financing statement is no longer effective.
- (81) "Transmitting utility" means a person primarily engaged in the business of:
- (A) Operating a railroad, subway, street railway, or trolley bus;
 - (B) transmitting communications electrically, electromagnetically, or by light;

- (C) transmitting goods by pipeline or sewer; or
 (D) transmitting or producing and transmitting electricity, steam, gas, or water.
- (b) **Definitions in other articles.** The following definitions in other articles apply to this article:
- | | |
|---|--|
| "Applicant" | K.S.A. 84-5-102,
and amendments thereto |
| "Beneficiary" | K.S.A. 84-5-102,
and amendments thereto |
| "Broker" | K.S.A. 84-8-102,
and amendments thereto |
| "Certificated security" | K.S.A. 84-8-102,
and amendments thereto |
| "Check" | K.S.A. 84-3-104,
and amendments thereto |
| "Clearing corporation" | K.S.A. 84-8-102,
and amendments thereto |
| "Contract for sale" | K.S.A. 84-2-106,
and amendments thereto |
| "Customer" | K.S.A. 84-4-104,
and amendments thereto |
| "Entitlement holder" | K.S.A. 84-8-102,
and amendments thereto |
| "Financial asset" | K.S.A. 84-8-102,
and amendments thereto |
| "Holder in due course" | K.S.A. 84-3-302,
and amendments thereto |
| "Issuer" (with respect to a letter
of credit or letter-of-credit
right) | K.S.A. 84-5-102,
and amendments thereto |
| "Issuer" (with respect to | |

a security)	K.S.A. 84-8-102, and amendments thereto
"Issuer" (with respect to documents of title)	K.S.A. 2018 Supp. 84-7-102, and amendments thereto
"Lease"	K.S.A. 84-2a-103, and amendments thereto
"Lease agreement"	K.S.A. 84-2a-103, and amendments thereto
"Lease contract"	K.S.A. 84-2a-103, and amendments thereto
"Leasehold interest"	K.S.A. 84-2a-103, and amendments thereto
"Lessee"	K.S.A. 84-2a-103, and amendments thereto
"Lessee in ordinary course of business"	K.S.A. 84-2a-103, and amendments thereto
"Lessor"	K.S.A. 84-2a-103, and amendments thereto
"Lessor's residual interest"	K.S.A. 84-2a-103, and amendments thereto
"Letter of credit"	K.S.A. 84-5-102, and amendments thereto

"Merchant"	K.S.A. 84-2-104, and amendments thereto
"Negotiable instrument"	K.S.A. 84-3-104, and amendments thereto
"Nominated person"	K.S.A. 84-5-102, and amendments thereto
"Note"	K.S.A. 84-3-104, and amendments thereto
"Proceeds of a letter of credit"	K.S.A. 84-5-114, and amendments thereto
"Prove"	K.S.A. 84-3-103, and amendments thereto
"Sale"	K.S.A. 84-2-106, and amendments thereto
"Securities account"	K.S.A. 84-8-501, and amendments thereto
"Securities intermediary"	K.S.A. 84-8-102, and amendments thereto
"Security"	K.S.A. 84-8-102, and amendments thereto

"Security certificate"	K.S.A. 84-8-102, and amendments thereto
"Security entitlement"	K.S.A. 84-8-102, and amendments thereto
"Uncertificated security"	K.S.A. 84-8-102, and amendments thereto

(c) **Article 1 of chapter 84 of the Kansas Statutes Annotated, and amendments thereto, definitions and principles.** Article 1 of chapter 84 of the Kansas Statutes Annotated, and amendments thereto, contains general definitions and principles of construction and interpretation applicable throughout this article.

Sec. 53. K.S.A. 2018 Supp. 17-1762 is hereby amended to read as follows: 17-1762. The following persons shall not be required to register with the secretary of state:

(a) State educational institutions under the control and supervision of the state board of regents, unified school districts, educational interlocals, educational cooperatives, area vocational-technical schools, all educational institutions that are accredited by a regional accrediting association or by an organization affiliated with the national commission of accrediting, any foundation having an established identity with any of the aforementioned educational institutions, any other educational institution confining its solicitation of contributions to the student body, alumni, faculty and trustees of such institution, and their families, or a library established under the laws of this state, provided that the annual financial report of such institution or library shall be filed with the attorney general;

(b) fraternal, patriotic, social, educational, alumni organizations and historical societies when solicitation of contributions is confined to their membership. This exemption shall be extended to any subsidiary of a parent or superior organization exempted by this subsection where such solicitation is confined to the membership of the subsidiary, parent or superior organization;

(c) persons requesting any contributions for the relief or benefit of any individual, specified by name at the time of the solicitation, if the contributions collected are turned over to the named beneficiary, first deducting reasonable expenses for costs of banquets, or social gatherings, if any, provided all fund raising functions are carried on by persons who are unpaid, directly or indirectly, for such services;

(d) any charitable organization which does not intend to solicit and receive and does not actually receive contributions in excess of \$10,000 during such organization's tax period, as defined by K.S.A. 17-7501, and amendments thereto, if all of such organization's fund-raising functions are carried on by persons who are unpaid for such services. However, if the gross contributions received by such charitable organization during any such tax period is in excess of \$10,000, such organization, within 30 days after the end of such tax period, shall register with the secretary of state as provided in

K.S.A. 17-1763, and amendments thereto;

(e) any incorporated community chest, united fund, united way or any charitable organization receiving an allocation from an incorporated community chest, united fund or united way;

(f) a bona fide organization of volunteer firemen, or a bona fide auxiliary or affiliate of such organization, if all fund-raising activities are carried on by members of such organization or an affiliate thereof and such members receive no compensation, directly or indirectly, therefor;

(g) any charitable organization operating a nursery for infants awaiting adoption if all fund-raising activities are carried on by members of such an organization or an affiliate thereof and such members receive no compensation, directly or indirectly, therefor;

(h) any corporation established by the federal congress that is required by federal law to submit annual reports of such corporation's activities to congress containing itemized accounts of all receipts and expenditures after being duly audited by the department of defense or other federal department;

(i) any girls' club which is affiliated with the girls' club of America, a corporation chartered by congress, if such an affiliate properly files the reports required by the girls' club of America and that the girls' club of America files with the government of the United States the reports required by such federal charter;

(j) any boys' club which is affiliated with the boys' club of America, a corporation chartered by congress, if such an affiliate properly files the reports required by the boys' club of America and that the boys' club of America files with the government of the United States the reports required by such federal charter;

(k) any corporation, trust or organization incorporated or established for religious purposes, or established for charitable, hospital or educational purposes and engaged in effectuating one or more of such purposes, that is affiliated with, operated by or supervised or controlled by a corporation, trust or organization incorporated or established for religious purposes, or to any other religious agency or organization which serves religion by the preservation of religious rights and freedom from persecution or prejudice or by fostering religion, including the moral and ethical aspects of a particular religious faith;

(l) the boy scouts of America and the girl scouts of America, including any regional or local organization affiliated therewith;

(m) the young men's christian association and the young women's christian association, including any regional or local organization affiliated therewith;

(n) any licensed medical care facility which is organized as a nonprofit corporation under the laws of this state;

(o) any licensed community mental health center or licensed mental health clinic;

(p) any licensed community center for people with intellectual disability and its affiliates as determined by the Kansas department for aging and disability services;

(q) any charitable organization of employees of a corporation whose principal gifts are made to an incorporated community chest, united fund or united way, and whose solicitation is limited to such employees;

(r) any community foundation or community trust to which deductible contributions can be made by individuals, corporations, public charities and private foundations, as well as other charitable organizations and governmental agencies for the

overall purposes of the foundation or to particular charitable and endowment funds established under agreement with the foundation or trust for the charitable benefit of the people of a specific geographic area and which is a nonprofit organization exempt from federal income taxation pursuant to section 501(a) of the internal revenue code of 1986, as in effect on the effective date of this act, by reason of qualification under section 501(c)(3) of the internal revenue code of 1986, as in effect on the effective date of this act, and which is deemed a publicly supported organization and not a private foundation within the meaning of section 509(a)(1) of the internal revenue code of 1986, as in effect on the effective date of this act;

(s) any charitable organization which does not intend to or does not actually solicit or receive contributions from more than 100 persons;

(t) any charitable organization the funds of which are used to support an activity of a municipality of this state; ~~and~~

(u) the junior league, including any local community organization affiliated therewith; and

(v) any charitable organization that is an animal shelter licensed pursuant to K.S.A. 47-1701 et seq., and amendments thereto.

Sec. 54. K.S.A. 17-76,135, and 17-76,138 and K.S.A. 2018 Supp. 17-1762, 17-7662, 17-7663, 17-7673, 17-7675, 17-7679, 17-7680, 17-7681, 17-7687, 17-7689, 17-7690, 17-7695, 17-7698, 17-76,106, 17-76,112, 17-76,113, 17-76,114, 17-76,116, 17-76,118, 17-76,136, 17-76,145, 17-7904, 17-7915, 17-7916, 17-7929 and 60-304 are hereby repealed.

Sec. 55. On and after July 1, 2020, K.S.A. 2018 Supp. 17-7675, as amended by section 16 of this act, 17-7679, as amended by section 18 of this act, 17-7680, as amended by section 20 of this act, 17-76,136, as amended by section 35 of this act, 17-76,139, 17-76,143, 17-76,146, 17-7904, as amended by section 42 of this act, 17-7918, 17-7923, 17-7933, 84-1-201 and 84-9-102 are hereby repealed.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking "recognition of tribal court judgments" and inserting "business entities; relating to charitable organizations; exemption from registration; animal shelters; limited liability companies; Kansas revised limited liability company act; business entity standard treatment act; amending K.S.A. 17-76,135 and 17-76,138 and K.S.A. 2018 Supp. 17-1762, 17-7662, 17-7663, 17-7673, 17-7675, 17-7675, as amended by section 16 of this act, 17-7679, 17-7679, as amended by section 18 of this act, 17-7680, 17-7680, as amended by section 20 of this act, 17-7681, 17-7687, 17-7689, 17-7690, 17-7695, 17-7698, 17-76,106, 17-76,112, 17-76,113, 17-76,114, 17-76,116, 17-76,118, 17-76,136, 17-76,136, as amended by section 35 of this act, 17-76,139, 17-76,143, 17-76,145, 17-76,146, 17-7904, 17-7904, as amended by section 42 of this act, 17-7915, 17-7916, 17-7918, 17-7923, 17-7929, 17-7933, 60-304, 84-1-201 and 84-9-102 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

RICHARD WILBORN

ERIC RUCKER

VIC MILLER

Conferees on part of Senate

FRED PATTON
 BRADLEY RALPH
 JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2039** was adopted.

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

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2177** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 3, in line 14, after "Annotated" by inserting ", and amendments thereto,";

On page 4, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 40-3305 is hereby amended to read as follows: 40-3305. (a) Every insurer-~~which that~~ is authorized to do business in this state and-~~which that~~ is a member of an insurance holding company system shall register with the commissioner of insurance, except a foreign insurer subject to registration requirements and standards adopted by statute or regulation in the jurisdiction of its domicile-~~which that~~ are substantially similar to those contained in this section. Any insurer-~~which that~~ is subject to registration under this section shall register within 15 days after it becomes subject to registration, and annually thereafter by May 1 of each year unless the commissioner of insurance for good cause shown extends the time for registration, and then within such extended time. The commissioner of insurance may require any authorized insurer-~~which that~~ is a member of an insurance holding company system and ~~which that~~ is not subject to registration under this section to furnish a copy of the

registration statement, the summary specified in subsection (c) or other information filed by such insurance company with the insurance regulatory authority of domiciliary jurisdiction.

(b) Pursuant to subsection (a), every insurer subject to registration shall file a registration statement on a form provided by the commissioner of insurance, ~~which that~~ shall contain current information about:

(1) The capital structure, general financial condition, ownership and management of the insurer and any person controlling the insurer;

(2) the identity and relationship of every member of the insurance holding company system;

(3) the following agreements in force and transactions currently outstanding or ~~which that~~ occurred during the last calendar year between such insurer and its affiliates:

(A) Loans, other investments, or purchases, sales or exchanges of securities of the affiliates by the insurer or of the insurer by its affiliates;

(B) purchases, sales; or exchanges of assets;

(C) transactions not in the ordinary course of business;

(D) guarantees or undertakings for the benefit of an affiliate ~~which that~~ result in an actual contingent exposure of the insurer's assets to liability, other than insurance contracts entered into in the ordinary course of the insurer's business;

(E) all management agreements, service contracts and cost sharing arrangements;

(F) reinsurance agreements;

(G) dividends and other distributions to shareholders; and

(H) consolidated tax allocation agreements;

(4) other matters concerning transactions between registered insurers and any affiliates as may be included from time to time in any registration forms adopted or approved by the commissioner of insurance;

(5) any pledge of the insurer's stock, including stock of any subsidiary or controlling affiliate, for a loan made to any member of the insurance holding company system;

(6) ~~if requested by the commissioner of insurance, the insurer shall include~~ financial statements of or within an insurance holding company system, including all affiliates, if requested by the commissioner of insurance. Financial statements may include, but are not limited to, annual audited financial statements filed with the U.S. securities and exchange commission (SEC) pursuant to the securities act of 1933, as amended, or the securities exchange act of 1934, as amended. An insurer required to file financial statements pursuant to this paragraph may satisfy the request by providing the commissioner of insurance with the most recently filed parent corporation financial statements that have been filed with the SEC;

(7) statements that the insurer's board of directors and principal officers oversee corporate governance and internal controls and that the insurer's principal officers have approved, implemented and continue to maintain and monitor corporate governance and internal control procedures; and

(8) any other information required by the commissioner of insurance by rules and regulations.

(c) All registration statements shall be accompanied by a summary outlining all items in the current registration statement representing changes from the prior registration statement.

(d) No information need be disclosed on the registration statement filed pursuant to subsection (b) if such information is not material for the purpose of this section. Unless the commissioner of insurance by rules and regulations or order provides otherwise, sales, purchases, exchanges, loans or extensions of credit, investments or guarantees, involving ~~5%~~ 0.5% or less of an insurer's admitted assets as of the December 31 immediately preceding shall be deemed immaterial for purposes of this section.

(e) Each registered insurer shall keep current the information required to be disclosed in such insurer's registration statement by reporting all material changes or additions on amendment forms provided by the commissioner of insurance within 15 days after the end of the month in which it learns of each such change or addition, except each registered insurer shall report all dividends and other distributions to shareholders within five business days following its declaration. Any such dividend or distribution shall not be paid for at least 10 business days from the commissioner's receipt of the notice of its declaration.

(f) Any person within an insurance holding company system subject to registration shall provide complete and accurate information to an insurer, where such information is reasonably necessary to enable the insurer to comply with the provisions of this act.

(g) The commissioner of insurance shall terminate the registration of any insurer ~~which that~~ demonstrates that such insurer no longer is a member of an insurance holding company system.

(h) The commissioner of insurance may require or allow two or more affiliated insurers subject to registration hereunder to file a consolidated registration statement.

(i) The commissioner of insurance may allow an insurer ~~which that~~ is authorized to do business in this state and ~~which that~~ is part of an insurance holding company system to register on behalf of any affiliated insurer ~~which that~~ is required to register under subsection (a) and to file all information and material required to be filed under this section.

(j) The provisions of this section shall not apply to any information or transaction if and to the extent the commissioner of insurance by rule and regulation or order ~~shall exempt~~ ~~exempts~~ the same from the provisions of this section.

(k) Any person may file with the commissioner of insurance a disclaimer of affiliation with any authorized insurer or such a disclaimer may be filed by such insurer or any member of an insurance holding company system. The disclaimer shall fully disclose all material relationships and bases for affiliation between such person and such insurer as well as the basis for disclaiming such affiliation. After a disclaimer has been filed, the insurer shall be relieved of any duty to register or report under this section which may arise out of the insurer's relationship with such person unless and until the commissioner of insurance disallows such a disclaimer. The commissioner of insurance shall disallow such a disclaimer only after furnishing all parties in interest with notice and opportunity to be heard in accordance with the provisions of the Kansas administrative procedure act.

(l) (1) Except as provided in paragraph (2), the ultimate controlling person of every insurer subject to registration also shall file an annual enterprise risk report. The report, to the best of the ultimate controlling person's knowledge and belief, shall identify the material risks within the insurance holding company system that could pose enterprise risk to the insurer. The report shall be appropriate to the nature, scale and complexity of the insurer. The report shall be filed with the lead state commissioner of insurance of the

insurance holding company system as determined by the procedures within the financial analysis handbook adopted by the national association of insurance commissioners. The first enterprise risk report shall be filed no later than May 1, 2015, and annually thereafter by May 1 of each year unless the commissioner of insurance extends the time for filing for good cause shown.

(2) The ultimate controlling person of ~~an~~ a domestic insurer that is authorized, admitted or eligible to engage in the business of insurance only in this state with total direct and assumed annual premiums of less than \$300 million is not required to submit an enterprise risk report under paragraph (1) unless the ultimate controlling person of the domestic insurer also controls other insurers that do not meet the requirements of this subsection. For the purposes of this subsection, an insurer is not considered to be authorized, admitted or eligible to engage in the business of insurance only in this state if the insurer directly or indirectly writes or assumes insurance in any other manner in another state.

(m) The failure of an insurer or an ultimate controlling person of the insurer to file a registration statement, any summary of the registration statement or enterprise risk filing within the specified time for filing shall be a violation by the insurer or by the ultimate controlling person of the insurer, as applicable.

Sec. 4. K.S.A. 2018 Supp. 40-2,118 is hereby amended to read as follows: 40-2,118. (a) For purposes of this act a "fraudulent insurance act" means an act committed by any person who, knowingly and with intent to defraud, presents, causes to be presented or prepares with knowledge or belief that it will be presented to or by an insurer, purported insurer, broker or any agent thereof, any written, electronic, electronic impulse, facsimile, magnetic, oral, or telephonic communication or statement as part of, or in support of, an application for the issuance of, or the rating of an insurance policy for personal or commercial insurance, or a claim for payment or other benefit pursuant to an insurance policy for commercial or personal insurance which such person knows to contain materially false information concerning any fact material thereto; or conceals, for the purpose of misleading, information concerning any fact material thereto.

(b) An insurer that has knowledge or a good faith belief that a fraudulent insurance act is being or has been committed shall provide to the commissioner, on a form prescribed by the commissioner, any and all information and such additional information relating to such fraudulent insurance act as the commissioner may require.

(c) Any other person ~~that~~ who has knowledge or a good faith belief that a fraudulent insurance act is being or has been committed may provide to the commissioner, on a form prescribed by the commissioner, any and all information and such additional information relating to such fraudulent insurance act as the commissioner may request.

(d) (1) Each insurer shall have antifraud initiatives reasonably calculated to detect fraudulent insurance acts. Antifraud initiatives may include fraud investigators, who may be insurer employees or independent contractors and an antifraud plan submitted to the commissioner no later than July 1, 2007. Each insurer that submits an antifraud plan shall notify the commissioner of any material change in the information contained in the antifraud plan within 30 days after such change occurs. Such insurer shall submit to the commissioner in writing the amended antifraud plan.

The requirement for submitting any antifraud plan, or any amendment thereof, to the

commissioner shall expire on the date specified in subsection (d)(2) unless the legislature reviews and reenacts the provisions of subsection (d)(2) prior to such date.

(2) Any antifraud plan, or any amendment thereof, submitted to the commissioner for informational purposes only shall be confidential and not be a public record and shall not be subject to discovery or subpoena in a civil action unless following an in camera review, the court determines that the antifraud plan is relevant and otherwise admissible under the rules of evidence set forth in article 4 of chapter 60 of the Kansas Statutes Annotated, and amendments thereto. The provisions of this paragraph shall expire on July 1, 2021, unless the legislature reviews and reenacts this provision prior to July 1, 2021.

(e) Except as otherwise specifically provided in K.S.A. 2018 Supp. 21-5812(a), and amendments thereto, and K.S.A. 44-5,125, and amendments thereto, a fraudulent insurance act shall constitute a severity level 6, nonperson felony if the amount involved is \$25,000 or more; a severity level 7, nonperson felony if the amount involved is at least \$5,000 but less than \$25,000; a severity level 8, nonperson felony if the amount involved is at least \$1,000 but less than \$5,000; and a class C nonperson misdemeanor if the amount involved is less than \$1,000. Any combination of fraudulent acts as defined in subsection (a) which occur in a period of six consecutive months which involves \$25,000 or more shall have a presumptive sentence of imprisonment regardless of its location on the sentencing grid block.

(f) In addition to any other penalty, a person who violates this statute shall be ordered to make restitution to the insurer or any other person or entity for any financial loss sustained as a result of such violation. An insurer shall not be required to provide coverage or pay any claim involving a fraudulent insurance act.

(g) For the purposes of this section:

(1) "Amount involved" means the greater of: (A) The actual pecuniary harm resulting from the fraudulent insurance act; (B) the pecuniary harm that was intended to result from the fraudulent insurance act; or (C) the intended pecuniary harm that would have been impossible or unlikely to occur, such as in a government sting operation or a fraud in which the claim for payment or other benefit pursuant to an insurance policy exceeded the allowed value. The aggregate dollar amount of the fraudulent claims submitted to the insurance company shall constitute prima facie evidence of the amount of intended loss and is sufficient to establish the aggregate amount involved in the fraudulent insurance act, if not rebutted; and

(2) "pecuniary harm" means harm that is monetary or that otherwise is readily measurable in money, and does not include emotional distress, harm to reputation or other non-economic harm.

(h) This act shall apply to all insurance applications, ratings, claims and other benefits made pursuant to any insurance policy.";

Also on page 4, in line 17, after "Supp." by inserting "40-2,118, 40-2,118a,"; also in line 17, by striking "is" and inserting "and 40-3305 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "to"; by striking lines 2 and 3; in line 4, by striking all before the second semicolon and inserting "the accounting treatment of certain derivative instruments used in hedging transactions; version of risk-based capital instructions in effect; exempting certain domestic insurers from filing enterprise risk reports; defining amount involved for fraudulent insurance acts"; in line

5, after "Supp." by inserting "40-2,118,"; also in line 5, after "40-2c01" by inserting "and 40-3305"; also in line 5, by striking "section" and inserting "sections; also repealing K.S.A. 2018 Supp. 40-2,118a";

And your committee on conference recommends the adoption of this report.

ROB OLSON

RICHARD BILLINGER

MARY WARE

Conferees on part of Senate

JENE VICKREY

TOM COX

CINDY NEIGHBOR

Conferees on part of House

On motion of Rep. Vickrey, the conference committee report on **HB 2177** was adopted.

On roll call, the vote was: Yeas 120; Nays 1; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Pittman.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2214** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Senate Substitute for House Bill No. 2214, as follows:

On page 2, in line 1, by striking "conventional"; in line 2, by striking the first "and" and inserting "or";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

DAN GODDARD

PAT PETTEY

Conferees on part of Senate

RICHARD PROEHL

JACK THIMESCH

HENRY HELGERSON

Conferees on part of House

On motion of Rep. Proehl, to adopt the conference committee report on **S Sub for HB 2214**, Rep. Moore offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Moore did not prevail and the question reverted back to the original motion of Rep. Proehl to adopt the conference committee report.

On motion of Rep. Proehl, the conference committee report on **S Sub for HB 2214** was adopted.

On roll call, the vote was: Yeas 80; Nays 41; Present but not voting: 0; Absent or not voting: 4.

Yeas: Arnberger, Awerkamp, Baker, Ballard, Barker, Bergquist, Bishop, Blex, Carlin, Carlson, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Long, Lusk, Lynn, Mason, Mastroni, Neighbor, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thompson, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams, Wolfe Moore.

Nays: Alcalá, Amyx, Benson, Burris, Burroughs, Capps, Carmichael, B. Carpenter, Clayton, Croft, Delperdang, Finney, Helgerson, Henderson, Highberger, Hodge, Horn, Kuether, Landwehr, Moore, Murnan, Ohaebosim, Orr, Ousley, Owens, Parker, Pittman, Probst, Ruiz, S., Stogsdill, Thomas, Toplikar, Vickrey, Victors, Ward, Warfield, Weigel, Whipple, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 63** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 2, following line 37, by inserting:

"Sec. 4. K.S.A. 2018 Supp. 8-1749a is hereby amended to read as follows: 8-1749a.

(a) No motor vehicle required to be registered in this state and ~~which that~~ is operated on the highways of this state shall be equipped with one-way glass or any sun screening device, as defined in K.S.A. 8-1749b, and amendments thereto, and used in conjunction

with windshields, side wings, side windows or rear windows that do not meet the following requirements:

(1) A sun screening device when used in conjunction with the windshield shall be nonreflective and shall not be red, yellow or amber in color. A sun screening device shall be used only along the top of the windshield and shall not extend downward beyond the AS1 line, which is clearly defined and marked;

(2) a sun screening device when used in conjunction with the side wings or side windows located at the immediate right and left of the driver, the side windows behind the driver and the rear most window shall be nonreflective; and

(3) the total light transmission shall not be less than 35% when a sun screening device is used in conjunction with other existing sun screening devices.

(b) Subsection (a)(3) shall not apply to a window of a law enforcement motor vehicle that is clearly identified as such by words or other symbols on the outside of the vehicle.

(c) The provisions of subsection (a) shall not apply to the installation, affixation or application of a clear, colorless and transparent material that may be installed, affixed or applied to the windshields, side wings, side windows or rear windows of a motor vehicle if the following conditions are met:

(1) The material has a minimum visible light transmittance of 78%;

(2) the window glazing with the material applied meets all requirements of federal motor vehicle safety standard no. 205, including the specified minimum light transmittance of 70% and the abrasion resistance of AS-14 glazing, as specified in that federal standard;

(3) the material is designed and manufactured to enhance the ability of the existing window glass to block the sun's harmful ultraviolet A or B rays;

(4) the driver or occupant of the vehicle possesses a signed statement from a licensed physician or licensed optometrist that:

(A) Identifies with reasonable specificity the driver or occupant of the vehicle; and

(B) states that, in the physician's or optometrist's professional opinion, the equipping of the vehicle with the material is necessary to safeguard the health of the driver or occupant of the vehicle; and

(5) if the material described in this subsection tears or bubbles, or is otherwise worn to prohibit clear vision, it shall be removed or replaced.

(d) Any driver who is issued a citation for failure to possess a signed statement pursuant to subsection (c)(4) shall have 60 days to either produce in court a signed statement or remove the material described in subsection (c). If such driver produces the signed statement or submits proof to the satisfaction of the court that the material described in subsection (c) has been removed, then the court shall dismiss the citation.

(e) The superintendent of the highway patrol may adopt such rules and regulations necessary to carry out the provisions of this section.

~~(f)~~ This section shall not prohibit labels, stickers or other informational signs that are required or permitted by state law.

~~(g)~~ No motor vehicle required to be registered in this state ~~which that~~ is operated on the highways of this state shall be equipped with head lamps ~~which that~~ are covered with any sun screening device, adhesive film or other glaze or application, which, when such lamps are not in operation, is highly reflective or otherwise nontransparent.

~~(h)~~ Any person convicted of violating the provisions of this section shall be

guilty of a misdemeanor.

Sec. 5. K.S.A. 2018 Supp. 8-15,100 is hereby amended to read as follows: 8-15,100. (a) Except as provided in subsection (b), ~~(c) or (d)~~, it shall be unlawful for any person to operate an all-terrain vehicle: (1) On any interstate highway, federal highway or state highway; or (2) within the corporate limits of any city unless authorized by such city.

(b) Notwithstanding the provisions of subsection (a), all-terrain vehicles owned and operated by a county noxious weed department, or all-terrain vehicles owned and operated by persons contracting with a county noxious weed department or the Kansas department of transportation may be allowed to operate such all-terrain vehicles upon the right-of-way of any federal highway or state highway for the purpose of eradicating noxious weeds and such all-terrain vehicles may be operated incidentally upon such federal highway or state highway.

(c) Notwithstanding the provisions of subsection (a), all-terrain vehicles may be operated to cross a federal highway or state highway.

(d) Notwithstanding the provisions of subsection (a)(1), persons engaged in agricultural purposes may operate an all-terrain vehicle on a federal highway or state highway under the following conditions:

(1) The operator of the all-terrain vehicle must be a licensed driver and be operating within the restrictions of the operator's license;

(2) the federal highway or state highway must have a posted speed limit of 65 miles per hour or less;

(3) the operator of the all-terrain vehicle must operate the all-terrain vehicle as near to the right side of the roadway as practicable, except when making or preparing to make a left turn; and

(4) the purpose of the trip using the all-terrain vehicle must be for agricultural purposes.

(e) No all-terrain vehicle shall be operated on any public highway, street or road between sunset and sunrise unless equipped with lights as required by law for motorcycles.

~~(f)~~ This section shall be part of and supplemental to the uniform act regulating traffic on highways.

Sec. 6. K.S.A. 2018 Supp. 8-15,109 is hereby amended to read as follows: 8-15,109. (a) It shall be unlawful for any person to operate a work-site utility vehicle: (1) On any interstate highway, federal highway or state highway; or (2) within the corporate limits of any city unless authorized by such city.

(b) Notwithstanding the provisions of subsection (a), work-site utility vehicles may be operated to cross a federal highway or state highway.

(c) Notwithstanding the provisions of subsection (a)(1), persons engaged in agricultural purposes may operate a work-site utility vehicle on a federal highway or state highway under the following conditions:

(1) The operator of the work-site utility vehicle must be a licensed driver and be operating within the restrictions of the operator's license;

(2) the federal highway or state highway must have a posted speed limit of 65 miles per hour or less;

(3) the operator of the work-site utility vehicle must operate the work-site utility vehicle as near to the right side of the roadway as practicable, except when making or

preparing to make a left turn; and

(4) the purpose of the trip using the work-site utility vehicle must be for agricultural purposes.

(d) No work-site utility vehicle shall be operated on any public highway, street or road between sunset and sunrise unless equipped with lights as required by law for motorcycles.

~~(c)~~ This section shall be part of and supplemental to the uniform act regulating traffic on highways.

New Sec. 7. "Electric-assisted scooter" means every self-propelled vehicle that has at least two wheels in contact with the ground, an electric motor, handlebars, a brake and a deck that is designed to be stood upon when riding.

New Sec. 8. (a) It shall be unlawful for any person to operate an electric-assisted scooter on any interstate highway, federal highway or state highway.

(b) Notwithstanding the provisions of subsection (a), traffic regulations applicable to bicycles shall apply to electric-assisted scooters.

(c) The governing body of a city or county may adopt an ordinance or resolution that further restricts or prohibits the operation of electric-assisted scooters on any public highway, street or sidewalk within such city or county.

(d) Except as otherwise provided in subsection (c), the provisions of subsection (a) shall not prohibit an electric-assisted scooter from crossing a federal or state highway.

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

Sec. 9. K.S.A. 2018 Supp. 8-126 is hereby amended to read as follows: 8-126. The following words and phrases when used in this act shall have the meanings respectively ascribed to them herein:

(a) "All-terrain vehicle" means any motorized nonhighway vehicle 50 inches or less in width, having a dry weight of 1,500 pounds or less, traveling on three or more nonhighway tires.

(b) "Autocycle" means a three-wheel motorcycle that has a steering wheel and seating that does not require the operator to straddle or sit astride it.

(c) "Commission" or "state highway commission" means the director of vehicles of the department of revenue.

(d) "Contractor" means a person, partnership, corporation, local government, county government, county treasurer or other state agency that has contracted with the department to provide services associated with vehicle functions.

(e) "Department" or "motor vehicle department" or "vehicle department" means the division of vehicles of the department of revenue, acting directly or through its duly authorized officers and agents. When acting on behalf of the department of revenue pursuant to this act, a county treasurer shall be deemed to be an agent of the state of Kansas.

(f) "Division" means the division of vehicles of the department of revenue.

(g) "Electric-assisted scooter" means every self-propelled vehicle that has at least two wheels in contact with the ground, an electric motor, handlebars, a brake and a deck that is designed to be stood upon when riding.

~~(g)~~(h) "Electric personal assistive mobility device" means a self-balancing two nontandem wheeled device, designed to transport only one person, with an electric propulsion system that limits the maximum speed of the device to 15 miles per hour or

less.

~~(h)~~(i) "Electric vehicle" means a vehicle that is powered by an electric motor drawing current from rechargeable storage batteries or other portable electrical energy storage devices, provided the recharge energy must be drawn from a source off the vehicle, such as, but not limited to:

- (1) Residential electric service;
- (2) an electric vehicle charging station, also called an EV charging station, an electric recharging point, a charging point, EVSE (Electric Vehicle Supply Equipment) or a public charging station.

~~(h)~~(j) "Electronic certificate of title" means any electronic record of ownership, including any lien or liens that may be recorded, retained by the division in accordance with K.S.A. 2018 Supp. 8-135d, and amendments thereto.

~~(h)~~(k) "Electronic notice of security interest" means the division's online internet program ~~which that~~ enables a dealer or secured party to submit a notice of security interest as defined in this section, and to cancel the notice or release the security interest using the program. This program is also known as the Kansas lien or KSelien.

~~(h)~~(l) "Farm tractor" means every motor vehicle designed and used as a farm implement power unit operated with or without other attached farm implements in any manner consistent with the structural design of such power unit.

~~(h)~~(m) "Farm trailer" means every trailer and semitrailer as those terms are defined in this section, designed and used primarily as a farm vehicle.

~~(h)~~(n) "Foreign vehicle" means every motor vehicle, trailer, or semitrailer ~~which that~~ shall be brought into this state otherwise than in ordinary course of business by or through a manufacturer or dealer and ~~which~~ has not been registered in this state.

~~(h)~~(o) "Golf cart" means a motor vehicle that has not less than three wheels in contact with the ground, an unladen weight of not more than 1,800 pounds, is designed to be and is operated at not more than 25 miles per hour and is designed to carry not more than four persons including the driver.

~~(h)~~(p) "Highway" means every way or place of whatever nature open to the use of the public as a matter of right for the purpose of vehicular travel. The term "highway" shall not be deemed to include a roadway or driveway upon grounds owned by private owners, colleges, universities or other institutions.

~~(h)~~(q) "Implement of husbandry" means every vehicle designed or adapted and used exclusively for agricultural operations, including feedlots, and only incidentally moved or operated upon the highways. Such term shall include, but not be limited to:

- (1) A farm tractor;
- (2) a self-propelled farm implement;
- (3) a fertilizer spreader, nurse tank or truck permanently mounted with a spreader used exclusively for dispensing or spreading water, dust or liquid fertilizers or agricultural chemicals, as defined in K.S.A. 2-2202, and amendments thereto, regardless of ownership;
- (4) a truck mounted with a fertilizer spreader used or manufactured principally to spread animal dung;
- (5) a mixer-feed truck owned and used by a feedlot, as defined in K.S.A. 47-1501, and amendments thereto, and specially designed and used exclusively for dispensing food to livestock in such feedlot.

~~(h)~~(r) "Lien" means a security interest as defined in this section.

~~(s)~~(s) "Lightweight roadable vehicle" means a multipurpose motor vehicle that is allowed to be driven on public roadways and is required to be registered with, and flown under the direction of, the federal aviation administration.

~~(t)~~(t) "Manufacturer" means every person engaged in the business of manufacturing motor vehicles, trailers or semitrailers.

~~(u)~~(u) "Micro utility truck" means any motor vehicle ~~which~~ that is not less than 48 inches in width, has an overall length, including the bumper, of not more than 160 inches, has an unladen weight, including fuel and fluids, of more than 1,500 pounds, can exceed 40 miles per hour as originally manufactured and is manufactured with a metal cab. "Micro utility truck" does not include a work-site utility vehicle or recreational off-highway vehicle.

~~(v)~~(v) "Motor vehicle" means every vehicle, other than a motorized bicycle or a motorized wheelchair, ~~which~~ that is self-propelled.

~~(w)~~(w) "Motorcycle" means every motor vehicle, including autocycles, designed to travel on not more than three wheels in contact with the ground, except any such vehicle as may be included within the term "tractor" as defined in this section.

~~(x)~~(x) "Motorized bicycle" means every device having two tandem wheels or three wheels, ~~which~~ that may be propelled by either human power or helper motor, or by both, and ~~which~~ has:

- (1) A motor which produces not more than 3.5 brake horsepower;
- (2) a cylinder capacity of not more than 130 cubic centimeters;
- (3) an automatic transmission; and
- (4) the capability of a maximum design speed of no more than 30 miles per hour.

~~(y)~~(y) "Motorized wheelchair" means any self-propelled vehicle designed specifically for use by a physically disabled person and such vehicle is incapable of a speed in excess of 15 miles per hour.

~~(z)~~(z) "New vehicle dealer" means every person actively engaged in the business of buying, selling or exchanging new motor vehicles, travel trailers, trailers or vehicles and who holds a dealer's contract therefor from a manufacturer or distributor and who has an established place of business in this state.

~~(aa)~~(aa) "Nonresident" means every person who is not a resident of this state.

~~(bb)~~(bb) "Notice of security interest" means a notification to the division from a dealer or secured party of a purchase money security interest as provided in article 9 of chapter 84 of the Kansas Statutes Annotated, and amendments thereto, upon a vehicle ~~which~~ that has been sold and delivered to the purchaser describing the vehicle and showing the name, address and acknowledgment of the secured party as well as the name and address of the debtor or debtors and other information the division requires.

~~(cc)~~(cc) "Oil well servicing, oil well clean-out or oil well drilling machinery or equipment" means a vehicle constructed as a machine used exclusively for servicing, cleaning-out or drilling an oil well and consisting in general of a mast, an engine for power, a draw works and a chassis permanently constructed or assembled for one or more of those purposes. The passenger capacity of the cab of a vehicle shall not be considered in determining whether such vehicle is oil well servicing, oil well clean-out or oil well drilling machinery or equipment.

~~(dd)~~(dd) "Owner" means a person who holds the legal title of a vehicle, or in the event a vehicle is the subject of an agreement for the conditional sale thereof with the right of purchase upon performance of the conditions stated in the agreement and with

an immediate right of possession vested in the conditional vendee or in the event a vehicle is subject to a lease of 30 days or more with an immediate right of possession vested in the lessee; or in the event a party having a security interest in a vehicle is entitled to possession, then such conditional vendee or lessee or secured party shall be deemed the owner for the purpose of this act.

~~(dd)~~(ce) "Passenger vehicle" means every motor vehicle, as defined in this section, ~~which that~~ is designed primarily to carry 10 or fewer passengers, and ~~which~~ is not used as a truck.

~~(ee)~~(ff) "Person" means every natural person, firm, partnership, association or corporation.

~~(ff)~~(gg) "Pole trailer" means any two-wheel vehicle used as a trailer with bolsters that support the load, and do not have a rack or body extending to the tractor drawing the load.

~~(gg)~~(hh) "Recreational off-highway vehicle" means any motor vehicle more than 50 but not greater than 64 inches in width, having a dry weight of 2,000 pounds or less, traveling on four or more nonhighway tires.

~~(hh)~~(ii) "Road tractor" means every motor vehicle designed and used for drawing other vehicles, and not so constructed as to carry any load thereon independently, or any part of the weight of a vehicle or load so drawn.

~~(ii)~~(jj) "Self-propelled farm implement" means every farm implement designed for specific use applications with its motive power unit permanently incorporated in its structural design.

~~(jj)~~(kk) "Semitrailer" means every vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests upon or is carried by another vehicle.

~~(kk)~~(ll) "Specially constructed vehicle" means any vehicle ~~which that~~ shall not have been originally constructed under a distinctive name, make, model or type, or ~~which that~~, if originally otherwise constructed shall have been materially altered by the removal of essential parts, or by the addition or substitution of essential parts, new or used, derived from other vehicles or makes of vehicles.

~~(ll)~~(mm) "Trailer" means every vehicle without motive power designed to carry property or passengers wholly on its own structure and to be drawn by a motor vehicle.

~~(mm)~~(nn) "Travel trailer" means every vehicle without motive power designed to be towed by a motor vehicle constructed primarily for recreational purposes.

~~(nn)~~(oo) "Truck" means a motor vehicle ~~which that~~ is used for the transportation or delivery of freight and merchandise or more than 10 passengers.

~~(oo)~~(pp) "Truck tractor" means every motor vehicle designed and used primarily for drawing other vehicles, and not so constructed as to carry a load other than a part of the weight of the vehicle or load so drawn.

~~(pp)~~(qq) "Used vehicle dealer" means every person actively engaged in the business of buying, selling or exchanging used vehicles, and having an established place of business in this state and who does not hold a dealer's contract for the sale of new motor vehicles, travel trailers or vehicles.

~~(qq)~~(rr) "Vehicle" means every device in, upon or by which any person or property is or may be transported or drawn upon a public highway, excepting electric personal assistive mobility devices or devices moved by human power or used exclusively upon stationary rails or tracks.

~~(#)~~(ss) "Vehicle functions" means services relating to the application, processing, auditing or distribution of original or renewal vehicle registrations, certificates of title, driver's licenses and division-issued identification cards associated with services and functions set out in articles 1, 2 and 13 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto. "Vehicle functions" may also include personal property taxation duties set out in article 51 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, and other vehicle-related events described in article 1 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto.

~~(ss)~~(tt) "Work-site utility vehicle" means any motor vehicle ~~which~~ that is not less than 48 inches in width, has an unladen weight, including fuel and fluids, of more than 800 pounds and is equipped with four or more nonhighway tires, a steering wheel and bench or bucket-type seating allowing at least two people to sit side-by-side, and may be equipped with a bed or cargo box for hauling materials. "Work-site utility vehicle" does not include a micro utility truck or recreational off-highway vehicle.

Sec. 10. K.S.A. 2018 Supp. 8-128 is hereby amended to read as follows: 8-128. (a) The following need not be registered under this act, any:

- (1) Implement of husbandry;
- (2) all-terrain vehicle;
- (3) micro utility truck;
- (4) golf cart;
- (5) work-site utility vehicle;
- (6) road roller or road machinery temporarily operated or moved upon the highways;
- (7) municipally owned fire truck;
- (8) privately owned fire truck subject to a mutual aid agreement with a municipality;
- (9) school bus owned and operated by a school district or a nonpublic school ~~which~~ that has the name of the municipality, school district or nonpublic school plainly painted thereon;
- (10) farm trailer used in carrying not more than 6,000 pounds owned by a person engaged in farming, which trailer is used exclusively by the owner to transport agricultural products produced by such owner or commodities purchased by the owner for use on the farm owned or rented by the owner of such trailer and the weight of any such farm trailer, plus the cargo weight of 6,000 pounds or less, shall not be considered in determining the gross weight for which the truck or truck tractor propelling the same shall be registered; ~~or~~
- (11) farm trailer used and designed for transporting hay or forage from a field to a storage area or from a storage area to a feedlot, ~~which~~ that is only incidentally moved or operated upon the highways, except that this paragraph shall not apply to a farm semitrailer; or
- (12) electric-assisted scooter.

(b) Self-propelled cranes where the crane operator on a job site operates the controls of such crane from a permanent housing or module on the crane and the crane is not used for the transportation of property, except the property that is required for the operation of the crane itself and earth moving equipment ~~which~~ that are equipped with pneumatic tires may be moved on the highways of this state from one job location to another, or to or from places of storage, delivery or repair, without complying with the

provisions of the law relating to registration and display of license plates but shall comply with all the other requirements of the law relating to motor vehicles.

(c) Oil well servicing, oil well clean-out or oil well drilling machinery or equipment need not be registered under this act but shall comply with all the other requirements of the law relating to motor vehicles.

(d) A truck permanently mounted with a hydraulic concrete pump and placing boom may be moved on the highways of this state from one job location to another, or to or from places of storage delivery or repair, without being registered under this act, but shall comply with all the other requirements of the law relating to motor vehicles. The provisions of this subsection shall not apply to ready-mix concrete trucks.

Sec. 11. K.S.A. 2018 Supp. 8-1486 is hereby amended to read as follows: 8-1486. K.S.A. 8-1402a, 8-1414a, 8-1439c, 8-1458a, 8-1459a, 8-1475a, 8-1487, 8-1488, 8-1489 and 8-1490, and amendments thereto, and K.S.A. 2018 Supp. 8-1491, 8-1492, 8-1493, 8-1494, 8-1495, 8-1496 and, 8-1497 and section 7, and amendments thereto, shall be a part of, and supplemental to, the uniform act regulating traffic on highways.

Sec. 12. K.S.A. 2018 Supp. 8-2118 is hereby amended to read as follows: 8-2118. (a) A person charged with a traffic infraction shall, except as provided in subsection (b), appear at the place and time specified in the notice to appear. If the person enters an appearance, waives right to trial, pleads guilty or no contest, the fine shall be no greater than that specified in the uniform fine schedule in subsection (c) and court costs shall be taxed as provided by law.

(b) Prior to the time specified in the notice to appear, a person charged with a traffic infraction may enter a written appearance, waive right to trial, plead guilty or no contest and pay the fine for the violation as specified in the uniform fine schedule in subsection (c) and court costs provided by law. Payment may be made in any manner accepted by the court. The traffic citation shall not have been complied with if the payment is not honored for any reason, or if the fine and court costs are not paid in full. When a person charged with a traffic infraction makes payment without executing a written waiver of right to trial and plea of guilty or no contest, the payment shall be deemed such an appearance, waiver of right to trial and plea of no contest.

(c) The following uniform fine schedule shall apply uniformly throughout the state but shall not limit the fine which that may be imposed following a court appearance, except an appearance made for the purpose of pleading and payment as permitted by subsection (a). The description of offense contained in the following uniform fine schedule is for reference only and is not a legal definition.

<i>Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
Refusal to submit to a preliminary breath test	8-1012	\$105
Unsafe speed for prevailing conditions	8-1557	\$75
Exceeding maximum speed limit; or speeding in zone posted by the state department of transportation; or speeding in locally posted zone	8-1558 to 8-1560 8-1560a or 8-1560b	1-10 mph over the limit, \$45 11-20 mph over the limit, \$45 plus \$6 per mph over 10 mph over the limit;

		21-30 mph over the limit, \$105 plus \$9 per mph over 20 mph over the limit; 31 and more mph over the limit, \$195 plus \$15 per mph over 30 mph over the limit;
Disobeying traffic control device	8-1507	\$75
Violating traffic control signal	8-1508	\$75
Violating pedestrian control signal	8-1509	\$45
Violating flashing traffic signals	8-1510	\$75
Violating lane-control signal	8-1511	\$75
Unauthorized sign, signal, marking or device	8-1512	\$45
Driving on left side of roadway	8-1514	\$75
Failure to keep right to pass oncoming vehicle	8-1515	\$75
Improper passing; increasing speed when passed	8-1516	\$75
Improper passing on right	8-1517	\$75
Passing on left with insufficient clearance	8-1518	\$75
Driving on left side where curve, grade, intersection railroad crossing, or obstructed view	8-1519	\$75
Driving on left in no-passing zone	8-1520	\$75
Unlawful passing of stopped emergency vehicle	8-1520a	\$75
Driving wrong direction on one-way road	8-1521	\$75
Improper driving on laned roadway	8-1522	\$75
Following too close	8-1523	\$75
Improper crossover on divided highway	8-1524	\$45
Failure to yield right-of-way at uncontrolled intersection	8-1526	\$75
Failure to yield to approaching vehicle when turning left	8-1527	\$75
Failure to yield at stop or	8-1528	\$75

yield sign		
Failure to yield from private road or driveway	8-1529	\$75
Failure to yield to emergency vehicle	8-1530	\$195
Failure to yield to pedestrian or vehicle working on roadway	8-1531	\$105
Failure to comply with restrictions in road construction zone	8-1531a	\$45
Disobeying pedestrian traffic control device	8-1532	\$45
Failure to yield to pedestrian in crosswalk; pedestrian suddenly entering roadway; passing vehicle stopped for pedestrian at crosswalk	8-1533	\$75
Improper pedestrian crossing	8-1534	\$45
Failure to exercise due care in regard to pedestrian	8-1535	\$45
Improper pedestrian movement in crosswalk	8-1536	\$45
Improper use of roadway by pedestrian	8-1537	\$45
Soliciting ride or business on roadway	8-1538	\$45
Driving through safety zone	8-1539	\$45
Failure to yield to pedestrian on sidewalk	8-1540	\$45
Failure of pedestrian to yield to emergency vehicle	8-1541	\$45
Failure to yield to blind pedestrian	8-1542	\$45
Pedestrian disobeying bridge or railroad signal	8-1544	\$45
Improper turn or approach	8-1545	\$75
Improper "U" turn	8-1546	\$75
Unsafe starting of stopped vehicle	8-1547	\$45
Unsafe turning or stopping, failure to give proper signal; using turn signal unlawfully	8-1548	\$75
Improper method of giving notice of intention to turn	8-1549	\$45

Improper hand signal	8-1550	\$45
Failure to stop or obey road crossing signal	8-1551	\$195
Failure to stop at railroad crossing stop sign	8-1552	\$135
Certain hazardous vehicles failure to stop at railroad crossing	8-1553	\$195
Improper moving of heavy equipment at railroad crossing	8-1554	\$75
Vehicle emerging from alley, private roadway, building or driveway	8-1555	\$75
Improper passing of school bus; improper use of school bus signals	8-1556	\$315
Improper passing of church or day-care bus; improper use of signals	8-1556a	\$195
Impeding normal traffic by slow speed	8-1561	\$45
Speeding on motor-driven cycle	8-1562	\$75
Speeding in certain vehicles or on posted bridge	8-1563	\$45
Improper stopping, standing or parking on roadway	8-1569	\$45
Parking, standing or stopping in prohibited area	8-1571	\$45
Improper parking	8-1572	\$45
Unattended vehicle	8-1573	\$45
Improper backing	8-1574	\$45
Driving on sidewalk	8-1575	\$45
Driving with view or driving mechanism obstructed	8-1576	\$45
Unsafe opening of vehicle door	8-1577	\$45
Riding in house trailer	8-1578	\$45
Unlawful riding on vehicle	8-1578a	\$75
Improper driving in defiles, canyons, or on grades	8-1579	\$45
Coasting	8-1580	\$45
Following fire apparatus too closely	8-1581	\$75
Driving over fire hose	8-1582	\$45
Putting glass, etc., on high-	8-1583	\$105

way		
Driving into intersection, crosswalk, or crossing without sufficient space on other side	8-1584	\$45
Improper operation of snow- mobile on highway	8-1585	\$45
Parental responsibility of child riding bicycle	8-1586	\$45
Not riding on bicycle seat; too many persons on bicycle	8-1588	\$45
Clinging to other vehicle	8-1589	\$45
Improper riding of bicycle on roadway	8-1590	\$45
Carrying articles on bicycle; one hand on handlebars	8-1591	\$45
Improper bicycle lamps, brakes or reflectors	8-1592	\$45
Improper operation of mo- torcycle; seats; passen- gers, bundles	8-1594	\$45
Improper operation of motor cycle on laned roadway	8-1595	\$75
Motorcycle clinging to other vehicle	8-1596	\$45
Improper motorcycle handle- bars or passenger equipment	8-1597	\$75
Motorcycle helmet and eye- protection requirements	8-1598	\$45
Unlawful operation of all-ter- rain vehicle	8-15,100	\$75
Unlawful operation of low-speed vehicle	8-15,101	\$75
Littering	8-15,102	\$115
Disobeying school crossing guard	8-15,103	\$75
Unlawful operation of micro utility truck	8-15,106	\$75
Failure to remove vehicles in accidents	8-15,107	\$75
Unlawful operation of golf cart	8-15,108	\$75
Unlawful operation of work- site utility vehicle	8-15,109	\$75
Unlawful display of license	8-15,110	\$60

plate		
Unlawful text messaging	8-15,111	\$60
Unlawful passing of a waste collection vehicle	8-15,112	\$45
<u>Unlawful operation of electric-assisted scooter</u>	<u>section 8</u>	<u>\$45</u>
Equipment offenses that are not misdemeanors	8-1701	\$75
Driving without lights when needed	8-1703	\$45
Defective headlamps	8-1705	\$45
Defective tail lamps	8-1706	\$45
Defective reflector	8-1707	\$45
Improper stop lamp or turn signal	8-1708	\$45
Improper lighting equipment on certain vehicles	8-1710	\$45
Improper lamp color on certain vehicles	8-1711	\$45
Improper mounting of reflectors and lamps on certain vehicles	8-1712	\$45
Improper visibility of reflectors and lamps on certain vehicles	8-1713	\$45
No lamp or flag on projecting load	8-1715	\$75
Improper lamps on parked vehicle	8-1716	\$45
Improper lights, lamps, reflectors and emblems on farm tractors or slow-moving vehicles	8-1717	\$45
Improper lamps and equipment on implements of husbandry, road machinery or animal-drawn vehicles	8-1718	\$45
Unlawful use of spot, fog, or auxiliary lamp	8-1719	\$45
Improper lamps or lights on emergency vehicle	8-1720	\$45
Improper stop or turn signal	8-1721	\$45
Improper vehicular hazard warning lamp	8-1722	\$45
Unauthorized additional lighting equipment	8-1723	\$45

Improper multiple-beam lights	8-1724	\$45
Failure to dim headlights	8-1725	\$75
Improper single-beam headlights	8-1726	\$45
Improper speed with alternate lighting	8-1727	\$45
Improper number of driving lamps	8-1728	\$45
Unauthorized lights and signals	8-1729	\$45
Improper school bus lighting equipment and warning devices	8-1730	\$45
Unauthorized lights and devices on church or day-care bus	8-1730a	\$45
Improper lights on highway construction or maintenance vehicles	8-1731	\$45
Defective brakes	8-1734	\$45
Defective or improper use of horn or warning device	8-1738	\$45
Defective muffler	8-1739	\$45
Defective mirror	8-1740	\$45
Defective wipers; obstructed windshield or windows	8-1741	\$45
Improper tires	8-1742	\$45
Improper flares or warning devices	8-1744	\$45
Improper use of vehicular hazard warning lamps and devices	8-1745	\$45
Improper air-conditioning equipment	8-1747	\$45
Improper safety belt or shoulder harness	8-1749	\$45
Improper wide-based single tires	8-1742b	\$75
Improper compression release engine braking system	8-1761	\$75
Defective motorcycle headlamp	8-1801	\$45
Defective motorcycle tail lamp	8-1802	\$45
Defective motorcycle reflector	8-1803	\$45

Defective motorcycle stop lamps and turn signals	8-1804	\$45
Defective multiple-beam lighting	8-1805	\$45
Improper road-lighting equipment on motor-driven cycles	8-1806	\$45
Defective motorcycle or motor-driven cycle brakes	8-1807	\$45
Improper performance ability of brakes	8-1808	\$45
Operating motorcycle with disapproved braking system	8-1809	\$45
Defective horn, muffler, mirrors or tires	8-1810	\$45
Unlawful statehouse parking	75-4510a	\$30
Exceeding gross weight of vehicle or combination	8-1909	Pounds Overweight up to 1000\$40
per pound		1001 to 2000.....3¢
per pound		2001 to 5000.....5¢
per pound		5001 to 7500.....7¢
per pound		7501 and over.....10¢
Exceeding gross weight on any axle or tandem, triple or quad axles	8-1908	Pounds Overweight up to 1000\$40
per pound		1001 to 2000.....3¢
per pound		2001 to 5000.....5¢
per pound		5001 to 7500.....7¢
per pound		7501 and over.....10¢
Failure to obtain proper registration, clearance or to have current certification	66-1324	\$287
Insufficient liability insurance for motor carriers	66-1,128 or 66-1314	\$137
Failure to obtain interstate motor fuel tax authorization	79-34,122	\$137
No authority as private or	66-1,111	\$137

common carrier		
Violation of motor carrier safety rules and regulations, except for violations specified in K.S.A. 66-1,130(b)(2), and amendments thereto	66-1,129	\$115

(d) Traffic offenses classified as traffic infractions by this section shall be classified as ordinance traffic infractions by those cities adopting ordinances prohibiting the same offenses. A schedule of fines for all ordinance traffic infractions shall be established by the municipal judge in the manner prescribed by K.S.A. 12-4305, and amendments thereto. Such fines may vary from those contained in the uniform fine schedule contained in subsection (c).

(e) Fines listed in the uniform fine schedule contained in subsection (c) shall be doubled if a person is convicted of a traffic infraction, which is defined as a moving violation in accordance with rules and regulations adopted pursuant to K.S.A. 8-249, and amendments thereto, committed within any road construction zone as defined in K.S.A. 8-1458a, and amendments thereto.

(f) For a second violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after a prior conviction of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 1½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years, after two prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined two times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after three prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 2½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c).

(g) Fines listed in the uniform fine schedule contained in subsection (c) relating to exceeding the maximum speed limit, shall be doubled if a person is convicted of exceeding the maximum speed limit in a school zone authorized under K.S.A. 8-1560(a)(4), and amendments thereto.

(h) For a second violation of K.S.A. 8-1556, and amendments thereto, within five years after a prior conviction of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$750 for the second violation. For a third and each succeeding violation of K.S.A. 8-1556, and amendments thereto, within five years after two prior convictions of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$1,000 for the third and each succeeding violation.";

Also on page 2, in line 38, after "Supp." by inserting "8-126, 8-128, 8-1486, 8-15,100, 8-15,109,"; also in line 38, after "8-1729" by inserting ", 8-1749a and 8-2118";

And by renumbering sections accordingly;

utility vehicles to operate on a federal or state highway under certain conditions; regulating the use of electric-assisted scooters, definitions, requirements, penalty;"; in line 5, after "Supp." by inserting "8-126, 8-128, 8-1486, 8-15,100, 8-15,109,"; also in line 5, after "8-1729" by inserting ", 8-1749a and 8-2118";

And your committee on conference recommends the adoption of this report.

RICHARD PROEHL

JACK THIMESCH

Conferees on part of House

MIKE PETERSEN

DAN GODDARD

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Proehl, the conference committee report on **SB 63** was adopted.

On roll call, the vote was: Yeas 101; Nays 20; Present but not voting: 0; Absent or not voting: 4.

Yeas: Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Eplee, Esau, Finch, Francis, French, Garber, Gartner, Hawkins, Helmer, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Neighbor, Orr, Ousley, Owens, Pannacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warren, Wasinger, Waymaster, Wheeler, Whipple, K. Williams, Woodard.

Nays: Alcala, Carmichael, Clayton, Ellis, Finney, Frownfelter, Helgerson, Henderson, Hodge, Kuether, Murnan, Ohaebosim, Ruiz, S., Stogsdill, Ward, Warfield, Weigel, Winn, Wolfe Moore, Xu.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Ruiz, L., Schreiber.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Proehl to concur in Senate amendments to **HB 2246**, the motion did not prevail, and the bill remains in conference.

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

Yeas: Awerkamp, Garber, Houser, Mason, Moore, Smith, E., Toplikar.

Nays: Alcala, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether,

Landwehr, Long, Lusk, Lynn, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Ruiz, L., Schreiber.

On motion of Rep. Hawkins, the House recessed until 5:00 p.m.

LATE AFTERNOON SESSION

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

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2119** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 9 through 34;

By striking all on page 2;

On page 3, by striking all in lines 1 through 17 and inserting:

"New Section 1. (a) Every prescription order issued for a controlled substance in schedules II-V that contains an opiate, as described in the uniform controlled substances act, shall be transmitted electronically unless:

(1) Electronic prescription orders are not possible due to technological or electronic system failures;

(2) electronic prescribing is not available to the prescriber due to economic hardship or technological limitations that are not reasonably within the control of the prescriber, or other exceptional circumstances exist, as demonstrated by the prescriber;

(3) the prescription order is for a compounded preparation containing two or more components or requires information that makes electronic submission impractical, such as complicated or lengthy instructions for use;

(4) the prescription order is issued by a licensed veterinarian;

(5) the prescriber reasonably determines that it would be impractical for the patient to obtain the substances prescribed by electronic prescription in a timely manner, and such delay would adversely impact the patient's medical condition;

(6) the prescription order is issued pursuant to drug research or drug therapy protocols;

(7) the prescription order is by a prescriber who issues 50 or fewer prescription orders per year for controlled substances that contain opiates; or

(8) the United States food and drug administration requires the prescription order to contain elements that are not compatible or possible with electronic prescriptions.

(b) (1) A prescriber may request a waiver from the provisions of subsection (a) for

a period not to exceed six months if such prescriber cannot comply with subsection (a) due to economic hardship, technological limitations that reasonably are not within the prescriber's control or other circumstance demonstrated by the prescriber. If a waiver is granted by the board, the prescriber may request that such waiver be renewed for a period not to exceed six months. Requests for a waiver or renewal shall be submitted to the board in such form and manner as prescribed by the board and shall include the reason for the request and any other information required by the board.

(2) If a prescriber prescribes a controlled substance by non-electronic prescription, such prescriber shall indicate the prescription is made pursuant to a waiver granted pursuant to this section. A pharmacist shall not be required to verify the validity of any waiver, either with the prescriber or the board, but may do so in accordance with K.S.A. 65-1637, and amendments thereto.

(c) The provisions of this section shall be a part of and supplemental to the pharmacy act of the state of Kansas.

(d) The provisions of this section shall take effect on and after July 1, 2021.

New Sec. 2. (a) Notwithstanding any other provision of law, a business entity issued a certificate of authorization by the board may employ or contract with one or more licensees of the board for the purpose of providing professional services for which such licensees hold a valid license issued by the board. Nothing in the Kansas healing arts act shall be construed to prohibit a licensee from being employed by or under contract to provide professional services for a business entity granted a certificate of authorization pursuant to this section. Medical care facilities, as defined by K.S.A. 65-425, and amendments thereto, that are in compliance with department of health and environment licensure requirements are exempt from the provisions of this section. Nothing contained herein shall be construed to allow a corporation to practice optometry or dentistry, except as otherwise provided in K.S.A. 17-2706, and amendments thereto.

(b)(1) A business entity may apply to the state board of healing arts for a certificate of authorization, on a form and in a manner prescribed by the state board of healing arts, and shall include the following information:

(A) The name of the business entity;

(B) a list of the names of the owners and officers of the business entity;

(C) a description of the apportionment of liability of all partners or owners, if the business entity is organized as a limited partnership or a limited liability company;

(D) a list of each responsible official if the business entity is organized as a governmental unit; and

(E) a list of all licensed physicians and chiropractors to be hired by the business entity.

(2) As a condition of certification, a business entity shall be required to provide the state board of healing arts evidence of the following:

(A) The address of the business entity;

(B) a city or county occupational license; and

(C) licensure of all physicians and chiropractors to be employed by the business entity.

(3) A business entity applying for certification shall remit a fee set by the state board of healing arts through rules and regulations, not to exceed \$1,000.

(c) (1) If the state board of healing arts finds that such business entity is in

compliance with all of the requirements of this section, the state board of healing arts shall issue a certificate of authorization to such business entity designating the business entity as authorized to employ individuals licensed to practice medicine and surgery or chiropractic, as applicable.

(2) A certificate of authorization shall be renewed annually and accompanied by a fee to be fixed by the state board of healing arts. The renewal fee shall be accompanied by a form prescribed by the state board of healing arts.

(d) Except as provided in K.S.A. 40-3403, and amendments thereto, no business entity issued a certificate of authorization under this section shall be relieved of responsibility for the conduct or acts of its agents or employees by reason of its compliance with the provisions of this section, nor shall any individual licensed to practice the healing arts be relieved of responsibility and liability for services performed by reason of employment or relationship with such business entity. Nothing in this section shall exempt any business entity from the provisions of any other law applicable to the business entity.

(e) A business entity issued a certificate of authorization under this section shall not:

(1) In any manner, directly or indirectly, interfere with, diminish, restrict, substitute its judgment for or otherwise exercise control over the independent professional judgment and decisions of its employed licensees as it relates to the care of patients; or

(2) prohibit or restrict any employed licensee from discussing with or disclosing to any patient or other individual any medically appropriate healthcare information that such licensee deems appropriate regarding the nature of treatment options, the risks or alternatives thereto, the process used or the decision made by the business entity to approve or deny healthcare services, the availability of alternate therapies, consultations or tests, or from advocating on behalf of the patient.

(f) As used in this section:

(1) (A) "Business entity" means an employer located in Kansas that utilizes electronic medical records and offers medicine and surgery or chiropractic services solely for its employees and the dependents of such employees at the employer's work site; an organization that is licensed to sell accident and sickness insurance in the state that is also a mutual or non-profit health carrier that utilizes electronic medical records, or a wholly owned subsidiary of such organization that provides medical services solely for the organization's enrollees and dependents of such enrollees; or an information technology company that designs, utilizes and provides electronic medical records for businesses and worksite medical clinics for employers located in Kansas and offers medicine and surgery or chiropractic services solely to its employees and the dependents of such employees at the employer's work sites in Kansas.

(B) "Business entity" does not include medical care facilities under K.S.A. 65-425, and amendments thereto, corporations licensed under K.S.A. 40-3214, and amendments thereto, and professional corporations organized pursuant to the professional corporation law of Kansas.

(2) "Physician" means a person licensed by the state board of healing arts to practice medicine and surgery.

(3) "Licensee" means a person licensed by the state board of healing arts to practice medicine and surgery or chiropractic and whose license is in a full active status and has not been revoked, suspended, limited or placed under probationary conditions.

(g) A business entity's certificate of authorization may be revoked, suspended or limited, may be publicly censured or placed under probationary conditions, or an application for a certificate or for reinstatement of a certificate may be denied upon a finding of the existence of any of the following grounds:

(1) The business entity has committed fraud or misrepresentation in applying for or securing an original, renewal or reinstated certificate.

(2) The business entity has willfully or repeatedly violated this act, the pharmacy act of the state of Kansas or the uniform controlled substances act or any rules and regulations adopted pursuant thereto, or any rules and regulations of the secretary of health and environment that are relevant to the practice of the healing arts.

(3) The business entity has had a certificate, or equivalent authorization, to employ licensees to practice the healing arts revoked, suspended or limited, has been censured or has had other disciplinary action taken or has had an application for a certificate or license denied, by the proper licensing authority of another state.

(4) The business entity has violated any lawful rule and regulation promulgated by the board.

(5) The business entity has failed to report or reveal the knowledge required to be reported or revealed under K.S.A. 65-28,122, and amendments thereto.

(6) The business entity has failed to report to the board any adverse action taken against the business entity by another state or licensing jurisdiction, a governmental agency, by a law enforcement agency or a court for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

(7) The business entity has engaged in conduct likely to deceive, defraud or harm the public.

(8) The business entity has engaged in conduct that violates patient trust and exploits the licensee-patient relationship for corporate gain.

(9) The business entity has used any false, fraudulent or deceptive statement in any document connected with the practice of the healing arts, including the intentional falsifying or fraudulent altering of a patient healthcare record.

(10) The business entity has failed to furnish to the board, or its investigators or representatives, any information legally requested by the board.

(11) The business entity has had, or failed to report to the board, any adverse judgment, award or settlement against the business entity resulting from a medical liability claim related to acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action under this section.

(12) The business entity has been convicted of a felony or class A misdemeanor, or substantially similar offense in another jurisdiction, related to the practice of the healing arts.

(h) The state board of healing arts shall adopt all rules and regulations as necessary to implement and administer the provisions of this section.

(i) For the purposes of determining the impact on the healthcare stabilization fund of requiring business entities to comply with the provisions of the healthcare provider insurance availability act, the healthcare stabilization fund is hereby directed to conduct such actuarial and operational studies as are necessary to determine such impact, and to report the findings to the legislature on or before January 1, 2020.

(j) This section shall be a part of and supplemental to the Kansas healing arts act.

(k) The provisions of this section shall take effect on and after March 1, 2020.

Sec. 3. On and after March 1, 2020, K.S.A. 65-2803 is hereby amended to read as follows: 65-2803. (a) Unless otherwise specified by the board or as provided in section 2, and amendments thereto, it shall be unlawful for any person who does not have a license, registration, permit or certificate to engage in the practice of any profession regulated by the board or whose license, registration, permit or certificate to practice has been revoked or suspended to engage in the practice of any profession regulated by the board.

(b) This section shall not apply to any healthcare provider who in good faith renders emergency care or assistance at the scene of an emergency or accident as authorized by K.S.A. 65-2891, and amendments thereto.

(c) The commission of any act or practice declared to be a violation of this section may render the violator liable to the state or county for the payment of a civil penalty of up to \$1,000 per day for each day a person engages in the unlawful practice of a profession regulated by the board. In addition to such civil penalty, such violator may be assessed reasonable costs of investigation and prosecution.

(d) Violation of this section is a severity level 10, nonperson felony.

Sec. 4. On and after March 1, 2020, K.S.A. 65-2836 is hereby amended to read as follows: 65-2836. A licensee's license may be revoked, suspended or limited, or the licensee may be publicly censured or placed under probationary conditions, or an application for a license or for reinstatement of a license may be denied upon a finding of the existence of any of the following grounds:

(a) The licensee has committed fraud or misrepresentation in applying for or securing an original, renewal or reinstated license.

(b) The licensee has committed an act of unprofessional or dishonorable conduct or professional incompetency, except that the board may take appropriate disciplinary action or enter into a non-disciplinary resolution when a licensee has engaged in any conduct or professional practice on a single occasion that, if continued, would reasonably be expected to constitute an inability to practice the healing arts with reasonable skill and safety to patients or unprofessional conduct as defined in K.S.A. 65-2837, and amendments thereto.

(c) The licensee has been convicted of a felony or class A misdemeanor, or substantially similar offense in another jurisdiction, whether or not related to the practice of the healing arts, or the licensee has been convicted in a special or general court-martial, whether or not related to the practice of the healing arts. The board shall revoke a licensee's license following conviction of a felony or substantially similar offense in another jurisdiction, or following conviction in a general court-martial occurring after July 1, 2000, unless a $\frac{2}{3}$ majority of the board members present and voting determine by clear and convincing evidence that such licensee will not pose a threat to the public in such person's capacity as a licensee and that such person has been sufficiently rehabilitated to warrant the public trust. In the case of a person who has been convicted of a felony or convicted in a general court-martial and who applies for an original license or to reinstate a canceled license, the application for a license shall be denied unless a $\frac{2}{3}$ majority of the board members present and voting on such application determine by clear and convincing evidence that such person will not pose a threat to the public in such person's capacity as a licensee and that such person has been sufficiently rehabilitated to warrant the public trust.

(d) The licensee has used fraudulent or false advertisements.

(e) The licensee is addicted to or has distributed intoxicating liquors or drugs for any other than lawful purposes.

(f) The licensee has willfully or repeatedly violated this act, the pharmacy act of the state of Kansas or the uniform controlled substances act, or any rules and regulations adopted pursuant thereto, or any rules and regulations of the secretary of health and environment ~~which~~ that are relevant to the practice of the healing arts.

(g) The licensee has unlawfully invaded the field of practice of any branch of the healing arts in which the licensee is not licensed to practice.

(h) The licensee has engaged in the practice of the healing arts under a false or assumed name, or the impersonation of another practitioner. The provisions of this subsection relating to an assumed name shall not apply to licensees practicing under a professional corporation, under a business entity that holds a certificate of authorization pursuant to section 2, and amendments thereto, or under any other legal entity duly authorized to provide such professional services in the state of Kansas.

(i) The licensee's ability to practice the healing arts with reasonable skill and safety to patients is impaired by reason of physical or mental illness, or condition or use of alcohol, drugs or controlled substances. All information, reports, findings and other records relating to impairment shall be confidential and not subject to discovery by or release to any person or entity outside of a board proceeding.

(j) The licensee has had a license to practice the healing arts revoked, suspended or limited, has been censured or has had other disciplinary action taken, or an application for a license denied, by the proper licensing authority of another state, territory, District of Columbia, or other country.

(k) The licensee has violated any lawful rule and regulation promulgated by the board or violated any lawful order or directive of the board previously entered by the board.

(l) The licensee has failed to report or reveal the knowledge required to be reported or revealed under K.S.A. 65-28,122, and amendments thereto.

(m) The licensee, if licensed to practice medicine and surgery, has failed to inform in writing a patient suffering from any form of abnormality of the breast tissue for which surgery is a recommended form of treatment, of alternative methods of treatment recognized by licensees of the same profession in the same or similar communities as being acceptable under like conditions and circumstances.

(n) The licensee has cheated on or attempted to subvert the validity of the examination for a license.

(o) The licensee has been found to be mentally ill, disabled, not guilty by reason of insanity, not guilty because the licensee suffers from a mental disease or defect or incompetent to stand trial by a court of competent jurisdiction.

(p) The licensee has prescribed, sold, administered, distributed or given a controlled substance to any person for other than medically accepted or lawful purposes.

(q) The licensee has violated a federal law or regulation relating to controlled substances.

(r) The licensee has failed to furnish the board, or its investigators or representatives, any information legally requested by the board.

(s) Sanctions or disciplinary actions have been taken against the licensee by a peer review committee, healthcare facility, a governmental agency or department or a

professional association or society for acts or conduct similar to acts or conduct ~~which that~~ would constitute grounds for disciplinary action under this section.

(t) The licensee has failed to report to the board any adverse action taken against the licensee by another state or licensing jurisdiction, a peer review body, a healthcare facility, a professional association or society, a governmental agency, by a law enforcement agency or a court for acts or conduct similar to acts or conduct ~~which that~~ would constitute grounds for disciplinary action under this section.

(u) The licensee has surrendered a license or authorization to practice the healing arts in another state or jurisdiction, has surrendered the authority to utilize controlled substances issued by any state or federal agency, has agreed to a limitation to or restriction of privileges at any medical care facility or has surrendered the licensee's membership on any professional staff or in any professional association or society while under investigation for acts or conduct similar to acts or conduct ~~which that~~ would constitute grounds for disciplinary action under this section.

(v) The licensee has failed to report to the board surrender of the licensee's license or authorization to practice the healing arts in another state or jurisdiction or surrender of the licensee's membership on any professional staff or in any professional association or society while under investigation for acts or conduct similar to acts or conduct ~~which that~~ would constitute grounds for disciplinary action under this section.

(w) The licensee has an adverse judgment, award or settlement against the licensee resulting from a medical liability claim related to acts or conduct similar to acts or conduct ~~which that~~ would constitute grounds for disciplinary action under this section.

(x) The licensee has failed to report to the board any adverse judgment, settlement or award against the licensee resulting from a medical malpractice liability claim related to acts or conduct similar to acts or conduct ~~which that~~ would constitute grounds for disciplinary action under this section.

(y) The licensee has failed to maintain a policy of professional liability insurance as required by K.S.A. 40-3402 or 40-3403a, and amendments thereto.

(z) The licensee has failed to pay the premium surcharges as required by K.S.A. 40-3404, and amendments thereto.

(aa) The licensee has knowingly submitted any misleading, deceptive, untrue or fraudulent representation on a claim form, bill or statement.

(bb) The licensee as the supervising physician for a physician assistant has failed to adequately direct and supervise the physician assistant in accordance with the physician assistant licensure act or rules and regulations adopted under such act.

(cc) The licensee has assisted suicide in violation of K.S.A. 21-3406, prior to its repeal, or K.S.A. 2018 Supp. 21-5407, and amendments thereto, as established by any of the following:

(1) A copy of the record of criminal conviction or plea of guilty for a felony in violation of K.S.A. 21-3406, prior to its repeal, or K.S.A. 2018 Supp. 21-5407, and amendments thereto.

(2) A copy of the record of a judgment of contempt of court for violating an injunction issued under K.S.A. 60-4404, and amendments thereto.

(3) A copy of the record of a judgment assessing damages under K.S.A. 60-4405, and amendments thereto.

(dd) The licensee has given a worthless check or stopped payment on a debit or credit card for fees or moneys legally due to the board.

(ee) The licensee has knowingly or negligently abandoned medical records.

Sec. 5. On and after March 1, 2020, K.S.A. 65-2877a is hereby amended to read as follows: 65-2877a. ~~The healing arts act and any other~~ No provision of law prohibiting practice of the healing arts by a general corporation shall ~~not~~ apply to a healing arts school approved by the board if the healing arts school is a non-profit entity under section 501(c)(3) of the internal revenue code of 1986, is approved by the state board of regents, and as part of its academic requirements provides clinical training to its students under the supervision of persons who are licensed to practice a branch of the healing arts in this state.

New Sec. 6. (a) (1) A licensed pharmacist may administer a drug by injection that, in the judgment of the prescriber, may be safely self-administered by a patient, to a patient pursuant to a prescription order, unless the prescription order includes the words "not to be administered by a pharmacist," or words of like effect.

(2) Nothing in this section shall replace, repeal or supersede the requirements prescribed in K.S.A. 65-4a10, and amendments thereto.

(b) This section shall be a part of and supplemental to the pharmacy act of the state of Kansas.

Sec. 7. K.S.A. 65-1626 is hereby amended to read as follows: 65-1626. For the purposes of this act:

(a) "Administer" means the direct application of a drug, whether by injection, inhalation, ingestion or any other means, to the body of a patient or research subject by:

(1) A practitioner or pursuant to the lawful direction of a practitioner;

(2) the patient or research subject at the direction and in the presence of the practitioner; or

(3) a pharmacist as authorized in K.S.A. 65-1635a or section 6, and amendments thereto.

(b) "Agent" means an authorized person who acts on behalf of or at the direction of a manufacturer, repackager, wholesale distributor, third-party logistics provider or dispenser but does not include a common carrier, public warehouseman or employee of the carrier or warehouseman when acting in the usual and lawful course of the carrier's or warehouseman's business.

(c) "Application service provider" means an entity that sells electronic prescription or pharmacy prescription applications as a hosted service where the entity controls access to the application and maintains the software and records on its server.

(d) "Automated dispensing system" means a robotic or mechanical system controlled by a computer that: (1) Performs operations or activities, other than compounding or administration, relative to the storage, packaging, labeling, dispensing or distribution of drugs; (2) collects, controls and maintains all transaction information; and (3) operates in accordance with the board's rules and regulations.

(e) "Biological product" means the same as defined in 42 U.S.C. § 262(i), as in effect on January 1, 2017.

(f) "Board" means the state board of pharmacy created by K.S.A. 74-1603, and amendments thereto.

(g) "Brand exchange," in the case of a drug prescribed, means the dispensing of a different drug product of the same dosage form and strength and of the same generic name as the brand name drug product prescribed, and in the case of a biological product prescribed, means the dispensing of an interchangeable biological product.

(h) "Brand name" means the registered trademark name given to a drug product by its manufacturer, labeler or distributor.

(i) "Co-licensed partner" means a person or pharmaceutical manufacturer that has entered into an agreement with another pharmaceutical manufacturer or an affiliate of the manufacturer to engage in a business activity or occupation related to the manufacture or distribution of a product.

(j) "Common carrier" means any person who undertakes, whether directly or by any other arrangement, to transport property, including drugs, for compensation.

(k) "Compounding" means the combining of components into a compounded preparation under either of the following conditions:

(1) As the result of a practitioner's prescription drug order or initiative based on the practitioner-patient-pharmacist relationship in the course of professional practice to meet the specialized medical need of an individual patient of the practitioner that cannot be filled by an FDA-approved drug; or

(2) for the purpose of, or incidental to, research, teaching or chemical analysis, and not for sale or dispensing.

Compounding includes the preparation of drugs or devices in anticipation of receiving prescription drug orders based on routine, regularly observed prescribing patterns.

Compounding does not include reconstituting any oral or topical drug according to the FDA-approved labeling for the drug or preparing any sterile or nonsterile preparation that is essentially a copy of a commercially available product.

(l) "DEA" means the U.S. department of justice, drug enforcement administration.

(m) "Deliver" or "delivery" means the actual, constructive or attempted transfer from one person to another of any drug whether or not an agency relationship exists.

(n) "Direct supervision" means the process by which the responsible pharmacist shall observe and direct the activities of a pharmacy student or pharmacy technician to a sufficient degree to assure that all such activities are performed accurately, safely and without risk or harm to patients, and complete the final check before dispensing.

(o) "Dispense" or "dispensing" means to deliver prescription medication to the ultimate user or research subject by or pursuant to the lawful order of a practitioner or pursuant to the prescription of a mid-level practitioner.

(p) "Dispenser" means:

(1) A practitioner or pharmacist who dispenses prescription medication, or a physician assistant who has authority to dispense prescription-only drugs in accordance with K.S.A. 65-28a08(b), and amendments thereto; or

(2) a retail pharmacy, hospital pharmacy or group of pharmacies under common ownership and control that do not act as a wholesale distributor, or affiliated warehouses or distribution centers of such entities under common ownership and control that do not act as a wholesale distributor.

(q) "Distribute" or "distribution" means to deliver, offer to deliver, sell, offer to sell, purchase, trade, transfer, broker, give away, handle, store or receive, other than by administering or dispensing, any product, but does not include dispensing a product pursuant to a prescription executed in accordance with 21 U.S.C. § 353 or the dispensing of a product approved under 21 U.S.C. § 360b.

(r) "Distributor" means a person or entity that distributes a drug.

(s) "Drop shipment" means the sale, by a manufacturer, repackager or exclusive

distributor, of the manufacturer's prescription drug to a wholesale distributor whereby the wholesale distributor takes title but not possession of such prescription drug and the wholesale distributor invoices the dispenser, and the dispenser receives delivery of the prescription drug directly from the manufacturer, repackager, third-party logistics provider or exclusive distributor, of such prescription drug.

(t) "Drug" means: (1) Articles recognized in the official United States pharmacopeia, or other such official compendiums of the United States, or official national formulary, or any supplement to any of them; (2) articles intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in human or other animals; (3) articles, other than food, intended to affect the structure or any function of the body of human or other animals; and (4) articles intended for use as a component of any articles specified in paragraph (1), (2) or (3); but does not include devices or their components, parts or accessories, except that the term "drug" shall not include amygdalin (laetrile) or any livestock remedy, if such livestock remedy had been registered in accordance with the provisions of article 5 of chapter 47 of the Kansas Statutes Annotated, prior to its repeal.

(u) "Durable medical equipment" means equipment that: (1) Provides therapeutic benefits or enables an individual to perform certain tasks that the individual is unable to otherwise undertake due to certain medical conditions or illnesses; (2) is primarily and customarily used to serve a medical purpose; (3) generally is not useful to a person in the absence of an illness or injury; (4) can withstand repeated use; (5) is appropriate for use in the home, long-term care facility or medical care facility, but may be transported to other locations to allow the individual to complete instrumental activities of daily living that are more complex tasks required for independent living; and (6) may include devices and medical supplies or other similar equipment determined by the board in rules and regulations adopted by the board.

(v) "Electronic prescription" means an electronically prepared prescription that is authorized and transmitted from the prescriber to the pharmacy by means of electronic transmission.

(w) "Electronic prescription application" means software that is used to create electronic prescriptions and that is intended to be installed on the prescriber's computers and servers where access and records are controlled by the prescriber.

(x) "Electronic signature" means a confidential personalized digital key, code, number or other method for secure electronic data transmissions that identifies a particular person as the source of the message, authenticates the signatory of the message and indicates the person's approval of the information contained in the transmission.

(y) "Electronic transmission" means the transmission of an electronic prescription, formatted as an electronic data file, from a prescriber's electronic prescription application to a pharmacy's computer, where the data file is imported into the pharmacy prescription application.

(z) "Electronically prepared prescription" means a prescription that is generated using an electronic prescription application.

(aa) "Exclusive distributor" means the wholesale distributor that directly purchased the product from the manufacturer and is the sole distributor of that manufacturer's product to a subsequent repackager, wholesale distributor or dispenser.

(bb) "FDA" means the U.S. department of health and human services, food and

drug administration.

(cc) "Facsimile transmission" or "fax transmission" means the transmission of a digital image of a prescription from the prescriber or the prescriber's agent to the pharmacy. "Facsimile transmission" includes, but is not limited to, transmission of a written prescription between the prescriber's fax machine and the pharmacy's fax machine; transmission of an electronically prepared prescription from the prescriber's electronic prescription application to the pharmacy's fax machine, computer or printer; or transmission of an electronically prepared prescription from the prescriber's fax machine to the pharmacy's fax machine, computer or printer.

(dd) "Generic name" means the established chemical name or official name of a drug or drug product.

(ee) "Health care entity" means any person that provides diagnostic, medical, surgical or dental treatment or rehabilitative care but does not include any retail pharmacy or wholesale distributor.

(ff) (1) "Institutional drug room" means any location where prescription-only drugs are stored and from which prescription-only drugs are administered or dispensed and that is maintained or operated for the purpose of providing the drug needs of:

- (A) Inmates of a jail or correctional institution or facility;
- (B) residents of a juvenile detention facility, as defined by the revised Kansas code for care of children and the revised Kansas juvenile justice code;
- (C) students of a public or private university or college, a community college or any other institution of higher learning that is located in Kansas;
- (D) employees of a business or other employer; or
- (E) persons receiving inpatient hospice services.

(2) "Institutional drug room" does not include:

- (A) Any registered pharmacy;
- (B) any office of a practitioner; or
- (C) a location where no prescription-only drugs are dispensed and no prescription-only drugs other than individual prescriptions are stored or administered.

(gg) "Interchangeable biological product" means a biological product that the FDA has:

(1) Licensed and determined meets the standards for "interchangeability" as defined in 42 U.S.C. § 262(k), as in effect on January 1, 2017; or

(2) determined to be therapeutically equivalent as set forth in the latest edition or supplement to the FDA's approved drug products with therapeutic equivalence evaluations.

(hh) "Intermediary" means any technology system that receives and transmits an electronic prescription between the prescriber and the pharmacy.

(ii) "Intracompany transaction" means any transaction or transfer between any division, subsidiary, parent or affiliated or related company under common ownership or control of a corporate entity, or any transaction or transfer between co-licensed partners.

(jj) "Label" means a display of written, printed or graphic matter upon the immediate container of any drug.

(kk) "Labeling" means the process of preparing and affixing a label to any drug container, exclusive of the labeling by a manufacturer, packer or distributor of a non-prescription drug or commercially packaged legend drug.

(ll) "Long-term care facility" means "nursing facility," as defined in K.S.A. 39-923, and amendments thereto.

(mm) "Medical care facility" means the same as defined in K.S.A. 65-425, and amendments thereto, except that the term also includes facilities licensed under the provisions of K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, except community mental health centers and facilities for people with intellectual disability.

(nn) "Manufacture" means the production, preparation, propagation, compounding, conversion or processing of a drug either directly or indirectly by extraction from substances of natural origin, independently by means of chemical or biological synthesis or by a combination of extraction and chemical or biological synthesis or the packaging or repackaging of the drug or labeling or relabeling of its container, except that this term does not include the preparation or compounding of a drug by an individual for the individual's own use or the preparation, compounding, packaging or labeling of a drug by:

(1) A practitioner or a practitioner's authorized agent incident to such practitioner's administering or dispensing of a drug in the course of the practitioner's professional practice;

(2) a practitioner, by a practitioner's authorized agent or under a practitioner's supervision for the purpose of, or as an incident to, research, teaching or chemical analysis and not for sale; or

(3) a pharmacist or the pharmacist's authorized agent acting under the direct supervision of the pharmacist for the purpose of, or incident to, the dispensing of a drug by the pharmacist.

(oo) "Manufacturer" means:

(1) A person that holds an application approved under section 505 of the federal food, drug and cosmetic act or a license issued under section 351 of the federal public health service act for such drug or, if such drug is not the subject of an approved application or license, the person who manufactured the drug;

(2) a co-licensed partner of the person described in paragraph (1) that obtains the drug directly from a person described in paragraph (1) or (3); or

(3) an affiliate of a person described in paragraph (1) or (2) that receives the product directly from a person described in paragraph (1) or (2).

(pp) "Medication order" means an order by a prescriber for a registered patient of a Kansas licensed medical care facility.

~~(qq)~~ (rr) "Mid-level practitioner" means a certified nurse-midwife engaging in the independent practice of midwifery under the independent practice of midwifery act, an advanced practice registered nurse issued a license pursuant to K.S.A. 65-1131, and amendments thereto, who has authority to prescribe drugs pursuant to a written protocol with a responsible physician under K.S.A. 65-1130, and amendments thereto, or a physician assistant licensed pursuant to the physician assistant licensure act who has authority to prescribe drugs pursuant to a written agreement with a supervising physician under K.S.A. 65-28a08, and amendments thereto.

~~(qq)(rr)~~ "Nonresident pharmacy" means a pharmacy located outside of Kansas.

~~(rr)~~ (ss) "Outsourcing facility" or "virtual outsourcing facility" means a facility at one geographic location or address that is engaged in the compounding of sterile drugs and has registered with the FDA as an outsourcing facility pursuant to 21 U.S.C. § 353b.

~~(ss)~~(tt) "Person" means individual, corporation, government, governmental subdivision or agency, partnership, association or any other legal entity.

~~(tt)~~(uu) "Pharmacist" means any natural person licensed under this act to practice pharmacy.

~~(uu)~~(vv) "Pharmacist-in-charge" means the pharmacist who is responsible to the board for a registered establishment's compliance with the laws and regulations of this state pertaining to the practice of pharmacy, manufacturing of drugs and the distribution of drugs. The pharmacist-in-charge shall supervise such establishment on a full-time or a part-time basis and perform such other duties relating to supervision of a registered establishment as may be prescribed by the board by rules and regulations. Nothing in this definition shall relieve other pharmacists or persons from their responsibility to comply with state and federal laws and regulations.

~~(vv)~~(ww) "Pharmacist intern" means: (1) A student currently enrolled in an accredited pharmacy program; (2) a graduate of an accredited pharmacy program serving an internship; or (3) a graduate of a pharmacy program located outside of the United States that is not accredited and who has successfully passed equivalency examinations approved by the board.

~~(ww)~~(xx) "Pharmacy," "drugstore" or "apothecary" means premises, laboratory, area or other place: (1) Where drugs are offered for sale where the profession of pharmacy is practiced and where prescriptions are compounded and dispensed; (2) that has displayed upon it or within it the words "pharmacist," "pharmaceutical chemist," "pharmacy," "apothecary," "drugstore," "druggist," "drugs," "drug sundries" or any of these words or combinations of these words or words of similar import either in English or any sign containing any of these words; or (3) where the characteristic symbols of pharmacy or the characteristic prescription sign "Rx" may be exhibited. As used in this subsection, premises refers only to the portion of any building or structure leased, used or controlled by the licensee in the conduct of the business registered by the board at the address for which the registration was issued.

~~(xx)~~(yy) "Pharmacy prescription application" means software that is used to process prescription information, is installed on a pharmacy's computers or servers and is controlled by the pharmacy.

~~(yy)~~(zz) "Pharmacy technician" means an individual who, under the direct supervision and control of a pharmacist, may perform packaging, manipulative, repetitive or other nondiscretionary tasks related to the processing of a prescription or medication order and who assists the pharmacist in the performance of pharmacy-related duties, but who does not perform duties restricted to a pharmacist.

~~(zz)~~(aaa) "Practitioner" means a person licensed to practice medicine and surgery, dentist, podiatrist, veterinarian, optometrist or scientific investigator or other person authorized by law to use a prescription-only drug in teaching or chemical analysis or to conduct research with respect to a prescription-only drug.

~~(aaa)~~(bbb) "Preceptor" means a licensed pharmacist who possesses at least two years' experience as a pharmacist and who supervises students obtaining the pharmaceutical experience required by law as a condition to taking the examination for licensure as a pharmacist.

~~(bbb)~~(ccc) "Prescriber" means a practitioner or a mid-level practitioner.

~~(ccc)~~(ddd) "Prescription" or "prescription order" means: (1) An order to be filled by a pharmacist for prescription medication issued and signed by a prescriber in the

authorized course of such prescriber's professional practice; or (2) an order transmitted to a pharmacist through word of mouth, note, telephone or other means of communication directed by such prescriber, regardless of whether the communication is oral, electronic, facsimile or in printed form.

~~(ddd)~~(eee) "Prescription medication" means any drug, including label and container according to context, that is dispensed pursuant to a prescription order.

~~(eee)~~(fff) "Prescription-only drug" means any drug whether intended for use by human or animal, required by federal or state law, including 21 U.S.C. § 353, to be dispensed only pursuant to a written or oral prescription or order of a practitioner or is restricted to use by practitioners only.

~~(fff)~~(ggg) "Probation" means the practice or operation under a temporary license, registration or permit or a conditional license, registration or permit of a business or profession for which a license, registration or permit is granted by the board under the provisions of the pharmacy act of the state of Kansas requiring certain actions to be accomplished or certain actions not to occur before a regular license, registration or permit is issued.

~~(ggg)~~(hhh) "Product" means the same as defined by part H of the federal drug supply chain security act, 21 U.S.C. § 351 et seq. and 21 U.S.C. § 360eee.

~~(hhh)~~(iii) "Professional incompetency" means:

(1) One or more instances involving failure to adhere to the applicable standard of pharmaceutical care to a degree that constitutes gross negligence, as determined by the board;

(2) repeated instances involving failure to adhere to the applicable standard of pharmaceutical care to a degree that constitutes ordinary negligence, as determined by the board; or

(3) a pattern of pharmacy practice or other behavior that demonstrates a manifest incapacity or incompetence to practice pharmacy.

~~(iii)~~(jii) "Readily retrievable" means that records kept by automatic data processing applications or other electronic or mechanized record-keeping systems can be separated out from all other records within a reasonable time not to exceed 48 hours of a request from the board or other authorized agent or that hard-copy records are kept on which certain items are asterisked, redlined or in some other manner visually identifiable apart from other items appearing on the records.

~~(jii)~~(lll) "Repackage" means changing the container, wrapper, quantity or label of a drug to further the distribution of the drug.

~~(lll)~~(mmm) "Repackager" means a person who owns or operates a facility that repackages.

~~(mmm)~~(nnn) "Retail dealer" means a person selling at retail nonprescription drugs that are prepackaged, fully prepared by the manufacturer or distributor for use by the consumer and labeled in accordance with the requirements of the state and federal food, drug and cosmetic acts. Such nonprescription drugs shall not include: (1) A controlled substance; (2) a prescription-only drug; or (3) a drug intended for human use by hypodermic injection.

~~(nnn)~~(ooo) "Return" means providing product to the authorized immediate trading partner from whom such product was purchased or received, or to a returns processor or reverse logistics provider for handling of such product.

~~(ooo)~~(ppp) "Returns processor" or "reverse logistics provider" means a person who

owns or operates an establishment that disposes of or otherwise processes saleable or nonsaleable products received from an authorized trading partner such that the product may be processed for credit to the purchaser, manufacturer or seller or disposed of for no further distribution.

~~(ppp)~~(qqq) "Secretary" means the executive secretary of the board.

~~(qqq)~~(rrr) "Third-party logistics provider" means an entity that provides or coordinates warehousing or other logistic services of a product in interstate commerce on behalf of a manufacturer, wholesale distributor or dispenser, but does not take ownership of the product or have responsibility to direct the sale or disposition of the product.

~~(rrr)~~(sss) "Trading partner" means:

(1) A manufacturer, repackager, wholesale distributor or dispenser from whom a manufacturer, repackager, wholesale distributor or dispenser accepts direct ownership of a product or to whom a manufacturer, repackager, wholesale distributor or dispenser transfers direct ownership of a product; or

(2) a third-party logistics provider from whom a manufacturer, repackager, wholesale distributor or dispenser accepts direct possession of a product or to whom a manufacturer, repackager, wholesale distributor or dispenser transfers direct possession of a product.

~~(sss)~~(ttt) "Transaction" means the transfer of product between persons in which a change of ownership occurs.

~~(ttt)~~(uuu) "Unprofessional conduct" means:

- (1) Fraud in securing a registration or permit;
- (2) intentional adulteration or mislabeling of any drug, medicine, chemical or poison;
- (3) causing any drug, medicine, chemical or poison to be adulterated or mislabeled, knowing the same to be adulterated or mislabeled;
- (4) intentionally falsifying or altering records or prescriptions;
- (5) unlawful possession of drugs and unlawful diversion of drugs to others;
- (6) willful betrayal of confidential information under K.S.A. 65-1654, and amendments thereto;
- (7) conduct likely to deceive, defraud or harm the public;
- (8) making a false or misleading statement regarding the licensee's professional practice or the efficacy or value of a drug;
- (9) commission of any act of sexual abuse, misconduct or exploitation related to the licensee's professional practice; or
- (10) performing unnecessary tests, examinations or services that have no legitimate pharmaceutical purpose.

~~(uuu)~~(vvv) "Vaccination protocol" means a written protocol, agreed to by a pharmacist and a person licensed to practice medicine and surgery by the state board of healing arts, that establishes procedures and recordkeeping and reporting requirements for administering a vaccine by the pharmacist for a period of time specified therein, not to exceed two years.

~~(vvv)~~(www) "Valid prescription order" means a prescription that is issued for a legitimate medical purpose by an individual prescriber licensed by law to administer and prescribe drugs and acting in the usual course of such prescriber's professional practice. A prescription issued solely on the basis of an internet-based questionnaire or

consultation without an appropriate prescriber-patient relationship is not a valid prescription order.

~~(www)~~(xxx) "Veterinary medical teaching hospital pharmacy" means any location where prescription-only drugs are stored as part of an accredited college of veterinary medicine and from which prescription-only drugs are distributed for use in treatment of or administration to a nonhuman.

~~(xxx)~~(yyy) "Wholesale distributor" means any person engaged in wholesale distribution of prescription drugs, other than a manufacturer, co-licensed partner, third-party logistics provider or repackager.

~~(yyy)~~(zzz) "Wholesale distribution" means the distribution or receipt of prescription drugs to or by persons other than consumers or patients, in which a change of ownership occurs. Wholesale distribution does not include:

- (1) The dispensing of a prescription drug pursuant to a prescription;
- (2) the distribution of a prescription drug or an offer to distribute a prescription drug for emergency medical reasons, including a public health emergency declaration pursuant to section 319 of the public health service act, except that, for purposes of this paragraph, a drug shortage not caused by a public health emergency shall not constitute an emergency medical reason;
- (3) intracompany distribution of any drug between members of an affiliate or within a manufacturer;
- (4) the distribution of a prescription drug or an offer to distribute a prescription drug among hospitals or other health care entities under common control;
- (5) the distribution of a prescription drug or the offer to distribute a prescription drug by a charitable organization described in 503(c)(3) of the internal revenue code of 1954 to a nonprofit affiliate of the organization to the extent otherwise permitted by law;
- (6) the purchase or other acquisition by a dispenser, hospital or other health care entity for use by such dispenser, hospital or other health care entity;
- (7) the distribution of a drug by the manufacturer of such drug;
- (8) the receipt or transfer of a drug by an authorized third-party logistics provider, provided that such third-party logistics provider does not take ownership of the drug;
- (9) the transport of a drug by a common carrier, provided that the common carrier does not take ownership of the drug;
- (10) the distribution of a drug or an offer to distribute a drug by an authorized repackager that has taken ownership or possession of the drug and repacks it in accordance with section 582(e) of the federal food, drug and cosmetic act;
- (11) saleable drug returns when conducted by a dispenser;
- (12) the distribution of minimal quantities of drugs by licensed retail pharmacies to licensed practitioners for office use;
- (13) the distribution of a collection of finished medical devices, including a product or biological product in accordance with 21 U.S.C. § 353(e)(4)(M);
- (14) the distribution of an intravenous drug that, by its formulation, is intended for the replenishment of fluids and electrolytes, including sodium, chloride and potassium, or calories, including dextrose and amino acids;
- (15) the distribution of an intravenous drug used to maintain the equilibrium of water and minerals in the body, such as dialysis solutions;
- (16) the distribution of a drug that is intended for irrigation, or sterile water,

whether intended for such purposes or for injection;

(17) the distribution of medical gas;

(18) facilitating the distribution of a product by providing solely administrative services, including processing of orders and payments;

(19) the transfer of a product by a hospital or other health care entity, or by a wholesale distributor or manufacturer operating under the direction of a hospital or other health care entity, to a repackager described in section 581(16)(B) and registered under section 510 of the food, drug and cosmetic act for the purpose of repackaging the drug for use by that hospital or other health care entity, or other health care entities under common control, if ownership of the drug remains with the hospital or other health care entity at all times; or

(20) the sale or transfer from a retail pharmacy of expired, damaged, returned or recalled prescription drugs to the original manufacturer, originating wholesale distributor or to a third-party returns processor in accordance with the board's rules and regulations.

Sec. 8. K.S.A. 65-1626 is hereby repealed.

Sec. 9. On and after March 1, 2020, K.S.A. 65-2803, 65-2836 and 65-2877a are hereby repealed.";

Also on page 3, in line 19, by striking "Kansas register" and inserting "statute book"; And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 through 5; in line 6, by striking all before the period and inserting "health and healthcare; providing for licensed pharmacists to administer certain drugs; authorizing certain business entities to hire physicians and chiropractors; requiring electronic prescriptions for certain controlled substances; amending K.S.A. 65-1626, 65-2803, 65-2836 and 65-2877a and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

GENE SUELLENTROP

EDWARD BERGER

BARBARA BOLLIER

Conferees on part of Senate

BRENDA LANDWEHR

JOHN EPLEE

MONICA MURNAN

Conferees on part of House

On motion of Rep. Eplee, the conference committee report on **HB 2119** was adopted.

On roll call, the vote was: Yeas 117; Nays 3; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Clacys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether,

Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Bishop, Carmichael, Concannon.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Phillips, Ruiz, L., Schreiber.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Patton, the House concurred in Senate amendments to **HB 2038**, AN ACT concerning inheritance rights; relating to revocation upon divorce.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Phillips, Ruiz, L., Schreiber.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 67** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee of the Whole amendments as follows:

On page 1, by striking all in lines 7 through 36;

By striking all on pages 2 through 13;

On page 14, by striking all in lines 1 through 27; following line 27, by inserting:

"Section 1. (a) As used in this section:

(1) "Abortion" means the same as defined in K.S.A. 65-6701, and amendments thereto.

(2) "Medication abortion" means the use or prescription of any drug for the purpose

of inducing an abortion.

(3) "Medical emergency" means the same as defined in K.S.A. 65-6701, and amendments thereto.

(b) (1) Any private office, freestanding surgical outpatient clinic, hospital or other facility or clinic where medication abortions that use mifepristone are provided shall post a conspicuous sign that is clearly visible to patients, that is printed with lettering that is legible and at least $\frac{3}{4}$ of an inch boldfaced type and that reads:

"NOTICE TO PATIENTS HAVING MEDICATION ABORTIONS THAT USE MIFEPRISTONE: Mifepristone, also known as RU-486 or mifeprex, alone is not always effective in ending a pregnancy. It may be possible to reverse its intended effect if the second pill or tablet has not been taken or administered. If you change your mind and wish to try to continue the pregnancy, you can get immediate help by accessing available resources."

The notice shall also include information about the department of health and environment website, required to be maintained under K.S.A. 65-6710, and amendments thereto, and other relevant telephone and internet resources containing information on where the patient can obtain timely assistance to attempt to reverse the medication abortion.

(2) (A) Any private office or freestanding surgical outpatient clinic where medication abortions that use mifepristone are provided shall post the sign required by paragraph (1) in each patient waiting room and patient consultation room used by patients for whom medication abortions are provided.

(B) A hospital or other facility where medication abortions that use mifepristone are provided that is not a private office or freestanding surgical outpatient clinic shall post the sign required by paragraph (1) in each patient admission area used by patients for whom medication abortions that use mifepristone are provided.

(c) (1) Except in the case of a medical emergency, no physician shall provide, induce or attempt to provide or induce a medication abortion that use mifepristone without informing the woman, in writing, in the manner prescribed by K.S.A. 65-6709, and amendments thereto, and also either by telephone or in person, at least 24 hours prior to the medication abortion:

(A) That it may be possible to reverse the intended effects of a medication abortion that uses mifepristone, if the woman changes her mind, but that time is of the essence; and

(B) information on reversing the effects of a medication abortion that uses mifepristone is available on the department of health and environment's website, required to be maintained under K.S.A. 65-6710, and amendments thereto, and other relevant telephone and internet resources containing information on where the patient can obtain timely assistance to attempt to reverse the medication abortion.

(2) After a physician dispenses or provides an initial administration of mifepristone to a patient for the purposes of performing a medication abortion, the physician or an agent of the physician shall provide a legible, written notice to the patient that includes the same information as required under subsection (b)(1).

(d) When a medical emergency compels the performance of a medication abortion that use mifepristone, the physician shall inform the woman, prior to the medication abortion, if possible, of the medical indications supporting the physician's judgment that an abortion is necessary to avert the woman's death or that a 24-hour delay would create

serious risk of substantial and irreversible impairment of a major bodily function, excluding psychological or emotional conditions.

(e) Within 90 days after the effective date of this section, the department of health and environment shall cause to be published, in English and in each language that is the primary language of 2% or more of the state's population, in print and on the website required to be maintained under K.S.A. 65-6710, and amendments thereto, comprehensible materials designed to inform women of the possibility of reversing the effects of a medication abortion that uses mifepristone and information on resources available to reverse the effects of a medication abortion that uses mifepristone. The website shall also include other relevant telephone and internet resources containing information on where the patient can obtain timely assistance to attempt to reverse the medication abortion.

(f) Upon a first conviction of a violation of this section, a person shall be guilty of a class A person misdemeanor. Upon a second or subsequent conviction of a violation of this section, a person shall be guilty of a severity level 10, person felony.

(g) The department of health and environment shall assess a fine of \$10,000 to any private office, freestanding surgical outpatient clinic, hospital or other clinic or facility that fails to post a sign required by subsection (b). Each day that a medication abortion that uses mifepristone, other than a medication abortion that is necessary to prevent the death of the pregnant woman, is performed in any private office, freestanding surgical outpatient clinic, hospital or other facility or clinic when the required sign is not posted during a portion of that day's business hours when patients or prospective patients are present shall be a separate violation. The department of health and environment shall remit all moneys received from fines under this subsection to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount into the state treasury to the credit of the state general fund.

(h) (1) If a physician provides a medication abortion using mifepristone in violation of this section, the following individuals may bring a civil action in a court of competent jurisdiction against the physician for actual damages, exemplary and punitive damages and any other appropriate relief:

(A) A woman to whom such medication abortion has been provided;
 (B) the father of the unborn child who was subject to such medication abortion; or
 (C) any grandparent of the unborn child who was subject to such medication abortion, if the woman was not 18 years of age or older at the time the medication abortion was performed or if the woman died as a result of the medication abortion.

(2) Notwithstanding any other provision of law, any action commenced in accordance with this subsection shall be filed within two years after the later of:

(A) The date of the discovery of the violation under this section; or
 (B) the conclusion of a related criminal case.
 (3) In any action brought under this section, the court shall award reasonable attorney fees and costs to:

(A) A prevailing plaintiff; or
 (B) a prevailing defendant upon a finding that the action was frivolous and brought in bad faith.

(i) In any civil or criminal proceeding or action brought under this section, the court shall rule whether the anonymity of any woman to whom a medication abortion

has been provided, induced or attempted to be provided or induced shall be preserved from public disclosure, if she does not give her consent to such disclosure. The court, upon motion or sua sponte, shall make such a ruling and, upon determining that the woman's anonymity should be preserved, shall issue orders to the parties, witnesses and counsel and shall direct the sealing of the record and exclusion of individuals from courtrooms or hearing rooms to the extent necessary to safeguard the woman's identity from public disclosure. Each such order shall be accompanied by specific written findings explaining why the anonymity of the woman should be preserved from public disclosure, why the order is essential to that end, how the order is narrowly tailored to serve that interest and why no reasonable less restrictive alternative exists. In the absence of written consent of the woman to whom a medication abortion has been provided, induced or attempted to be provided or induced, any person, other than a public official, who brings an action under this section shall do so under a pseudonym. This subsection shall not be construed to conceal the identity of the plaintiff or witnesses from the defendant.

(j) If any provision of this section, or any application thereof to any person or circumstance, is held invalid by court order, then such invalidity shall not affect the remainder of this section and any application thereof to any person or circumstance that can be given effect without such invalid provision or application, and to this end, the provisions of this section are declared to be severable.

(k) Any person licensed by the state board of healing arts or the board of nursing who prescribes or administers progesterone for the purpose of reversing a medication abortion shall:

(1) Report to the department of health and environment that the person has prescribed or administered progesterone to a patient for the purpose of reversing a medication abortion within 14 days of such prescription or administration;

(2) if the progesterone treatment fails to reverse the effects of the medication abortion, report to the department of health and environment within 14 days of such failure; and

(3) if the woman to whom progesterone is prescribed or administered for the purpose of reversing a medication abortion successfully carries the pregnancy to term, report to the department of health and environment the maternal and newborn health conditions at the time of birth within 14 days of the birth.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 and 3; in line 4, by striking all before the period and inserting "abortion; relating to medication abortions; notification requirements";

And your committee on conference recommends the adoption of this report.

BRENDA LANDWEHR

JOHN EPLEE

MONICA MURNAN

Conferees on part of House

GENE SUELLENTROP

EDWARD BERGER

BARBARA BOLLIER

Conferees on part of Senate

On motion of Rep. Eplee, the conference committee report on **SB 67** was adopted.

On roll call, the vote was: Yeas 85; Nays 35; Present but not voting: 0; Absent or not voting: 5.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Burroughs, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Francis, French, Frownfelter, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Murnan, Orr, Owens, Pannbacker, F. Patton, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warfield, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Carlin, Carmichael, Clayton, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Erickson, Huebert, Phillips, Ruiz, L., Schreiber.

MESSAGES FROM THE SENATE

Announcing adoption of **SCR 1612**.

The Senate adopts the Conference Committee report on **SB 67**.

The Senate adopts the Conference Committee report on **SB 70**.

The Senate adopts the Conference Committee report on **SB 78**.

The Senate adopts the Conference Committee report on **S Sub HB 2167**.

The Senate adopts the Conference Committee report on **HB 2223**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate concurrent resolution was thereupon introduced and read by title:

SENATE CONCURRENT RESOLUTION No. **SCR 1612**—

By Senators Wagle, Denning and Hensley

SCR 1612—A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period during the 2019 regular session of the legislature.

Be it resolved by the Senate of the State of Kansas and the House of Representatives concurring therein: That the legislature shall adjourn at the close of business of the daily session convened on April 5, 2019, and shall reconvene on May 1, 2019, pursuant to adjournment of the daily session convened on April 5, 2019; and

Be it further resolved: That the secretary of the senate and the chief clerk of the house of representatives and employees specified by the director of legislative administrative services for such purpose shall attend to their duties each day during such period of adjournment, Sundays excepted, for the purpose of receiving messages from the governor and conducting such other business as may be required; and

Be it further resolved: That members of the legislature shall not receive the per diem compensation and subsistence allowances provided for in K.S.A. 46-137a(a) and (b), and amendments thereto, for any day within a period in which both houses of the legislature are adjourned for more than two days, Sundays excepted; and

Be it further resolved: That members of the legislature attending a legislative meeting of whatever nature when authorized pursuant to law, or by the legislative coordinating council, the president of the senate or the speaker of the house of representatives, and members of a conference committee attending a meeting of the conference committee authorized by the president of the senate and the speaker of the house of representatives during any period of adjournment for which members are not authorized compensation and allowances pursuant to K.S.A. 46-137a, and amendments thereto, shall receive compensation and travel expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2167** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as with Senate Committee of the Whole amendments, as follows:

On page 2, in line 5, after "that" by inserting "industrial"; in line 11, by striking "thereunder" and inserting "hereunder"; in line 18, by striking "thereunder" and inserting "hereunder"; in line 21, by striking "thereunder" and inserting "hereunder";

By striking all on pages 4 through 6;

On page 7, by striking all in lines 1 through 39 and inserting:

"New Sec. 4. (a) The Kansas department of agriculture shall create and maintain a registry of all hemp processors operating within the state of Kansas.

(b) Any person engaging in the processing of industrial hemp shall register annually with the secretary of agriculture prior to processing industrial hemp, except as provided in subsection (f).

(c) Registration shall expire annually on April 30. A registration fee, not to exceed \$200, shall be established pursuant to rules and regulations adopted by the secretary.

(d) Any person required to register as a hemp processor pursuant to this section shall submit an annual registration application on a form provided by the secretary that shall include, at a minimum:

(1) The full legal name, date of birth, address and telephone number of the applicant. If the applicant is not an individual, the same information shall also be provided for all owners and the individual responsible for all industrial hemp processing and related activities performed by the applicant;

(2) the physical location of any premises that will serve as a part of the applicant's industrial hemp processing operations;

(3) a brief description of the industrial hemp processing methods, activities and products planned for production; and

(4) certification that such applicant has fully complied with the fingerprinting and criminal history record check requirements contained in this section, if applicable. Any such applicant who provides a false statement of compliance with such requirements

shall be guilty of a class C nonperson misdemeanor.

(e) The Kansas department of agriculture shall provide an updated list of all hemp processors to the Kansas bureau of investigation and to the county sheriff in each county where a hemp processor is located as often as is reasonably required or requested.

(f) No hemp processor who is licensed under K.S.A. 2018 Supp. 2-3902, and amendments thereto, shall be required to register pursuant to this section, but the secretary shall include such hemp processors in the list of registered hemp processors maintained by the Kansas department of agriculture pursuant to this section.

(g) Fees collected pursuant to this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the commercial industrial hemp act licensing fee fund.

(h) Except as provided in subsection (f), it shall be unlawful for any person to operate as a hemp processor without valid registration.

(i) (1) Upon a first conviction for a violation of subsection (h), a person shall be guilty of a class A nonperson misdemeanor.

(2) On a second or subsequent conviction for a violation of subsection (h), a person shall be guilty of a severity level 9, nonperson felony.

(j) (1) A registered hemp processor, or an applicant to become a registered hemp processor, shall request the Kansas bureau of investigation to conduct a state and national criminal history record check on any individual employed or seeking employment under such registered hemp processor or applicant who would be engaged in extraction of cannabinoids, including through the disposal of cannabinoids from industrial hemp, pursuant to section 6, and amendments thereto. The request for a state and national criminal history record check shall include the following:

(A) The individual's fingerprints; and

(B) a copy of a completed and signed statement furnished by the hemp processor that includes:

(i) A waiver permitting the hemp processor to request and receive a criminal history record check for the purpose of determining the individual's qualification and fitness to process industrial hemp;

(ii) the name, address and date of birth of the individual as it appears on a valid identification document;

(iii) a disclosure of whether or not the individual has ever been convicted of or is the subject of pending charges for a criminal offense and, if convicted, a description of the crime and the result of the conviction; and

(iv) a notice to the individual that they are entitled to obtain a copy of the criminal history record check to challenge the accuracy and completeness of any information contained in any such report before any final determination is made by the hemp processor.

(2) A registered hemp processor, or an applicant to become a registered hemp processor, shall require such individual to be fingerprinted and to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. Such hemp processor or applicant shall use the fingerprints to identify the individual and to determine whether the individual has a record of criminal history in this state or other

jurisdictions or countries. The hemp processor may use the information obtained from the fingerprints and such state and national criminal history record checks in the official determination of the qualifications and fitness of the individual to process industrial hemp. Disclosure or use of any information received by the hemp processor for any purpose other than the purposes provided for in the commercial industrial hemp act shall be a class A nonperson misdemeanor.

(3) Local and state law enforcement officers and agencies shall assist the hemp processor in taking and processing such individual's fingerprints as authorized by this section.

(4) The Kansas bureau of investigation shall release all records of the individual's adult convictions and adult convictions from another state, jurisdiction or country, to the hemp processor to make a final determination of the qualification of such individual to process industrial hemp.

(5) An individual who has been convicted of a felony violation of article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or a substantially similar offense in another jurisdiction, within the immediately preceding 10 years, shall be disqualified from processing industrial hemp under this section.

(6) A hemp processor shall be solely responsible for making any determination that an individual's criminal history record shows that such individual has been convicted of a crime that bears upon the fitness of such individual to extract cannabinoids from industrial hemp. This section does not require the Kansas bureau of investigation to make such a determination on behalf of any hemp processor.

(7) The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check.

(8) A registered hemp processor, or an applicant to become a registered hemp processor, shall pay the costs of fingerprinting and the state and national criminal history record checks for individuals seeking employment under such hemp processor or applicant.

(k) The secretary shall promulgate rules and regulations to carry out the provisions of this section.

(l) This section shall be a part of and supplemental to the commercial industrial hemp act, K.S.A. 2018 Supp. 2-3901 et seq., and amendments thereto.";

On page 8, in line 6, after "any" by inserting "other"; in line 7, by striking all after "hemp"; by striking all in lines 8 and 9; in line 10, by striking all before the period and inserting "that is prohibited pursuant to the Kansas food, drug and cosmetic act, K.S.A. 65-636 et seq., and amendments thereto, and the commercial feeding stuffs act, K.S.A. 2-1001 et seq., and amendments thereto. This subparagraph shall not otherwise prohibit the use of any such ingredient, including cannabidiol oil, in such hemp products"; in line 22, by striking "operating"; in line 23, by striking all before the comma and inserting "registered as a hemp processor pursuant to section 4, and amendments thereto"; in line 29, after the semicolon, by striking "and" and inserting "or"; in line 32, by striking all after "misdemeanor"; by striking all in line 33; in line 34, by striking all before the period; in line 35, after "second" by inserting "or subsequent"; in line 36, by striking all after "felony"; by striking all in lines 37 through 43;

On page 9, in line 1, by striking all before the period; in line 6, by striking "authorized" and inserting "not prohibited"; in line 23, by striking "act" and inserting "section"; in line 27, after "(b)" by inserting "Any violation of this section shall be

considered an unlawful act for the purposes of K.S.A. 65-3409, and amendments thereto.

(c) ";

On page 10, in line 2, after "THC" by inserting ":

(A) ";

Also on page 10, in line 3, after the period by inserting ";

(B) on a percentage by weight basis in hemp products, waste or substances resulting from the production or processing of industrial hemp.";

Also on page 10, in line 19, by striking "licensed" and inserting "registered"; in line 20, by striking the second comma and inserting "and"; also in line 20, by striking "and distribute";

On page 11, in line 1, by striking "that"; also in line 1, after "plants" by inserting "to"; in line 5, by striking all before "not" and inserting "they do";

On page 13, in line 6, by striking "thereunder" and inserting "hereunder";

On page 32, in line 29, by striking "on"; in line 30, by striking all before the semicolon;

And by renumbering sections accordingly;

And your committee on conference recommends the adoption of this report.

DAN KERSCHEN

RICK BILLINGER

MARCI FRANCISCO

Conferees on part of Senate

RONALD L. HIGHLAND

ERIC L. SMITH

SYDNEY CARLIN

Conferees on part of House

On motion of Rep. Highland, the conference committee report on **HB 2167** was adopted.

On roll call, the vote was: Yeas 114; Nays 3; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Eplee, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Ellis, Landwehr.

Present but not voting: None.

Absent or not voting: Erickson, Finney, Holscher, Huebert, Murnan, Phillips, Ruiz, L., Schreiber.

CHANGE OF CONFEREES

Rep. Ruiz, L., is appointed to replace Rep. Clayton as a member of the conference committee on **SB 53**.

On emergency motion of Rep. Hawkins, **SCR 1612** was adopted.

REPORT ON ENGROSSED BILLS

HB 2070, HB 2103, HB 2365 reported correctly engrossed April 4, 2019.

HB 2084, HB 2085, HB 2144 reported correctly re-engrossed April 4, 2019.

REPORT ON ENGROSSED BILLS

HB 2209, S Sub for HB 2225 reported correctly engrossed April 5, 2019.

S Sub for HB 2007, HB 2031, HB 2087, HB 2126 reported correctly re-engrossed April 5, 2019.

REPORT ON ENROLLED BILLS

HB 2178 reported correctly enrolled, properly signed and presented to the Governor on April 5, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:08 a.m., Wednesday, May 1, 2019.

Journal of the House

FIFTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, May 1, 2019, 11:00 a.m.

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

The roll was called with 125 members present.

Prayer by guest chaplain, Rev. John Menkveld, Senior Pastor, Oakland Church of the Nazarene, Topeka:

Creator and Sustainer,

As we gather here today as representatives of our state, we pray that we are ever mindful of opportunities to render our service to fellow citizens and to our community.

Thus, as we begin these deliberations, we ask Your blessing that Your holy hand may enlighten and firmly guide us as we seek to preserve and promote the dignity and life of all of our people.

May this body of legislators always recognize it is their vocation to assist You in administering Your benevolence, that an atmosphere of true peace and liberty may prevail in the state of Kansas and throughout our great nation.

We pray for Your continued protection over our state and country; and we humbly ask that You grant us wisdom and clarity as we make decisions that impact so many.

We ask this grace, in Your most holy and loving name. Amen.

The Pledge of Allegiance was led by Rep. Owens.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Horn and Rep. Lynn are spread upon the Journal:

Good morning colleagues!

Today we stand before you to recognize some of the unsung heroes of the Kansas legislature. These are the caregivers – of our young children, of our aging parents – who make it possible for us to serve in Topeka knowing that our loved ones are being well cared for.

The folks here today (and some at home) provide an invaluable service to the state of Kansas. They care for our loved ones while we are here in Topeka, and allow us to work hard for the people of Kansas, assured that our families are safe and sound. Theirs too is

often a thankless job, and they are often the recipients of a strange phone call that goes something like “Hey, yeah, it’s going to be a late night. Can you keep the kids a little longer? I’m not sure how long it will be - but I might be home before midnight?”

We would like to recognize:

- Rep. Rhiley: Diana Rhiley – Caregiver for her parents
- Rep. Bishop: Darryl Bishop – Support for Elizabeth during the session
- Rep. Williams: Hazel Slyter & Joe Williams – Caregivers for the four Williams kids
- Rep. Holscher: Katie Horton, Maggie Horton, and Sarah Chafin – Caregivers for the Holscher brood
- Rep. Clayton: Jennifer Estes and Molly Clayton – Caregivers and chauffeurs for Rep. Clayton’s kids
- Rep. Wasinger: Pam Richey – Caregiver for her mother
- Rep. Warren: Ellen Suddreth and friends – Caregivers and chauffeurs for the Warren kids
- Rep. Whipple: Chelsea Whipple, wife of Rep. Wipple and wrangler of three spirited boys
- Rep. Pittman: Holly Pittman, wife of Rep. Pittman and mom of Sloane, Bella, and Xavier
- Rep. Lynn: Her husband Chad, and her in-laws, Ken and Judy Lynn, caregivers for Kai and Calum and Jovie Lynn; also Stacy Burkhart and Linda Lane, who have been instrumental in transporting her children to and from school
- Rep. Horn: Her husband, Rick Martin, and her mother, Jody Horn, caregiver for sons Leo and Bowie

Also, I’m sure many of you also want to thank the folks that watch your livestock during the session, but if we opened it up to animals, then I would have had to say yes to Rep. Parker’s request to thank his doggie day care providers.

So, please, join us in a round of applause for these fine Kansans, as we thank them for their service to our state.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Averkamp are spread upon the Journal:

Today I welcome and recognize Coach Kyle Porter, Coach David Boucher, and the ladies of the Royal Valley High School Basketball team.

Coach Porter and these young ladies won the 2019 3A Girls Basketball State Championship, the first ever in the school’s history.

Their hometown of Hoyt and all of Jackson County are rightfully proud of these young ladies for their achievements and the strength of character they showed on their path to victory.

Having lost in the State Championship game in 2018, they came back this season with the attitude necessary to succeed – a truly Kansas’ attitude - a determination to get back up, and work through difficulties in order to reach the stars.

After a season of ups and downs, they entered the State tournament as a number 6 seed. They faced and defeated the number 2 and 3 seeded teams, and finally faced the number one seeded team in the championship game. Down by 12 points in the 3rd quarter of this final game, these young ladies maintained their focus and came back to win by three in an exciting overtime victory.

In front of you today are:

Coaches: Kyle Porter and David Boucher

Seniors: Mary Broxterman, Menon Irving, Kiihto Thomas, Tope Serna, and Emily Albright

Their teammates joining them in the gallery today are:

Mahpiya Irving, Wakiyan Wi Irving, Emma Poort, Hayley Harman, Maddie Saia, Karlie Albright, and Shanokwe Price.

Please join me in congratulating Coach Porter and these young ladies on their achievements and thank you for your courtesy.

Rep. Averkamp presented the team with a framed House certificate in honor of their championship.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Curtis are spread upon the Journal:

Thank you, body for allowing me a few minutes to recognize Goodwill of Eastern Missouri & Western Kansas as they celebrate 125 years of service in Kansas. With us today from Goodwill is Ed Lada, Trent Wunstel and Kristin Wood.

In 1894, The Helping Hand Institute was founded in Kansas City, MO to provide food, shelter, and a work relief program for those who were homeless and without resources. The Helping Hand later became a part of Goodwill Industries which was founded in Boston, MA in 1902.

Early Goodwill Industries collected used goods and trained employees with disabilities or disadvantages to repair items for resale to support its programs, adopting the philosophy of offering “a hand up, not a hand out.”

Goodwill Industries, over the years, expanded its focus to become a training center for job seekers, adding services such as employment skills training and vocational rehabilitation for persons with disabilities.

Today Goodwill of Western Missouri and Eastern Kansas has a significant presence in Kansas City and its surrounding communities, operating fourteen retail stores, an outlet store, and three donation centers, annually diverting more than 15 million pounds of material from area landfills.

Goodwill continues to be a nonprofit leader providing resources and services to individuals who have barriers to employment.

Please join me in commending Goodwill of Western Missouri and Eastern Kansas on their 125th anniversary.

Rep. Curtis presented her guests with a framed House certificate in honor of their accomplishments.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Pittman are spread upon the Journal:

Leavenworth High school founded one of the first Jr. ROTC programs. For those unfamiliar, ROTC or Reserve Officer Training Corps, trains young adults in military.

Let me start with just a few bits of history. In 1897, Captain Huston founded the Leavenworth High JROTC program, one of the first in the nation. When started, students were trained using broomsticks for guns, and drills were conducted in an old courthouse. Times have certainly changed.

Today the program is approaching 400 active cadets in a school of about 1200 students and regularly sends an average of 2-3 and often more students to our esteemed military academies. Note that it wasn't until 1995 that the first woman entered The Citadel. In 1903, the first female corps was founded in Leavenworth High.

In 1961, Leavenworth High School established the first Ranger unit in the nation. This platoon, modeled after the elite Ranger units perform missions with tactical objectives and seeks to train the most dedicated and elite cadets to do their best. The unit still exists today, called the Raiders, participating in many challenging activities. In 1976, females were permitted to join the Raider program.

I have with me today one of those young women. I am joined by Cadet Captain Kanya Halle. She has proven that she can go faster, farther and harder than all other female Raiders in the United States. Holding an excellent GPA, a military brat, and Commander of the female team, does track and is aiming for a West Point appointment. If that does work out, she plans to join US Military special forces. Having torn her ACL in her freshman year, she had been chomping at the bit to compete in the National Raider competition. She became the top.

She is one of the big reasons that the Leavenworth High Raider team have been the national champion runners up for two years in a row. As First Sergeant Codgil, who is also here with me, as well as the female coach Ms. Mary Schwarz, has told me "Her drive is unbelievable."

Where the Ranger Creed contains the statement "I accept the fact that as a Ranger my country expects me to move further, faster and fight harder than any other Soldier," Cadet Captain Halle has proven she has more than what it takes to be a National Champion. Please join me in congratulating her on this massive accomplishment.

Rep. Pittman presented Kanya with a framed House certificate in recognition of her achievements.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolutions were referred to committees as indicated:

Calendar and Printing: **HCR 5012.**

Federal and State Affairs: **HCR 5013.**

Taxation: **HB 2418.**

MESSAGES FROM THE GOVERNOR

April 9, 2019

Message to the Kansas House of Representatives

Enclosed is Executive Order No. 19-06 for your information.

EXECUTIVE ORDER NO. 19-06

Governor's Reward for Information Regarding the Murder of James McFarland

LAURA KELLY
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE GOVERNOR

- HB 2188** approved on April 9, 2019
- HB 2101, HB 2125, HB 2191** approved on April 10, 2019
- HB 2178** approved on April 11, 2019
- HB 2215** approved on April 12, 2019
- HB 2167** approved on April 15, 2019
- HB 2070, HB 2084, HB 2085, HB 2144** approved on April 16, 2019
- HB 2365** approved on April 17, 2019
- HB 2007, HB 2031, HB 2038, HB 2039, HB 2087, HB 2103, HB 2119, HB 2126, HB 2177, HB 2214, HB 2225** approved on April 18, 2019

The following message from the Governor regarding **HB 2209**, which will become law without the governor's signature, was received and read.

Message from the Governor

House Bill 2209 makes sweeping changes to healthcare policy in Kansas. After long and careful deliberation – including in-depth discussions with both opponents and proponents -- I continue to harbor serious reservations about this legislation. I believe it is fundamentally wrong to deny health coverage to anyone because they have a pre-existing condition. It troubles me that only two other states in the nation have implemented a model similar to this bill, making the long-term impact uncertain. And I am disappointed that the Kansas Insurance Department chose not to engage with the Legislature to ensure the final product included basic consumer protections and regulatory safeguards. Therefore, as a matter of principle, I cannot sign House Bill 2209.

I also fundamentally believe that governing demands a relentless pursuit of common ground. Proponents of House Bill 2209 brought this legislation forward because healthcare costs far too much. Our rural communities need help. Kansas farmers and ranchers face historic challenges in the wake of declining farm income, severe weather, and a global trade war. They openly acknowledge that this bill will not solve all the complex problems plaguing our healthcare system. In their opinion, an “all of the above” approach stands the best chance of helping the greatest number of Kansans. On

these points, I wholeheartedly agree.

With that larger vision and shared goal in mind, I will allow House Bill 2209 to become law without my signature. New ideas always carry a certain level of risk. I believe the potential risks of this legislation can be mitigated if they are coupled with a stable, secure, proven healthcare option: Medicaid Expansion.

In the last decade, Medicaid Expansion has been thoroughly vetted from every imaginable angle, with over 300 studies confirming its effectiveness and necessity. We know with certainty that it will strengthen our economy, save taxpayer dollars, and provide healthcare to roughly 150,000 Kansans. A majority of the Kansas Legislature already voted for my proposal in 2017 or publicly promised to support Expansion in their 2018 campaigns. Over 70 percent of states – with both Republican and Democratic governors – have expanded Medicaid. And 77 percent of Kansans want us to do the same.

Unfortunately, leaders in the Kansas Senate continue to prioritize their own political ambitions over the health and security of Kansas families and hospitals. Despite the will of both their chamber and their state, these three Senate leaders remain devoutly committed to partisan obstructionism.

I will never govern in this manner. My priority will always be the people of Kansas, and I allow House Bill 2209 to become law as a demonstration of my genuine commitment to compromise. I challenge legislators to join me in this good-faith effort, meet me halfway, and enact Medicaid Expansion before the 2019 legislative session adjourns.

Signed:

Laura Kelly,
Governor

MESSAGES FROM THE GOVERNOR

April 23, 2019

Message to the Kansas House of Representatives

Enclosed is Executive Order No. 19-07 for your information.

EXECUTIVE ORDER NO. 19-07
Establishing the Kansas Complete Count Committee

LAURA KELLY
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing the Senate herewith transmits the veto message from the Governor on SB 22: AN ACT concerning taxation; relating to income tax, addition and subtraction

modifications, treatment of deferred foreign income, global intangible low-taxed income, business interest, capital contributions and FDIC premiums, Kansas itemized deduction, election; sales and compensating use tax, imposition of tax, nexus, remote sellers, marketplace facilitators, food and food ingredients, rates; amending K.S.A. 2018 Supp. 79-32,117, 79-32,120, 79-32,138, 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 79-3221o.

MESSAGE FROM THE GOVERNOR REGARDING VETO OF SENATE BILL 22

Just two short years ago, the State of Kansas found itself on the brink of financial disaster. Even after depleting state savings and enduring multiple rounds of devastating budget cuts, unsustainable tax policy continued to perpetuate fiscal crisis. We saw schools close and class sizes grow. We saw an overwhelmed child welfare system let children fall through the cracks. And despite promises of immediate prosperity, Kansas routinely ranked among the nation's worst in multiple economic indicators.

As the budget hole continued to grow, the legislature passed two sales tax increases, swept more than \$2 billion from the state highway fund, delayed numerous payments to the state pension system, accumulated historic levels of debt, and raided every critical investment from early childhood education to public safety. But in the end, none of these short-term band aids could stem the bleeding caused by reckless tax policy. In November of 2016, Kansans called for change.

The very next year, the state hit "reset" in a historic act of bipartisanship with the passage of comprehensive tax reform. Our credit score improved within a week. The number of Kansans participating in the labor force increased for the first time since 2014. And we've finally begun to heal from the unprecedented devastation found in state agencies and state programs.

However, we have only just started the rebuilding process. Our recovery is tenuous; our budget is fragile. The State of Kansas cannot afford to make a U-turn.

Unfortunately, Senate Bill 22 would absolutely dismantle all the progress we've made. It would throw our state once again into a self-inflicted budget crisis, diminishing all the investments we've worked so hard to rebuild and restore. It would put our future at risk once again in order to give significant tax breaks to entities who need them the least, while continuing to leave working families behind.

Additionally, as noted by the Senate President during the floor debate, Senate Bill 22 will put Kansas out of compliance with the Streamlined Sales and Use Tax Agreement. This would potentially cost Kansas up to \$18 million in lost revenue — on top of the bill's already unaffordable \$200 million price tag in the next fiscal year.

I look forward to working with the Kansas Legislature in the future to achieve our common goal of a reduced food sales tax. However, as I explained repeatedly — both as a candidate for governor and after I took office — we cannot responsibly enact a food sales tax cut until our state's fiscal health stabilizes. This is not the time.

I share Kansas lawmakers' desire to keep the state tax burden as low as possible and that will continue to be my priority. In January, I presented a structurally balanced budget to the Kansas Legislature that funded our schools and roads, reduced state debt, left Kansas with the largest ending balance in 20 years, and did so all without a tax increase.

The people of Kansas elected me to rebuild our state. They elected me to bring fiscally conservative and responsible principles back to our government. We must be patient, thoughtful, and prudent as we evaluate tax policy. And, when we move forward with commonsense tax relief, we must ensure that it benefits the Kansans who need it the most.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 22.

Dated: March 25, 2019

By the Governor: Laura Kelly, *Governor*

There being no motion to reconsider **SB 22**, the veto was sustained.

CONSENT CALENDAR

No objection was made to **SB 155** appearing on the Consent Calendar for the first day.

CHANGE OF CONFEREES

Reps. Waymaster, Hoffman, and Wolfe Moore are appointed to replace Reps. Kelly, Orr, and Finney as members of the conference committee on **HB 2203**.

Reps. Patton, Ralph, and Carmichael are appointed to replace Reps. Proehl, Thimesch, and Helgerson as members of the conference committee on **HB 2248**.

Reps. Patton, Ralph, and Carmichael are appointed to replace Reps. Vickrey, Cox, and Neighbor as members of the conference committee on **SB 28**.

MESSAGES FROM THE SENATE

Announcing the Senate herewith transmits the veto message from the Governor on **SB 67: AN ACT** concerning abortion; relating to medication abortions; notification requirements.

MESSAGE FROM THE GOVERNOR REGARDING VETO OF SENATE BILL 67

Senate Bill 67 will interfere with the relationship between patients and their physicians. This unwarranted legislation would create confusion, could be harmful to women's health, and would subject health professionals to criminal penalties for failing to follow a government mandate that is not adequately supported by medical science.

By the Governor: Laura Kelly, *Governor*

Dated: April 22, 2019

A motion was made that **SB 67** be passed notwithstanding the Governor's veto. By a vote of 27 Yeas and 13 Nays, the motion having received the required two-thirds majority of the elected members of the Senate, voting in the affirmative, the motion prevailed and the bill passed.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Rep. Landwehr, the House proceeded to reconsider **SB 67 AN ACT** concerning abortion; relating to medication abortions; notification requirements.

The Governor's objection to **SB 67** having been read (see HJ Page 842) the question being shall the bill be passed notwithstanding the Governor's veto?

Call of the House was demanded.

On roll call, the vote was: Yeas 82; Nays 43; Present but not voting: 0; Absent or not voting: 0.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, B. Carpenter, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Vectors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: None.

A two-thirds majority of the members elected to the House not having voted in favor of the bill over the Governor's veto, the motion did not prevail, the bill did not pass, and the veto was sustained.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote to sustain the governor's veto of **Senate Bill 67**. This would mandate that doctors provide patients with unproven and unscientific information. The FDA has not approved either the safety or efficacy of this procedure. Therefore, I cannot support it. — STAN FROWN FELTER

MR. SPEAKER: Today, I voted No on **SB 67** to keep the bill alive. We were just one vote shy of the 84 required votes and we were unable to continue a Call of the House because all of the members were present. I decided to switch my vote from a Yes to a No so that within a 24-hour period I could make the motion to reconsider our action with the hope that we will pass the bill. This 24-hour period will give representatives time to hear from their constituents about this very important life issue. — BLAKE CARPENTER

CHANGE OF CONFEREES

Reps. Johnson, Mason, and Gartner are appointed to replace Reps. Kelly, Orr, and Finney as members of the conference committee on **HB 2140**.

REPORT ON ENGROSSED BILLS

HB 2038, HB 2039, HB 2177, S. Sub for HB 2214 reported correctly engrossed April 7, 2019.

HB 2119 reported correctly re-engrossed April 7, 2019.

HB 2167 reported correctly re-engrossed April 8, 2019.

REPORT ON ENROLLED BILLS

HB 2070, HB 2084, HB 2085, HB 2103, HB 2144, HB 2365 reported correctly enrolled, properly signed and presented to the Governor on April 8, 2019.

HB 2007, HB 2031, HB 2038, HB 2039, HB 2087, HB 2119, HB 2126, HB 2167, HB 2177, HB 2209, HB 2214, HB 2225 reported correctly enrolled, properly signed and presented to the Governor on April 9, 2019.

On motion of Rep. Jennings, the House adjourned until 10:00 a.m., Thursday, May 2, 2019.

Journal of the House

FIFTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, May 2, 2019, 10:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by guest chaplain, Rev. Sandra Brown, Pastor, First Presbyterian Church, Topeka:

Almighty God, as this body convenes today to work for the well-being of the people of Kansas, bless them with the fruit of your Spirit: with love, with joy, with peace; with patience, kindness, and generosity; with faithfulness, mercy, and self-control. Gently remind them that there is not one human being who is not made in your image, and that includes their fellow legislators. Thank you for each one of them, for the gifts they bring to their work. Make their time fruitful today. Bless them, and bless their families. . . make your face shine upon them. . . be gracious to them, and give them peace. Amen.

The Pledge of Allegiance was led by Rep. Ballard.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Bergquist are spread upon the Journal:

I appreciate a few minutes of your time. I am honored to introduce to you today Ben Saucedo. He is a candidate for Man of the Year 2019 for the Leukemia and Lymphoma Society. He is married to his wife Alysa. Ben serves as a city councilman in Park City. The Man and Woman of the Year Competition is a 10-week fundraising effort to raise money and awareness to the work and efforts of the Leukemia and Lymphoma Society. This is an organization that is very close to Ben's heart. You can look and see all the work that they are doing to help raise funds to fight blood cancers through research and development, as well as assist families who are struggling with these horrible diseases. Those are just two great reasons we are excited about this opportunity. There is another one though, and it is much more personal to Ben and his family.

On March 30, 2018, Ben's younger sister, Melinda Saucedo, was taken to the hospital because her lab work came back very irregular and doctors were concerned about her hemoglobin levels. She was admitted to Wesley Hospital in Wichita that evening. They began blood transfusions that evening as they awaited the test results. The next morning doctors confirmed their worst fears as they said his sister had Leukemia and it was an aggressive form. Her oncologist told them that things could either get better really quickly or could get worse really quickly. From there, the next few days were a whirlwind as they began chemotherapy, and they learned more of the seriousness of this disease. On April 12, 2018, they said goodbye, on this earth, to Ben's sister. She left behind a beautiful 8-year-old daughter, parents, two brothers, and countless friends and family. The shock hit them hard at how aggressive and completely devastating this disease was. They didn't have time to react to the initial diagnosis because of how aggressive the leukemia was, and how quickly the situation was evolving. Ben made a promise to himself and his sister that he would do what he could to help others who are affected by this horrible disease. He didn't know at the time exactly how and in what capacity, but he knew that he wanted to give his time so that when someone else would hear the word "leukemia," they would have more options, better treatments, and hopefully better outcomes than the Saucedo's had. If you want more information about the Leukemia and Lymphoma Society please get a flyer from my desk.

Please join me in welcoming my friend Ben Saucedo.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Croft are spread upon the Journal:

A special thank you to the hard working, dedicated and committed professionals in the Capitol Police Force and the Capitol Custodial Team. These professionals are essential to the efficient operation of the building and the many happenings throughout the year which include the legislative session.

Capitol Custodial Team:

Laura Smith (Lead), Mary Alcalá, Mike Bronson, Delores Sharp, Vernice Chavez, Tod Anderson, Gloria Pineda, Sheryl Rath, Kevin King, Yun Knight, Eric Steele, Dustin Pederzani, Sarah Meraz, Ryan Medeiros, Larry Miller, Wes Coen, Allan Large, Mark Helton

Capitol Police Force:

Amber Harrington (Captain), Crystal Golightley (LEO III), Terry Golightley (LEO III), Brandon Bichsel (LEO III), Eric Hatcher (LEO III), Tim Tillman (LEO III), Jeff Lee (LEO III), Florencio Chavez, Jr. (LEO II), Ron Ellis (LEO II), Brad Fegan (LEO II), Joshua Franco (LEO II), Christine Herink (LEO II), Scott Herink (LEO II), Lamont Jackson (LEO II), Derrick Mahoney (LEO II), Jeremy Mason (LEO II), Michael Pagel (LEO II), Patrick Salen (LEO II), Jose Saucedo (LEO II), Scott Scheibe (LEO II), Greydon Walker (LEO II), Scott Whitsell (LEO II), Kyle Hoefft (LEO I), J. Britt Humphrey (LEO I), Bryce Manker (LEO I), Aaron Plum (LEO I), Michael Tucker (LEO I), Andrew Adams (LEO I 999), Michael Casey (LEO I 999), Janita Corneluis (LEO I 999), Kent Dean (LEO I 999), Kenneth Dick (LEO I 999), Larry Dixon (LEO I 999), Ronald Hollar (LEO I 999), Richard Hunderfund, Jr. (LEO I 999), Terry Jones

(LEO I 999), Ernest Lang (LEO I 999), Carl Larsen (LEO I 999), Jack Metz (LEO I 999), Michael Rafferty (LEO I 999), Leonard Richter (LEO I 999), Dennis Stallbaumer (LEO I 999), Larry Stallbaumer (LEO I 999), Richard Thompson (LEO I 999)

Thank you for your service supporting the members of the House of Representatives, Senate, Executive Branch, visitors to the Capitol and citizens of Kansas.

Please join me in thanking these professionals.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Burroughs, **HR 6024**, as follows, was introduced and adopted:

HR 6024—A RESOLUTION recognizing Rick Riggs' service to the State of Kansas.
By Representative Burroughs

A RESOLUTION recognizing Rick Riggs for his many years of service and dedication to the State of Kansas.

WHEREAS, Ralph Richard "Rick" Riggs began his honorable career of 43 years with the State of Kansas in 1975, working at the Kansas Department of Corrections, where he worked as a correctional and parole officer; and

WHEREAS, Rick continued his service to Kansas as a management analyst for the Kansas Corporation Commission; and

WHEREAS, In 1984, Rick began his long and storied career in the Kansas Legislative Division of Post Audit as a staff auditor; and

WHEREAS, From 1998 through 2018, Rick served as the Division of Post Audit's Administrative Auditor, where he assisted the Post Auditor in implementing the Division's policies, procedures, and hiring process. He oversaw the Division's auditor training and development, compliance with federal auditing standards, and many other crucial tasks and assignments; and

WHEREAS, During his 35 years of service in the Legislative Division of Post Audit, Rick garnered an extensive understanding of government performance auditing, becoming not only an expert in his office but a respected institutional figure; and

WHEREAS, Working under three Post Auditors, Rick proved to be a crucial and reliable source of information, ensuring effective, efficient, and smooth transitions for incoming Post Auditors and in the overall administration of the Division; and

WHEREAS, Rick earned his Bachelor of Arts in Psychology from Washburn University and his Master's in Public Administration from the University of Kansas. Rick also earned a Project Management Certificate from the Employment Security Systems Institute; and

WHEREAS, Rick is supported in his endeavors by his wife, Perrin, with whom he has co-owned a local dog-training company since 2000: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize Rick Riggs for his many years of service and dedication to the State of Kansas, especially to the Legislative Division of Post Audit, and we wish him all the best during his well-deserved retirement; and

Be it further resolved: Because long-standing public servants are essential to government, the State of Kansas appreciates and celebrates Rick as a dedicated employee and all of his work for the state; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Burroughs.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Burroughs are spread upon the Journal:

It is my pleasure this morning to present this resolution recognizing Rick Riggs for forty-three years of service to Kansas.

Rick has been an integral member of our Legislative Post Audit Team and is both admired and respected by his coworkers and legislative committee members. As a sixteen year member, I have served with Rick and have long respected and valued his contributions to our audit process.

Over several decades, Rick has contributed to multiple policy issues with his institutional knowledge and audit recommendations. With his assistance, our Legislative Post Audit has received numerous national awards. I know that many of my colleagues have also appreciated his research and guidance throughout his career.

Please join me in acknowledging Rick's commitment to the Legislative Post Audit and the great State of Kansas. It is my pleasure to again congratulate and recognize Rick Riggs for his forty-three years of service to Kansas.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Claeys are spread upon the Journal:

- 1) How many present can remember Super Bowl I? The inaugural Super Bowl where the Kansas City Chiefs took on the Green Bay Packers? We won't say who won. But Mr. Tom Hedrick was there. He is one of two surviving commentators from Super Bowl I, he was just 32 years old. He did witness the Kansas City Chiefs win their Super Bowl in 1970 where he was a play-by-play announcer.
- 2) Tom is a proud Kansan. He and his wife Lee reside in Baldwin City. He just recently retired as a mass media and communications instructor at his alma mater, Baker University, and has long been the voice of the Baker Wildcats. He also holds a Masters from the University of Kansas.
- 3) Throughout his career, Mr. Hedrick has been a voice in sports broadcasting for the Nebraska Cornhuskers, Kansas Jayhawks, Kansas City Chiefs, Dallas Cowboys, Texas Rangers, the Cincinnati Reds and three Super Bowls.
- 4) Tom spent many years as an announcer for CBS's coverage of the Cotton Bowl and for ABC's WideWorld of Sports.
- 5) Tom Hedrick has been named Kansas Sportscaster of the year six times and Missouri sportscaster of the year once.
- 6) His life-long career in sports broadcasting is so valuable, he wrote a textbook titled, *The Art of Sportscasting*, which is used by eight different universities including the University of Kansas.

We have guests from Baker University here today in the gallery to give witness as we honor an outstanding Kansan. I also want to recognize Tom's wife, Lee, and daughter, Nancy, who join him on the floor. Representative Claeys presented Mr. Hedrick with a framed House certificate in honor of his many accomplishments.

On motion of Rep. Hawkins, the House recessed until 11:15 a.m.

LATE MORNING SESSION

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

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators Suellentrop, Berger, and Bollier to replace Senator Olson, Billinger, and Ware as conferees on **SB 28**

The Senate announced the appointment of Senator Wagle to replace Senator Tyson as a conferee on **HB 2033**.

The Senate announced the appointment of Senators McGinn and Hawk to replace Senators Olson and Ware as conferees on **HB 2203**.

The Senate announced the appointment of Senators Wilborn, Rucker, and Miller to replace Senators Petersen, Goddard, and Pettey as conferees on **HB 2248**.

The Senate adopts the Conference Committee report on **SB 18**.

The Senate adopts the Conference Committee report on **SB 20**.

The Senate adopts the Conference Committee report on **SB 63**.

The Senate adopts the Conference Committee report on **HB 2290**.

The Senate adopts the Conference Committee report to agree to disagree on **HB 2033**, and has appointed Senators Wagle, Kerschen and Holland as Second conferees on the part of the Senate.

CONSENT CALENDAR

No objection was made to **SB 155** appearing on the Consent Calendar for the second day.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2033** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

SUSAN WAGLE

DAN KERSCHEN

Conferees on part of Senate

STEVEN JOHNSON

LES MASON

Conferees on part of House

On motion of Rep. Johnson the conference committee report on **HB 2033** to agree to disagree, was adopted.

Finch thereupon appointed Reps. Johnson, Mason and Gartner as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2223** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 6 through 34;

By striking all on pages 2 through 4;

On page 5, by striking all in lines 1 through 30 and inserting:

"New Section 1. (a) Under the authority of this section and the legislative post audit act, and subject to appropriations therefor, the legislative post audit committee shall direct the post auditor and the division of post audit to conduct a systematic and comprehensive review, analysis and evaluation, under the provisions of the legislative post audit act, of economic development incentive programs, as defined in section 2, and amendments thereto, as selected by the legislative post audit committee. The evaluation procedure established by this section is intended to enhance and facilitate the ability of the legislature to fulfill its responsibility to evaluate and oversee economic development incentive programs. The oversight of economic development incentive programs is intended to remain with the legislature, independent of the legislative post audit committee. This section shall not be construed to limit, in any way, oversight of economic development incentive programs to the legislative post audit committee.

(b) The evaluations shall be considered within the meaning of the term audit for purposes of the legislative post audit act and shall be conducted by the post auditor and the division of legislative post audit pursuant to a schedule developed by the legislative post audit committee, such that all economic development incentive programs shall be reviewed every three years, and new economic development incentive programs shall be reviewed the year after the program commences, and then every three years thereafter. The timing and extent of the evaluations may be subject to adjustment by the legislative post audit committee in a manner consistent with the requirements of this section as necessary to conform with resources available to the post auditor in consideration of the demands of other duties under the legislative post audit act.

(c) In conducting such evaluations, the post auditor and the division of post audit shall have access to all books, accounts, records, files, documents and correspondence, confidential or otherwise, to the same extent permitted under K.S.A. 46-1106(e), and amendments thereto, and shall be subject to the same duty of confidentiality as provided by the legislative post audit act.

(d) Evaluations shall be conducted with the goal of enabling evidence-based policy determinations by the legislature with respect to economic development incentive programs. To the extent reasonably possible, evaluations shall utilize direct and documented evidence and primary-source instead of secondary source data. An evaluation shall include, as directed by the post audit committee:

(1) A description of the economic development incentive program, its history and

its goals;

(2) a literature review of the effectiveness of this type of incentive program, including an inventory of similar incentive programs in other states;

(3) an estimate of the economic and fiscal impact of the incentive program;

This estimate may take into account the following considerations in addition to other relevant factors:

(A) The extent to which the incentive program changes business behavior;

(B) the results of the incentive program for the economy of Kansas as a whole, including both positive direct and indirect impacts and any negative effects on other Kansas businesses;

(C) a comparison with the results of other incentive programs or other economic development strategies with similar goals;

(D) an assessment of whether protections are in place to ensure that the fiscal impact of the incentive program does not substantially increase beyond the state's means or expectations in future years;

(E) an assessment of the incentive program's design and whether the incentive program is being effectively administered in accordance with the program's enacting statute or statutes;

(F) an assessment of whether the incentive program is achieving its goals;

(G) recommendations for any changes to state policy, rules and regulations or statutes that would allow the incentive program to be more easily or conclusively evaluated in the future. These recommendations may include changes to collection, reporting and sharing of data, and revisions or clarifications to the goals of the incentive program;

(H) a return on investment calculation for the economic development incentive program. For purposes of this paragraph, "return on investment calculation" means analyzing the cost to the state or political subdivision for providing the economic development incentive program and analyzing the benefits realized by the state or political subdivision from providing the economic development incentive program;

(I) the methodology and assumptions used in carrying out the reviews, analyses and evaluations required under this subsection, including an analysis of multiplier effects and a critique of the multiplier effect determination methodologies utilized in the evaluation report, including any determinations made using standard industry software models, and any respective limitations or potential effects of such methods on outcomes; and

(J) an analysis of significant opportunity costs of the incentive program at the state and local level;

(4) any other information that the legislative post audit committee deems necessary to assess the effectiveness of the incentive program and whether it is achieving the goals of the incentive program; and

(5) all information, after redaction, as necessary, by the post auditor to remove information confidential under state or federal law, required for publication pursuant to section 3, and amendments thereto, with respect to the economic development incentive program being evaluated.

(e) The post auditor shall prepare and submit a written report with respect to each evaluation to the legislative post audit committee as provided by the legislative post audit act and, in addition, shall prepare and provide any redacted information, with

respect to the economic incentive program evaluated, required for publication by the secretary of commerce pursuant to section 3, and amendments thereto, to the secretary of commerce if such information is not otherwise available to the secretary of commerce.

(f) This section shall be a part of and supplemental to the legislative post audit act.

New Sec. 2. As used in sections 2 and 3, and amendments thereto:

(a) "Administering agency" means the state agency or department charged with administering a particular economic development incentive program, as set forth by the program's enacting statute or, where no department or agency is set forth, the department of revenue.

(b) "Economic development incentive program" means:

(1) Any economic development incentive program administered wholly or in part by the secretary of commerce;

(2) any tax credit program, except for social and domestic tax credits, regardless of the administering agency;

(3) property that has been exempted from ad valorem taxation under the provisions of section 13 of article 11 of the constitution of the state of Kansas;

(4) property that has been purchased, acquired, constructed, reconstructed, improved, equipped, furnished, repaired, enlarged or remodeled with all or any part of the proceeds of revenue bonds issued under the authority of K.S.A. 12-1740 through 12-1749a, and amendments thereto, that is exempt from ad valorem taxation under K.S.A. 79-201a *Second*, and amendments thereto; and

(5) any economic development fund, including, but not limited to, the job creation program fund established by K.S.A. 74-50,224, and amendments thereto, and the economic development initiatives fund, established by K.S.A. 79-4804, and amendments thereto.

(c) "Enterprise" means a corporation, limited liability company, S corporation, partnership, registered limited liability partnership, foundation, association, nonprofit entity, sole proprietorship, business trust or other entity engaged in business.

(d) "Recipient" means the enterprise that is the original applicant for and that receives proceeds from an economic development incentive program directly from the administering agency. "Recipient" includes an enterprise that is no longer solvent due to bankruptcy and a recipient with respect to an economic development project that has failed.

(e) "Social and domestic tax credits" means the adoption credit created pursuant to K.S.A. 79-202a, and amendments thereto, the earned income tax credit created pursuant to K.S.A. 2018 Supp. 79-32,205, and amendments thereto, the food sales tax credit created pursuant to K.S.A. 2018 Supp. 79-32,271, and amendments thereto, the child and dependent care tax credit created pursuant to K.S.A. 2018 Supp. 79-32,111c, and amendments thereto, and the homestead property tax refund created pursuant to K.S.A. 79-4501 et seq., and amendments thereto.

(f) "Tax credit program" means any credit allowed against the tax imposed by the Kansas income tax act, the premium or privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or the privilege tax as measured by net income of financial institutions imposed pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 3. (a) The department of commerce shall collect incentive data from

economic development incentive programs that provide more than \$50,000 of annual incentives from administering agencies as required by this section. Such data shall be collected from administering agencies and be stored in a database that is available to the public in a digital format. The database shall contain information from multiple years and must be searchable, printable and available to access over the internet on the department of commerce's website on a permanently accessible web page that may be accessed via a conspicuous link to that web page placed on the front page of the department's website. Information included in the database shall be updated by the department of commerce on an annual basis and such update shall be completed prior to the end of the following fiscal year in which such incentive was earned or distributed.

(b) The database required to be created by subsection (a) shall contain the following information or shall contain a link by which the user can access such information:

(1) User information for each economic development incentive program, including the:

(A) Names and addresses, including county, of recipients receiving benefits from the program and, for sales tax and revenue bonds issued under the STAR bond financing act, K.S.A. 2018 Supp. 12-17,162 et seq., and amendments thereto, the names of principals and officers for each project developer;

(B) annual amount of incentives claimed, distributed to or received by each recipient and any remaining balance of the total amount of incentives claimed or awarded to the recipient;

(C) qualification criteria for the economic development incentive program, including, if available, qualification criteria specific to the recipient. Qualification criteria shall include, but not be limited to, any requirements regarding the number of jobs created or the amount of initial or annual capital improvement;

(D) required benchmarks for continued participation in the economic development incentive program and progress made toward the benchmarks; and

(E) years for which the recipient has received benefits under the economic development incentive program;

(2) descriptive information for each economic development program, which shall include:

(A) A description and history of the program, including its inception date;

(B) the purpose or goals of the program and the criteria for qualification;

(C) applications for the program, if any, and relevant resources or contacts;

(D) the program cost and return on investment, including assumptions used to calculate the return on investment;

(E) the program compliance rate;

(F) annual reports, if required by statute; and

(G) evaluations of the program, if any; and

(3) annual data, which shall be organized by recipient, county and program and shall include the:

(A) Total amount of annual incentives from a program claimed or received by a recipient;

(B) total amount of incentives received by recipients in each county; and

(C) total amount of incentives distributed by each program.

(c) Data collected pursuant to this section must be aggregated and provided by

program, recipient and county.

(d) Except as otherwise provided in this subsection, and notwithstanding any information publication requirements listed in this section, no information shall be disclosed by the secretary of commerce under this section if such disclosure would:

- (1) Violate any federal law;
- (2) violate the confidentiality provisions of any agreement executed before July 1, 2019;
- (3) in the discretion of the secretary of commerce, be detrimental to the development of a STAR bond project or jeopardize an economic development incentive program or project; or
- (4) disclose the names or other personally identifying information of individuals who have made contributions or investments pursuant to the provisions of an economic development incentive program for the purpose of receiving a tax credit.

Information that is otherwise publicly available shall not be considered confidential and shall be subject to publication as provided in this section.

(e) (1) The secretary of commerce shall report in writing to the standing committee on commerce, labor and economic development of the house of representatives and the standing committee on commerce of the senate any information not disclosed by the secretary pursuant to subsection (d)(3) and the reason the information was not disclosed. Any testimony or oral presentation before the committee or discussion by the committee with respect to the report shall be considered the discussion of data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships pursuant to the provisions of K.S.A. 75-4319(b)(4), and amendments thereto, for purposes of the Kansas open meetings act, and shall be closed to the public.

(2) The report of the secretary pursuant to subsection (e)(1) shall be confidential and shall not be subject to the provisions of the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this paragraph shall expire on July 1, 2024, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2024.

New Sec. 4. (a) In addition to any other reports by the secretary of commerce to the legislative post audit committee, the house committee on commerce, labor and economic development or the senate committee on commerce otherwise required by law, each year, commencing in 2020, the secretary of commerce shall make an oral presentation before the legislative post audit committee, the house committee on commerce, labor and economic development and the senate committee on commerce at mutually agreed times during the period from the commencement of the legislative session to the end of January, and shall provide a report to each such committee with respect to each economic development incentive program as defined by section 2, and amendments thereto.

(b) The report shall include the following with respect to each economic development incentive program:

- (1) A summary of the program;
- (2) an annual update;
- (3) an analysis of economic impact data utilizing direct, primary source or auditable data, to the extent such data is reasonably available, and excluding any tertiary or indirect effects of the economic development program; and
- (4) any other information or analysis specified by the committee.

Sec. 5. K.S.A. 2018 Supp. 75-5133 is hereby amended to read as follows: 75-5133.
(a) Except as otherwise more specifically provided by law, all information received by the secretary of revenue, the director of taxation or the director of alcoholic beverage control from returns, reports, license applications or registration documents made or filed under the provisions of any law imposing any sales, use or other excise tax administered by the secretary of revenue, the director of taxation, or the director of alcoholic beverage control, or from any investigation conducted under such provisions, shall be confidential, and it shall be unlawful for any officer or employee of the department of revenue to divulge any such information except in accordance with other provisions of law respecting the enforcement and collection of such tax, in accordance with proper judicial order or as provided in K.S.A. 74-2424, and amendments thereto.

(b) The secretary of revenue or the secretary's designee may:

(1) Publish statistics, so classified as to prevent identification of particular reports or returns and the items thereof;

(2) allow the inspection of returns by the attorney general or the attorney general's designee;

(3) provide the post auditor access to all such excise tax reports or returns in accordance with and subject to the provisions of K.S.A. 46-1106(g), and amendments thereto;

(4) disclose taxpayer information from excise tax returns to persons or entities contracting with the secretary of revenue where the secretary has determined disclosure of such information is essential for completion of the contract and has taken appropriate steps to preserve confidentiality;

(5) provide information from returns and reports filed under article 42 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, to county appraisers as is necessary to ensure proper valuations of property. Information from such returns and reports may also be exchanged with any other state agency administering and collecting conservation or other taxes and fees imposed on or measured by mineral production;

(6) provide, upon request by a city or county clerk or treasurer or finance officer of any city or county receiving distributions from a local excise tax, monthly reports identifying each retailer doing business in such city or county or making taxable sales sourced to such city or county, setting forth the tax liability and the amount of such tax remitted by each retailer during the preceding month, and identifying each business location maintained by the retailer and such retailer's sales or use tax registration or account number;

(7) provide information from returns and applications for registration filed pursuant to K.S.A. 12-187, and amendments thereto, and K.S.A. 79-3601, and amendments thereto, to a city or county treasurer or clerk or finance officer to explain the basis of statistics contained in reports provided by subsection (b)(6);

(8) disclose the following oil and gas production statistics received by the department of revenue in accordance with K.S.A. 79-4216 et seq., and amendments thereto: Volumes of production by well name, well number, operator's name and identification number assigned by the state corporation commission, lease name, leasehold property description, county of production or zone of production, name of purchaser and purchaser's tax identification number assigned by the department of revenue, name of transporter, field code number or lease code, tax period, exempt production volumes by well name or lease, or any combination of this information;

(9) release or publish liquor brand registration information provided by suppliers, farm wineries, microdistilleries and microbreweries in accordance with the liquor control act. The information to be released is limited to: Item number, universal numeric code, type status, product description, alcohol percentage, selling units, unit size, unit of measurement, supplier number, supplier name, distributor number and distributor name;

(10) release or publish liquor license information provided by liquor licensees, distributors, suppliers, farm wineries, microdistilleries and microbreweries in accordance with the liquor control act. The information to be released is limited to: County name, owner, business name, address, license type, license number, license expiration date and the process agent contact information;

(11) release or publish cigarette and tobacco license information obtained from cigarette and tobacco licensees in accordance with the Kansas cigarette and tobacco products act. The information to be released is limited to: County name, owner, business name, address, license type and license number;

(12) provide environmental surcharge or solvent fee, or both, information from returns and applications for registration filed pursuant to K.S.A. 65-34,150 and 65-34,151, and amendments thereto, to the secretary of health and environment or the secretary's designee for the sole purpose of ensuring that retailers collect the environmental surcharge tax or solvent fee, or both;

(13) provide water protection fee information from returns and applications for registration filed pursuant to K.S.A. 82a-954, and amendments thereto, to the secretary of the state board of agriculture or the secretary's designee and the secretary of the Kansas water office or the secretary's designee for the sole purpose of verifying revenues deposited to the state water plan fund;

(14) provide to the secretary of commerce copies of applications for project exemption certificates sought by any taxpayer under the enterprise zone sales tax exemption pursuant to K.S.A. 79-3606(cc), and amendments thereto;

(15) disclose information received pursuant to the Kansas cigarette and tobacco act and subject to the confidentiality provisions of this act to any criminal justice agency, as defined in K.S.A. 22-4701(c), and amendments thereto, or to any law enforcement officer, as defined in K.S.A. 2018 Supp. 21-5111, and amendments thereto, on behalf of a criminal justice agency, when requested in writing in conjunction with a pending investigation;

(16) provide to retailers tax exemption information for the sole purpose of verifying the authenticity of tax exemption numbers issued by the department;

(17) provide information concerning remittance by sellers, as defined in K.S.A. 2018 Supp. 12-5363, and amendments thereto, of prepaid wireless 911 fees from returns to the local collection point administrator, as defined in K.S.A. 2018 Supp. 12-5363, and amendments thereto, for purposes of verifying seller compliance with collection and remittance of such fees;

(18) release or publish charitable gaming information obtained in charitable gaming licensee and registration applications and renewals in accordance with the Kansas charitable gaming act, K.S.A. 2018 Supp. 75-5171 et seq., and amendments thereto. The information to be released is limited to: The name, address, phone number, license registration number and email address of the organization, distributor or of premises;
and

(19) provide to the attorney general confidential information for purposes of

determining compliance with or enforcing K.S.A. 50-6a01 et seq., and amendments thereto, the master settlement agreement referred to therein and all agreements regarding disputes under the master settlement agreement. The secretary and the attorney general may share the information specified under this subsection with any of the following:

(A) Federal, state or local agencies for the purposes of enforcement of corresponding laws of other states; and

(B) a court, arbitrator, data clearinghouse or similar entity for the purpose of assessing compliance with or making calculations required by the master settlement agreement or agreements regarding disputes under the master settlement agreement, and with counsel for the parties or expert witnesses in any such proceeding, if the information otherwise remains confidential; and

(20) disclose taxpayer information that is received from income tax returns to the department of commerce that may be disclosed pursuant to the provisions of section 3, and amendments thereto, for the purpose of including such information in the database required by section 3, and amendments thereto.

(c) Any person receiving any information under the provisions of subsection (b) shall be subject to the confidentiality provisions of subsection (a) and to the penalty provisions of subsection (d).

(d) Any violation of this section shall be a class A, nonperson misdemeanor, and if the offender is an officer or employee of this state, such officer or employee shall be dismissed from office. Reports of violations of this paragraph shall be investigated by the attorney general. The district attorney or county attorney and the attorney general shall have authority to prosecute any violation of this section if the offender is a city or county clerk or treasurer or finance officer of a city or county.

Sec. 6. K.S.A. 2018 Supp. 79-3234 is hereby amended to read as follows: 79-3234. (a) All reports and returns required by this act shall be preserved for three years and thereafter until the director orders them to be destroyed.

(b) Except in accordance with proper judicial order, or as provided in subsection (c) or in K.S.A. 17-7511, ~~subsection (g) of K.S.A. 46-1106(g), K.S.A. 46-1114, or K.S.A. 79-32, 153a, and amendments thereto,~~ it shall be unlawful for the secretary, the director, any deputy, agent, clerk or other officer, employee or former employee of the department of revenue or any other state officer or employee or former state officer or employee to divulge, or to make known in any way, the amount of income or any particulars set forth or disclosed in any report, return, federal return or federal return information required under this act; and it shall be unlawful for the secretary, the director, any deputy, agent, clerk or other officer or employee engaged in the administration of this act to engage in the business or profession of tax accounting or to accept employment, with or without consideration, from any person, firm or corporation for the purpose, directly or indirectly, of preparing tax returns or reports required by the laws of the state of Kansas, by any other state or by the United States government, or to accept any employment for the purpose of advising, preparing material or data, or the auditing of books or records to be used in an effort to defeat or cancel any tax or part thereof that has been assessed by the state of Kansas, any other state or by the United States government.

(c) The secretary or the secretary's designee may: (1) Publish statistics, so classified as to prevent the identification of particular reports or returns and the items thereof;

(2) allow the inspection of returns by the attorney general or other legal representatives of the state;

(3) provide the post auditor access to all income tax reports or returns in accordance with and subject to the provisions of ~~subsection (g)~~ of K.S.A. 46-1106(g) or K.S.A. 46-1114, and amendments thereto;

(4) disclose taxpayer information from income tax returns to persons or entities contracting with the secretary of revenue where the secretary has determined disclosure of such information is essential for completion of the contract and has taken appropriate steps to preserve confidentiality;

(5) disclose to the secretary of commerce the following: (A) Specific taxpayer information related to financial information previously submitted by the taxpayer to the secretary of commerce concerning or relevant to any income tax credits, for purposes of verification of such information or evaluating the effectiveness of any tax credit or economic incentive program administered by the secretary of commerce; (B) the amount of payroll withholding taxes an employer is retaining pursuant to K.S.A. 74-50,212, and amendments thereto; (C) information received from businesses completing the form required by K.S.A. 74-50,217, and amendments thereto; and (D) findings related to a compliance audit conducted by the department of revenue upon the request of the secretary of commerce pursuant to K.S.A. 74-50,215, and amendments thereto;

(6) disclose income tax returns to the state gaming agency to be used solely for the purpose of determining qualifications of licensees of and applicants for licensure in tribal gaming. Any information received by the state gaming agency shall be confidential and shall not be disclosed except to the executive director, employees of the state gaming agency and members and employees of the tribal gaming commission;

(7) disclose the taxpayer's name, last known address and residency status to the Kansas department of wildlife, parks and tourism to be used solely in its license fraud investigations;

(8) disclose the name, residence address, employer or Kansas adjusted gross income of a taxpayer who may have a duty of support in a title IV-D case to the secretary of the Kansas department for children and families for use solely in administrative or judicial proceedings to establish, modify or enforce such support obligation in a title IV-D case. In addition to any other limits on use, such use shall be allowed only where subject to a protective order which prohibits disclosure outside of the title IV-D proceeding. As used in this section, "title IV-D case" means a case being administered pursuant to part D of title IV of the federal social security act, 42 U.S.C. § 651 et seq., and amendments thereto. Any person receiving any information under the provisions of this subsection shall be subject to the confidentiality provisions of subsection (b) and to the penalty provisions of subsection (e);

(9) permit the commissioner of internal revenue of the United States, or the proper official of any state imposing an income tax, or the authorized representative of either, to inspect the income tax returns made under this act and the secretary of revenue may make available or furnish to the taxing officials of any other state or the commissioner of internal revenue of the United States or other taxing officials of the federal government, or their authorized representatives, information contained in income tax reports or returns or any audit thereof or the report of any investigation made with respect thereto, filed pursuant to the income tax laws, as the secretary may consider proper, but such information shall not be used for any other purpose than that of the

administration of tax laws of such state, the state of Kansas or of the United States;

(10) communicate to the executive director of the Kansas lottery information as to whether a person, partnership or corporation is current in the filing of all applicable tax returns and in the payment of all taxes, interest and penalties to the state of Kansas, excluding items under formal appeal, for the purpose of determining whether such person, partnership or corporation is eligible to be selected as a lottery retailer;

(11) communicate to the executive director of the Kansas racing commission as to whether a person, partnership or corporation has failed to meet any tax obligation to the state of Kansas for the purpose of determining whether such person, partnership or corporation is eligible for a facility owner license or facility manager license pursuant to the Kansas parimutuel racing act;

(12) provide such information to the executive director of the Kansas public employees retirement system for the purpose of determining that certain individuals' reported compensation is in compliance with the Kansas public employees retirement act, K.S.A. 74-4901 et seq., and amendments thereto;

(13) ~~(A)~~ provide taxpayer information of persons suspected of violating K.S.A. 2018 Supp. 44-766, and amendments thereto, to the secretary of labor or such secretary's designee for the purpose of determining compliance by any person with the provisions of ~~subsection (i)(3)(D)~~ of K.S.A. 44-703(i)(3)(D) and K.S.A. 2018 Supp. 44-766, and amendments thereto. The information to be provided shall include all relevant information in the possession of the department of revenue necessary for the secretary of labor to make a proper determination of compliance with the provisions of ~~subsection (i)(3)(D)~~ of K.S.A. 44-703(i)(3)(D) and K.S.A. 2018 Supp. 44-766, and amendments thereto, and to calculate any unemployment contribution taxes due. Such information to be provided by the department of revenue shall include, but not be limited to, withholding tax and payroll information, the identity of any person that has been or is currently being audited or investigated in connection with the administration and enforcement of the withholding and declaration of estimated tax act, K.S.A. 79-3294 et seq., and amendments thereto, and the results or status of such audit or investigation;

~~(B)~~ any person receiving tax information under the provisions of this paragraph shall be subject to the same duty of confidentiality imposed by law upon the personnel of the department of revenue and shall be subject to any civil or criminal penalties imposed by law for violations of such duty of confidentiality; and

~~(C)~~ each of the secretary of labor and the secretary of revenue may adopt rules and regulations necessary to effect the provisions of this paragraph;

(14) provide such information to the state treasurer for the sole purpose of carrying out the provisions of K.S.A. 58-3934, and amendments thereto. Such information shall be limited to current and prior addresses of taxpayers or associated persons who may have knowledge as to the location of an owner of unclaimed property. For the purposes of this paragraph, "associated persons" includes spouses or dependents listed on income tax returns; ~~and~~

(15) after receipt of information pursuant to subsection (f), forward such information and provide the following reported Kansas individual income tax information for each listed defendant, if available, to the state board of indigents' defense services in an electronic format and in the manner determined by the secretary: (A) The defendant's name; (B) social security number; (C) Kansas adjusted gross income; (D) number of exemptions claimed; and (E) the relevant tax year of such

records. Any social security number provided to the secretary and the state board of indigents' defense services pursuant to this section shall remain confidential; and

(16) disclose taxpayer information that is received from income tax returns to the department of commerce that may be disclosed pursuant to the provisions of section 3, and amendments thereto, for the purpose of including such information in the database required by section 3, and amendments thereto.

(d) Any person receiving information under the provisions of subsection (c) shall be subject to the confidentiality provisions of subsection (b) and to the penalty provisions of subsection (e).

(e) Any violation of subsection (b) or (c) is a class A nonperson misdemeanor and, if the offender is an officer or employee of the state, such officer or employee shall be dismissed from office.

(f) For the purpose of determining whether a defendant is financially able to employ legal counsel under the provisions of K.S.A. 22-4504, and amendments thereto, in all felony cases with appointed counsel where the defendant's social security number is accessible from the records of the district court, the court shall electronically provide the defendant's name, social security number, district court case number and county to the secretary of revenue in the manner and format agreed to by the office of judicial administration and the secretary.

(g) Nothing in this section shall be construed to allow disclosure of the amount of income or any particulars set forth or disclosed in any report, return, federal return or federal return information, where such disclosure is prohibited by the federal internal revenue code as in effect on September 1, 1996, and amendments thereto, related federal internal revenue rules or regulations, or other federal law.

Sec. 7. K.S.A. 12-5245 is hereby amended to read as follows: 12-5245. (a) Upon receipt of the approval of the secretary as provided in ~~subsection (e) of~~ K.S.A. 12-5244(c), and amendments thereto, the governing body may proceed with the establishment of the district. Before doing so, the governing body shall adopt a plan for the development or redevelopment of housing and public facilities in the proposed district. Such plan may include plans for one or more projects, and the length of any individual project shall not exceed ~~15~~ 25 years. The plan shall include, but not be limited to, the following:

(1) The legal description and map required by ~~subsection (a) of~~ K.S.A. 12-5244(a), and amendments thereto;

(2) the existing assessed valuation of the real estate in the proposed district, listing the land and improvement values separately;

(3) a list of the names and addresses of the owners of record of all real estate parcels within the proposed district;

(4) a description of the housing and public facilities project or projects that are proposed to be constructed or improved in the proposed district, and the location thereof;

(5) a listing of the names, addresses and specific interests in real estate in the proposed district of the developers responsible for development of the housing and public facilities in the proposed district;

(6) the contractual assurances, if any, the governing body has received from such developer or developers, guaranteeing the financial feasibility of specific housing tax incentive projects in the proposed district; and

(7) a comprehensive analysis of the feasibility of providing housing tax incentives in the district, as provided in this act, ~~which that~~ shows the public benefits derived from such district will exceed the costs and that the income therefrom, together with other sources of funding, will be sufficient to pay for the public improvements that may be undertaken in such district. If other sources of public or private funds are to be used to finance the improvements, they shall be identified in the analysis.

(b) Prior to the adoption of the plan and designation of the district, the governing body shall adopt a resolution stating that the governing body is considering such action. The resolution shall provide notice that a public hearing will be held to consider the adoption of the plan and the designation of the district and contain the following elements:

(1) The date, hour and place of the public hearing;

(2) the contents of ~~paragraphs (1) through (4) in subsection (a) of this section~~ (1) through (4);

(3) a summary of the contractual assurances by the developer and comprehensive feasibility analysis; ~~and~~

(4) a statement that the plan is available for inspection at the office of the clerk of the city or county at normal business hours; ~~and~~

(5) a statement inviting members of the public to review the plan and attend the public hearing on the date announced in the resolution;

(c) The date fixed for the public hearing shall be not less than 30 nor more than 70 days following the date of the adoption of the resolution. The resolution shall be published at least once in the official newspaper of the city or county, with the final publication being not less than one week or more than two weeks preceding the date fixed for the public hearing.

(d) A certified copy of the resolution shall be delivered to the planning commission of the city or county and the board of education of any school district levying taxes on property within the proposed district. If the resolution is adopted by a city governing body, a certified copy also shall be delivered to the board of county commissioners of the county. If the resolution is adopted by a county governing body, it also shall be delivered to the governing body of any city located within three miles of such proposed district.

Sec. 8. K.S.A. 2018 Supp. 12-5248 is hereby amended to read as follows: 12-5248. (a) (1) Any city or county ~~which that~~ has established a housing incentive district as provided in this act may issue special obligation bonds to finance the implementation of the plan adopted for the district by the governing body. ~~Such~~ The special obligation bonds shall be made payable, both as to principal and interest:

(A) From property tax increments allocated to, and paid into a special fund of the city or county under the provisions of ~~subsection (b) of~~ K.S.A. 12-5250 (b), and amendments thereto;

(B) from revenues of the city or county derived from or held in connection with the implementation of the project or projects in the district;

(C) from any private sources, contributions or other financial assistance from the state or federal government;

(D) from any financial sureties or other guarantees provided by the developer;

(E) from a pledge of any other lawfully available city or county revenue sources, including, but not limited to: ~~(1)~~ (i) A portion of all increased franchise fees collected

from utilities and other businesses using public rights-of-way within the district; or ~~(2)~~ (ii) a portion of the sales and use tax revenues received by the city or county and collected pursuant to K.S.A. 12-187, and amendments thereto; or

(F) by any combination of these methods.

The city or county may pledge ~~such the~~ revenue to the repayment of ~~such the~~ special obligations bonds prior to, simultaneously with, or subsequent to the issuance of ~~such the~~ special obligation bonds.

(2) Bonds issued under this subsection shall not be general obligations of the city or county, ~~not nor~~ in any event shall they give rise to a charge against the general credit or taxing powers of the city or county, or be payable out of any funds or properties other than any of those set forth in this subsection. ~~Such~~ The bonds shall ~~so~~ state such information on their face.

(3) The bonds issued under the provisions of this subsection shall be special obligations of the city or county and are declared to be negotiable instruments. The bonds shall be executed by the mayor and clerk of the city or, in the case of counties, by the chairman of the board of county commissioners and clerk of the county, and shall be sealed with the corporate seal of the city or the seal of the county. All details pertaining to the issuance of ~~such the~~ special obligation bonds shall be determined by ordinance of the city or resolution of the county. All special obligation bonds issued pursuant to this act shall be exempt from all state taxes. The special obligation bonds shall contain none of the recitals set forth in K.S.A. 10-112, and amendments thereto. The special obligation bonds shall contain the following recitals, ~~viz.:~~ The authority under which ~~such the~~ special obligation bonds are issued; ~~that~~ they are in conformity with the provisions, restrictions and limitations thereof; ~~and that~~ ~~such the~~ special obligation bonds and the interest thereon are to be paid from the money and revenue received as provided in paragraph (1) ~~of this subsection~~.

(4) The maximum maturity on bonds issued to finance projects pursuant to this act shall not exceed ~~15~~ 25 years.

(5) Any city or county issuing special obligation bonds under the provisions of this act may refund all or part of ~~such the~~ issue pursuant to the provisions of K.S.A. 10-116a, and amendments thereto.

(b) In the event the city or county shall default in the payment of any special obligation bonds as authorized pursuant to ~~paragraph (1) of subsection (a)~~ ~~(1) of this section, and amendments thereto~~, no public funds shall be used to pay the holders thereof except as otherwise specifically authorized in this act.

(c) Any and all terms, conditions, exclusions and limitations ~~which that~~ are otherwise applicable to bonds issued by authority of K.S.A. 12-1774, and amendments thereto, shall also be applicable to bonds issued pursuant to this section.

Sec. 9. K.S.A. 12-5250 is hereby amended to read as follows: 12-5250. (a) All taxable tangible property located within a district established in accordance with this act shall be assessed and taxed for ad valorem tax purposes pursuant to law in the same manner that such property would be assessed and taxed if located outside such district, and all ad valorem taxes levied on such property shall be paid to and collected by the county treasurer in the same manner as other taxes are paid and collected. Except as otherwise provided in this section, the county treasurer shall distribute such taxes as may be collected in the same manner as if such property were located outside the district. Each district established under the provisions of this act shall constitute a

separate taxing unit for the purpose of the computation and levy of taxes.

(b) Beginning with the first payment of taxes ~~which~~ that are levied following the date of the approval of any district in accordance with this act, and amendments thereto, real property taxes received by the county treasurer resulting from taxes which are levied subject to the provisions of this act by and for the benefit of a taxing subdivision on property located within such district constituting a separate taxing unit under the provisions of this section, shall be divided as follows:

(1) From the taxes levied each year subject to the provisions of this act by or for each taxing subdivisions upon property located within a district constituting a separate taxing unit under the provisions of this act, the county treasurer first shall allocate and pay to each such taxing subdivision all of the real property taxes collected which are produced from that portion of the current assessed valuation of such real property located within such separate taxing unit which is equal to the total assessed value of such real property on the date of the establishment of the district.

(2) Any real property taxes produced from that portion of the current assessed valuation of real property within a district and constituting a separate taxing unit under the provisions of this section in excess of an amount equal to the total assessed value of such real property on the effective date of the establishment of the district shall be allocated and paid by the county treasurer to the treasurer as follows:

(A) In districts established by a city, the amount shall be paid to the treasurer of the city and deposited in a special fund of the city to pay the cost of housing projects in the district including the payment of principal of and interest on any special obligation bonds issued by such city to finance, in whole or in part, such housing project.

(B) In districts established by a county, the amount shall be deposited by the county treasurer in a special fund of the county to pay the cost of housing projects in the district including the payment of principal of and interest on any special obligation bonds issued by such county to finance, in whole or in part, such housing project. If such special obligation bonds and interest thereon have been paid before the completion of a project, the city or county may continue to use such moneys for any purpose authorized by this act until such time as the project is completed, but for not to exceed ~~15~~ 25 years from the date of the establishment of the district. When such special obligation bonds and interest thereon have been paid and the project is completed, all moneys thereafter received from real property taxes within such district shall be allocated and paid to the respective taxing subdivisions in the same manner as are other ad valorem taxes.

(c) Notwithstanding any other provision of law, it is hereby stated that is an object of all ad valorem taxes levied by or for the benefit of any taxing subdivision on taxable tangible real property located within any district created pursuant to this act, that such taxes may be applied and allocated to and when collected paid into a special fund of a city or county pursuant to the procedures and limitations of this act to pay the cost of a project including principal of and interest on special obligation bonds issued by such city or county to finance, in whole or in part, such project.

Sec. 10. K.S.A. 12-5245 and 12-5250 and K.S.A. 2018 Supp. 12-5248, 75-5133 and 79-3234 and hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, by striking all in line 1 through 3 and inserting:

"AN ACT concerning economic development; relating to economic development incentive program evaluations; disclosure of economic development incentive program

data; economic development incentive financing to address rural housing shortages; amending K.S.A. 12-5245 and 12-5250 and K.S.A. 2018 Supp. 12-5248, 75-5133 and 79-3234 and repealing the exiting sections.";

And your committee on conference recommends the adoption of this report.

JULIA LYNN

MARY PILCHER-COOK

TOM HOLLAND

Conferees on part of Senate

SEAN TARWATER

KEN CORBET

STAN FROWNFEITER

Conferees on part of House

On motion of Rep. Williams, the conference committee report on **HB 2223** was adopted.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Frownfelter, Samsel.

INTRODUCTION OF ORIGINAL MOTIONS

Having voted on the prevailing side, Rep. Blake Carpenter moved pursuant to House Rule 2303, that the House reconsider its previous action of failing to override the Governor's veto on **SB 67** and the bill be returned to that order business Consideration of Vetoes.

On roll call, the vote was: Yeas 83; Nays 41; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman,

Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcala, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Frownfelter.

The motion did not prevail.

INTRODUCTION OF ORIGINAL MOTIONS

In accordance with subsection (b) of House Rule 1309, Rep. Woodard moved that **HB 2068** be withdrawn from Committee on Federal and State Affairs and be placed on the calendar under the order of business General Orders.

On motion of Rep. Hawkins, the House recessed until 3:00 p.m.

AFTERNOON SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2419, AN ACT reconciling conflicting amendments to certain statutes; amending K.S.A. 2016 Supp. 41-102, as amended by section 2 of chapter 99 of the 2018 Session Laws of Kansas; and K.S.A. 2018 Supp. 21-5413, 38-2212, 38-2232, 38-2242, 38-2243, 39-1431, 79-32,117 and 79-3602 and repealing the existing sections; also repealing K.S.A. 2015 Supp. 38-2232, as amended by section 24 of chapter 46 of the 2016 Session Laws of Kansas, 38-2242, as amended by section 25 of chapter 46 of the 2016 Session Laws of Kansas, and 38-2243, as amended by section 26 of chapter 46 of the 2016 Session Laws of Kansas; K.S.A. 2016 Supp. 41-102, as amended by section 10 of 2019 Senate Bill No. 70; K.S.A. 2017 Supp. 79-3602, as amended by section 5 of chapter 8 of the 2018 Session Laws of Kansas; and K.S.A. 2018 Supp. 21-5413a, 22-3302a, 38-2212a, 39-1431a and 79-32,117p. , by Committee on Appropriations.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Patton, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **SB 28**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 28** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

FRED PATTON

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

GENE SUELLENTROP

EDWARD BERGER

Conferees on part of Senate

On motion of Rep. Patton the conference committee report on **SB 28** to agree to disagree, was adopted.

Finch thereupon appointed Reps. Patton, Ralph and Carmichael as second conferees on the part of the House.

On motion of Rep. Hawkins, the House recessed until 5:30 p.m.

LATE AFTERNOON SESSION

The House met pursuant to recess with Speaker Finch in the chair.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **SB 28**, and has appointed Senators Suellentrop, Berger and Bollier as Second conferees on the part of the Senate.

POINT OF ORDER

Rep. Helgerson rose on a point of order concerning the appropriations process.

REPORT ON ENGROSSED BILLS

HB 2223 reported correctly engrossed May 2, 2019.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Friday, May 3, 2019.

Journal of the House

FIFTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, May 3, 2019, 10:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by guest chaplain, Dr. L.D. Holmes, Pastor, Wanamaker Woods Church of the Nazarene, Topeka:

Dear Lord; We give you praise today for your greatness. You alone are worthy of our praise and we give thanks for your grace, your mercy and your care!

Today is a day of business for this gathered body of elected representatives. I pray for your wisdom to be their unerring guide as they lead our state. Might we be reminded of your Word that says; "He who walks in integrity walks securely, but he who perverts his ways will be found out." (Proverbs 10:9)

Help each of us to live a life of transparency, that all might see decisions couched in wisdom, formulated with knowledge, foresight and mercy. Grant us patience with one another, as together we seek what is best for the people of our state, may the peace of Christ rest upon these whom you love.

In Jesus Name, Amen

The Pledge of Allegiance was led by Rep. Mason.

PERSONAL PRIVILEGE

There being no objection, the following remarks of Rep. Eric Smith are spread upon the Journal:

Today, I stand before you, as I have done annually since first serving in the Kansas House, to pay tribute to the fallen officers in my chosen profession, Law Enforcement.

This year, the National Law Enforcement Monument will add 371 new names to the memorial in Washington DC, 158 of which lost their lives, across the nation, during 2018. There are currently 21,910 names on that memorial. Unfortunately, Kansas will add three of those names. In 2017, we were fortunate not to have any officers killed in the line of duty in our state. That is regrettably rare, and in 2018, we lost three officers within a very short time, all killed by gunfire.

Deputy Sheriff Robert Kunze was shot and killed while investigating a suspicious person call in a rural area near the intersection of North 295th Street West and West 21st Street North.

He arrived at the scene and made contact with a male subject in a stolen vehicle. During the encounter he and the subject exchanged shots and both were fatally shot. Deputy Kunze's backup officer arrived at the scene and located Deputy Kunze suffering from a gunshot wound.

Deputy Kunze had served with the Sedgwick County Sheriff's Office for 12 years and had previously served with the Shawnee County Sheriff's Office for six years. He is survived by his wife and child. End of Watch: Sunday, September 16, 2018.

Deputy Sheriff Theresa King and **Deputy Sheriff Patrick Rohrer** were shot and killed as they transported a prisoner to the Wyandotte County Correction and Court Services Building, at 800 7th Street, at approximately 11:15 am.

They were unloading the prisoner from the transport van in the facility's exterior sally port when the man attacked them. He was able to disarm one of the deputies and shot them both. Despite being mortally wounded, one of the deputies was able to return fire and wounded the subject.

Deputy King was transported to a local hospital where she passed away shortly after midnight. Deputy King had served with the Wyandotte County Sheriff's Office for 13 years. She is survived by her three children. End of Watch: Friday, June 15, 2018.

Deputy Rohrer had served with the Wyandotte County Sheriff's Office for seven years. He is survived by his wife, daughter, son, parents, sister, and grandmother. End of Watch: Friday, June 15, 2018.

A renovation planned for the Law Enforcement Memorial in front of the Kansas State Capitol Building will make room for an additional 103 names. The following is from the TreanorHL design team website: "The design of the expansion symbolizes the long-lasting ripple effect each officer has on their community with a new outer ring embracing the original monument, providing space for 384 names. Standing sentinel at the memorial, bollards emitting a soft blue light at each entry will remind visitors of the service Kansas law enforcement officers provide. The same blue light on the outer ring promises that the fallen officers' sacrifices will not be forgotten."

-Matthew 5:9 Blessed are the peacemakers, for they will be called children of God.

INTRODUCTION OF GUESTS

The Wyandotte County delegation joined Rep. Winn on the House floor.

There being no objection, the following remarks of Rep. Winn are spread upon the Journal:

Good morning. On behalf of the Wyandotte County delegation, I would like to introduce, welcome and congratulate the Kansas City Kansas Community College Women's Basketball Team and their coaches. We are proud to announce that they were crowned the 2019 NJCAA Division II National Champions and the Coach, Joe McKinstry was named National Coach of the Year for the 2nd time in four years.

Standing with us is Coach McKinstry and Coach Timeka O'Neal. President Greg Mosier was unable to join us today.

The NJCAA coaching award is McKinstry's third award this year. This year he was also voted Jayhawk Conference Coach of the Year and received the National Tournament Coaching award. This year coach McKinstry got his 100th win and now has a record of 105 wins in 136 games in his four years at KCKCC.

The Lady Blue Devils (sitting in the gallery) finished 32-4, the third most wins in history. They also won the Jayhawk Conference Division II championship for the first time and led every national tournament game by at least 20 points culminated by an 84-59 cruise in the championship game, held in Tampa, Florida.

The national championship further enhanced the strength of the Jayhawk Conference which has put teams in the Final Four each of the last six years (three titles, two seconds and one third).

Please welcome the KCKCC NJCAA Coach of the Year, Joe McKinstry and ask that the KCKCC Women's Basketball National Championship team stand to be congratulated.

MOTIONS OF A PREVIOUS DAY

There was no objection to Rep. Woodard's request to withdraw his motion to withdraw **HB 2068** from the Committee on Federal and State Affairs in accordance with House Rule 1309.

CONSENT CALENDAR

Objection was made to **SB 155** appearing on the Consent Calendar; the bill was placed on the Calendar under the heading General Orders.

REPORT OF STANDING COMMITTEE

Your Committee on Calendar and Printing recommends on requests for resolutions and certificates that

Request No. 105, by Representative Brenda Dietrich, honoring Vicki Schmidt for receiving the University of Kansas School of Pharmacy Class of 1978 Distinguished Service Award;

Request No. 106, by Representative Les Mason, commending Makayla Schroeder for her leadership in organizing "Operation Feed the Critters";

Request No. 107, by Representative Jeff Pittman, commending James R. Myers on achieving the rank of Eagle Scout;

Request No. 108, by Representative Jeff Pittman, commending JROTC Cadet Captain Konya Halle on becoming National JROTC Raider Competition Champion;

Request No. 109, by Representative Valdenia C. Winn, congratulating First AME Church of Kansas City, Kansas on the celebration of its 160th anniversary;

Request No. 110, by Representative Pam Curtis, commending Goodwill of Eastern Missouri and Western Kansas in recognition of celebrating 125 years of service to Kansas City and its surrounding communities;

Request No. 111, by Representative Francis Awerkamp, congratulating Royal Valley Girls Basketball Team for winning the 2019 Kansas State 3A Girls Basketball Championship;

Request No. 112, by Representative Jeff Pittman, commending Brennan Duncan on achieving the rank of Eagle Scout;

Request No. 113, by Representative Jeff Pittman, commending Chase Mack on achieving the rank of Eagle Scout;

Request No. 114, by Representative Mark Samsel, honoring Nate Wiehl as House District 5 Young Business Leader of the Year;

Request No. 115, by Representative J.R. Claeys, honoring Tom Hendrick for a successful sports broadcasting career;

Request No. 116, by Representative Mark Samsel, honoring the Spencer Family as House District 5 Family of the Year;

Request No. 117, by Representative Mark Samsel, honoring Andrea Manes as House District 5 Educator of the Year;

Request No. 118, by Representative Mark Samsel, honoring Shane Walter as House District 5 Young Educator of the Year;

Request No. 119, by Representative Mark Samsel, honoring Nancy Tooley as House District 5 Official of the Year;

Request No. 120, by Representative Mark Samsel, honoring Michael Sibley as House District 5 Statesman of the Year;

Request No. 121, by Representative Mark Samsel, honoring Will Mechnig as House District 5 Young Statesperson of the Year;

Request No. 122, by Representative Mark Samsel, honoring Hannah Boehm as House District 5 Young Stateswoman of the Year;

Request No. 123, by Representative Mark Samsel, honoring Breyanna Benjamin as House District 5 Young Stateswoman of the Year;

Request No. 124, by Representative Mark Samsel, honoring Kevin Jones as House District 5 Public Servant of the Year;

Request No. 125, by Representative Mark Samsel, honoring Kyle Wright as House District 5 #ForTheKids Young Kansan of the Year;

Request No. 126, by Representative Mark Samsel, honoring Buddy Welch as House District 5 Coach of the Year;

Request No. 127, by Representative Mark Samsel, honoring Jordan White as House District 5 Young Culture Changer of the Year;

Request No. 128, by Representative Mark Samsel, honoring Ed Clearwater as House District 5 #ForTheKids Kansan of the Year;

Request No. 129, by Representative Mark Samsel, honoring Marie Hrabe as House District 5 #PrinciplesFirst Leader of the Year;

Request No. 130, by Representative Mark Samsel, honoring John Dehan as House District 5 Culture Changer of the Year;

Request No. 131, by Representative Mark Samsel, honoring Becky Johnson as House District 5 Stateswoman of the Year;

Request No. 132, by Representative Mark Samsel, honoring David Fisher as House District 5 Community Champion of the Year;

Request No. 133, by Representative Mark Samsel, honoring Rob Pearce as House District 5 Business Leader of the Year;

Request No. 134, by Representative Mark Samsel, honoring Wendy Belcher as House District 5 Healthcare Professional of the Year;

Request No. 135, by Representative Mark Samsel, honoring Greg Mast as House District 5 Journalist of the Year;

Request No. 136, by Representative Mark Samsel, honoring Kiel Lasswell as House District 5 Law Enforcement Officer of the Year;

Request No. 137, by Representative Mark Samsel, honoring Anthony Geist and Dennis Kichler as House District 5 Comeback Team of the Year;

Request No. 138, by Representative Mark Samsel, honoring Rex and Alice Patton as House District 5 Citizens of the Year;

Request No. 139, by Representative Broderick Henderson, congratulating Schyler McKenzie Turner on being a 2019 graduate of Lee Summit High School;

Request No. 140, by Representative Broderick Henderson, congratulating Jazz Renee Jenkins on being a 2019 graduate of Jenkins Academy;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Hawkins, the committee report was adopted.

On motion of Rep. Hawkins, the House recessed until 12:00 p.m.

NOON SESSION

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

On motion of Rep. Hawkins, the House recessed until 2:30 p.m.

AFTERNOON SESSION

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

MESSAGE FROM THE GOVERNOR

May 3, 2019

Message to the Kansas House of Representatives

Enclosed is Executive Order No. 19-08 for your information.

EXECUTIVE ORDER NO. 19-08
Establishing the Kansas Alzheimer's Disease Task Force

Laura Kelly
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **H Sub for SB 25** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on

conference further agrees to amend the bill as printed as House Substitute for Senate Bill No. 25, as follows:

On page 1, by striking all in lines 14 through 36;

By striking all on pages 2 through 307;

On page 308, by striking all in lines 1 through 12, and inserting:

"Section 1. (a) For the fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, and June 30, 2022, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) The provisions of this act relating to fiscal year 2020 shall be known and may be cited as the omnibus appropriation act of 2019 and shall constitute the omnibus reconciliation spending limit bill for the 2019 regular session of the legislature for purposes of K.S.A. 75-6702(a), and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2. (a) The department of corrections is hereby authorized and directed to pay the following amount from the Hutchinson correctional facility – facilities operations account of the state general fund for property lost to the following claimant:

Michael Toney #71755

P.O. Box 1568

Hutchinson, KS 67504.....\$13.23

(b) The department of corrections is hereby authorized and directed to pay the following amounts from the Lansing correctional facility – facilities operations account of the state general fund for property lost to the following claimants:

Steven Louis #106652

301 E. Kansas Ave.

Lansing, KS 66043.....\$21.11

Clyde Sullivan, Jr. #44512

301 E. Kansas Ave.

Lansing, KS 66043.....\$1.91

(c) The department of corrections is hereby authorized and directed to pay the following amount from the Larned correctional mental facility – facilities operations account of the state general fund for property lost to the following claimant:

Joseph Chung #95306

P.O. Box 1568

Hutchinson, KS 67504.....\$11.62

Sec. 3. The Kansas department for children and families is hereby authorized and directed to pay the following amount from the social welfare fund for expenses related to the expungement of her developmentally disabled daughter, Megan Miller, from the Kansas child abuse and neglect registry:
Sharon Miller

825 Coving Dr.
 Lawrence, KS 66049.....\$2,000

Sec. 4. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund, for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458, and amendments thereto, to the following claimants:

Harold Armstrong
 8920 Parallel Rd.
 Frankfort, KS 66427.....\$57.00

Phillip Babcock
 473 Road W3
 Norton, KS 67654.....\$41.28

Kathy Barr
 9775 W 333rd St.
 Lebo, KS 66856.....\$78.60

Raymond C. Becker
 468 Hwy 20 W
 Lancaster, KS 66041.....\$726.41

Boge Iron & Metal Co.
 P.O. Box 286
 Wichita, KS 67201.....\$377.78

Bohm Farm & Ranch Inc.
 632 S. Broadway Blvd.
 Salina, KS 67401.....\$2,725.54

Patricia Brehm
 1946 1400 Ave.
 Hope, KS 67451.....\$45.00

City of Wichita
 455 N. Main St.
 Wichita, KS 67202.....\$8,669.83

John Clark
 4144 NW Valencia Rd.
 Silver Lake, KS 66539.....\$105.00

Joe F. Clemence
 2541 Jeep Rd.
 Abilene, KS 67410.....\$205.20

Blake Elliott
 787 Paint Rd.
 Hope, KS 67451.....\$133.56

General Motors, LLC
 P.O. Box 9016
 Detroit, MI 48202.....\$54,992.30

Terry D. Goering
 1307 E. 20th Ave.
 Hutchinson, KS 67502.....\$67.56

Jerome Goetz 13563 S. Road 45 E Park, KS 67751.....	\$1,153.15
Greeley County Road Dept. P.O. Box 458 Tribune, KS 67879.....	\$1,756.87
Larry P. Hibbard 858 EE75 Rd. Toronto, KS 66777.....	\$107.88
Brenton L. Johnson 1190 Frontier Rd. Minneapolis, KS 67467.....	\$81.00
Lyon County Highway Dept. 500 S. Prairie St. Emporia, KS 66801.....	\$2,619.86
Nelson Brothers Farm 2074 Stafford Rd. Ottawa, KS 66067.....	\$47.40
Harold Quaintance, Jr. 16995 Four Corners Rd. Gardner, KS 66030.....	\$33.24
Ronald Schmitz 1778 Limestone Rd. Home, KS 66438.....	\$130.68
John R. Strobel 31464 N. Highway 59 Garnett, KS 66032.....	\$33.00
USD 212 Northern Valley 512 Bryant St. Almena, KS 67622.....	\$2,629.98
USD 267 Renwick P.O. Box 68 Andale, KS 67001.....	\$934.83
USD 300 Comanche County P.O. Box 721 Coldwater, KS 67029.....	\$253.89
USD 329 Wabaunsee P.O. Box 157 Alma, KS 66401.....	\$910.42
Don R. Vitt 12425 Trego Rd. Saint Paul, KS 66771.....	\$100.68
Kenneth Vitt 2075 Lynx Rd. NW Lebo, KS 66856.....	\$950.76

John T. White P.O. Box 114 Allen, KS 66833.....	\$38.76
Larry D. Wilson 801 W. South City Limit St. Smith Center, KS 66967.....	\$35.40
Wineglass Ranch 1964 Road 21 Severy, KS 67137.....	\$794.88

Sec. 5. (a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in sections 2 through 4 of this act, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 4, as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by sections 2 and 3 of this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 6.

ABSTRACTERS' BOARD OF EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Abstracters' fee fund (016-00-2700-0100)	
For the fiscal year ending June 30, 2020.....	\$25,704
For the fiscal year ending June 30, 2021.....	\$25,703

Sec. 7.

BOARD OF ACCOUNTANCY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the board of accountancy fee fund (028-00-2701-0100) of the board of accountancy is hereby increased from \$390,655 to \$403,420.

Sec. 8.

BOARD OF ACCOUNTANCY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of accountancy fee fund (028-00-2701-0100)	
For the fiscal year ending June 30, 2020.....	\$410,616

Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,200.

For the fiscal year ending June 30, 2021.....\$416,663

Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,200.

Special litigation reserve fund (028-00-2715-2700)

For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2020, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$15,000: *Provided further*; That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) During the fiscal year ending June 30, 2021, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2021, shall not exceed \$15,000: *Provided further*; That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director

of legislative research.

Sec. 9.

STATE BANK COMMISSIONER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the bank commissioner fee fund (094-00-2811) of the state bank commissioner is hereby decreased from \$11,542,856 to \$11,356,673.

Sec. 10.

STATE BANK COMMISSIONER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Bank commissioner fee fund (094-00-2811)
For the fiscal year ending June 30, 2020.....\$11,500,017

Provided, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2020, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000; *Provided further*, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2020, for official hospitality for the division of banking shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$11,662,597

Provided, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2021, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000; *Provided further*, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2021, for official hospitality for the division of banking shall not exceed \$1,000.

Bank examination and investigation fund (094-00-2013-1010)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

Consumer education settlement fund (094-00-2560-2500)
For the fiscal year ending June 30, 2020.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2020, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

For the fiscal year ending June 30, 2021.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2021, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

Litigation expense fund (094-00-2499-2499)
For the fiscal year ending June 30, 2020.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2020, for costs, fees, and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2020, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the litigation expense fund.

For the fiscal year ending June 30, 2021.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2021, for costs, fees, and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2021, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the litigation expense fund.

(b) During the fiscal years ending June 30, 2020, and June 30, 2021, notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and 16a-6-104, and amendments thereto, or any other statute, all moneys received under the Kansas mortgage business act or the uniform consumer credit code for fines or settlement moneys designated for consumer education shall be deposited in the state treasury to the credit of the consumer education settlement fund (094-00-2560-2500).

Sec. 11.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby increased from \$151,968 to \$176,231.

Sec. 12.

KANSAS BOARD OF BARBERING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of barbering fee fund (100-00-2704-0100)
For the fiscal year ending June 30, 2020.....\$157,263

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$157,501

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Sec. 13.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Behavioral sciences regulatory board fee fund (102-00-2730-0100)
For the fiscal year ending June 30, 2020.....\$939,864

Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000:

Provided further, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2020, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$947,220

Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000:

Provided further, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2021, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2021.

Sec. 14.

STATE BOARD OF HEALING ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Healing arts fee fund (105-00-2705-0100)
For the fiscal year ending June 30, 2020.....\$6,145,005

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000: *Provided further*, That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2020, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$6,331,086

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000: *Provided further*, That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2021, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the

healing arts fee fund for fiscal year 2021.

Medical records maintenance trust fund (105-00-7206-7200)
 For the fiscal year ending June 30, 2020.....\$35,000
 For the fiscal year ending June 30, 2021.....\$35,000

Sec. 15.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the cosmetology fee fund (149-00-2706-0100) of the Kansas state board of cosmetology is hereby increased from \$1,055,134 to \$1,059,134.

Sec. 16.

KANSAS STATE BOARD OF COSMETOLOGY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Cosmetology fee fund (149-00-2706-0100)
 For the fiscal year ending June 30, 2020.....\$1,124,211

Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2021.....\$1,144,609

Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$2,000.

Sec. 17.

STATE DEPARTMENT OF CREDIT UNIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Credit union fee fund (159-00-2026-0100)
 For the fiscal year ending June 30, 2020.....\$1,251,313

Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$300.

For the fiscal year ending June 30, 2021.....\$1,269,934

Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$300.

Sec. 18.

KANSAS DENTAL BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the dental board fee fund (167-00-2708-0100) of the Kansas dental board is hereby decreased from \$427,804 to \$414,000.

(b) On the effective date of this act, the expenditure limitation for official

hospitality established for the fiscal year ending June 30, 2019, by section 17(a) of chapter 104 of the 2017 Session Laws of Kansas on the dental board fee fund (167-00-2708-0100) of the Kansas dental board is hereby increased from \$500 to \$750.

Sec. 19.

KANSAS DENTAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dental board fee fund (167-00-2708-0100)
For the fiscal year ending June 30, 2020.....\$418,500

Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$750.

For the fiscal year ending June 30, 2021..... \$420,600

Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$750.

Special litigation reserve fund (167-00-2749-2000)
For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 20.

STATE BOARD OF MORTUARY ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mortuary arts fee fund (204-00-2709-0100)
 For the fiscal year ending June 30, 2020.....\$318,862

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$325,571

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Sec. 21.

KANSAS BOARD OF EXAMINERS IN FITTING AND
 DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 19(a) of chapter 104 of the 2017 Session Laws of Kansas on the hearing instrument board fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby increased from \$26,290 to \$26,996.

Sec. 22.

KANSAS BOARD OF EXAMINERS IN FITTING AND
 DISPENSING OF HEARING INSTRUMENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Hearing instrument board fee fund (266-00-2712-9900)
 For the fiscal year ending June 30, 2020.....\$26,948
 For the fiscal year ending June 30, 2021.....\$26,907

Hearing instrument litigation fund (266-00-2136-2136)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not

contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 23.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby increased from \$2,655,711 to \$2,706,173.

Sec. 24.

BOARD OF NURSING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of nursing fee fund (482-00-2716-0200)
For the fiscal year ending June 30, 2020.....\$2,767,090

Provided, That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$2,747,110

Provided, That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Gifts and grants fund (482-00-7346-4000)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

Education conference fund (482-00-2209-0100)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

Criminal background and fingerprinting fund (482-00-2745-2700)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

Sec. 25.

BOARD OF EXAMINERS IN OPTOMETRY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Optometry fee fund (488-00-2717-0100)
For the fiscal year ending June 30, 2020.....\$160,860

Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$600.

For the fiscal year ending June 30, 2021.....\$161,435

Provided, That expenditures from the optometry fee fund for the fiscal year ending

June 30, 2021, for official hospitality shall not exceed \$600.

Optometry litigation fund (488-00-2547-2547)
For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Criminal history fingerprinting fund (488-00-2565-2565)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

Sec. 26.

STATE BOARD OF PHARMACY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy is hereby increased from \$1,622,639 to \$1,663,690.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Public health crisis response fund.....No limit
Sec. 27.

STATE BOARD OF PHARMACY

(a) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$705,000 from the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance to the state board of pharmacy fee fund (531-00-2718-0100) of the state board

of pharmacy: *Provided*, That, if the state board of pharmacy receives moneys for the operation and maintenance of the prescription monitoring program through a grant or other cooperative agreement with the federal government during fiscal year 2020, then the executive secretary of the state board of pharmacy shall certify the amount of such moneys received to the director of accounts and reports and shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such amount of moneys from the state board of pharmacy fee fund to the medical programs fee fund: *Provided, however*, That the amount of such transfer from the state board of pharmacy fee fund to the medical programs fee fund shall not exceed \$705,000.

(b) On July 1, 2020, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$705,000 from the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State board of pharmacy fee fund (531-00-2718-0100)
 For the fiscal year ending June 30, 2020.....\$2,875,739

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2021.....\$2,959,371

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$2,000.

State board of pharmacy litigation fund (531-00-2733-2700)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested

action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Non-federal gifts and grants fund (531-00-7018-7000)
For the fiscal year ending June 30, 2020.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2020: *Provided, however*; That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*; That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*; That all expenditures from the non-federal gifts and grants fund for fiscal year 2020 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

For the fiscal year ending June 30, 2021.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2021: *Provided, however*; That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*; That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*; That all expenditures from the non-federal gifts and grants fund for fiscal year 2021 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

Prescription drug overdose data-driven prevention initiative – federal fund (531-00-3294-3294)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

Harold Rogers prescription fund (531-00-3188-3110)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

Public health crisis response fund
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit

(d) During the fiscal year ending June 30, 2020, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, shall not

exceed \$50,000: *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(e) During the fiscal year ending June 30, 2021, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2021, shall not exceed \$50,000: *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(f) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of nursing: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the board of nursing fee fund (482-00-2716-0200) of the board of nursing to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive administrator of the board of nursing: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$103,500.

(g) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of nursing: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the board of nursing fee fund (482-00-2716-0200) of the board of nursing to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive administrator of the board of nursing: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$103,500.

(h) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the Kansas dental board: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the

director of accounts and reports shall transfer the amount certified from the dental board fee fund (167-00-2708-0100) of the Kansas dental board to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the Kansas dental board: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$41,500.

(i) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the Kansas dental board: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the dental board fee fund (167-00-2708-0100) of the Kansas dental board to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the Kansas dental board: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$41,500.

(j) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the state board of healing arts: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the healing arts fee fund (105-00-2705-0100) of the state board of healing arts to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the state board of healing arts: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$235,500.

(k) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the state board of healing arts: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the healing arts fee fund (105-00-2705-0100) of the state board of healing arts to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the state board of healing arts: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2021 shall not exceed

\$235,500.

(l) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of examiners in optometry: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*; That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive officer of the board of examiners in optometry: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$16,500.

(m) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of examiners in optometry: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*; That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive officer of the board of examiners in optometry: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$16,500.

Sec. 28.

REAL ESTATE APPRAISAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Appraiser fee fund (543-00-2732-0100)
 For the fiscal year ending June 30, 2020.....\$331,906

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$334,160

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Federal registry clearing fund (543-00-7752-7000)
 For the fiscal year ending June 30, 2020.....No limit
 For the fiscal year ending June 30, 2021.....No limit

AMC federal registry clearing fund (543-00-7755-7755)

For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Special litigation reserve fund (543-00-2698-2698)

For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal years ending June 30, 2020, and June 30, 2021, the executive director of the real estate appraisal board, with the approval of the director of the budget, may transfer moneys from the appraiser fee fund (543-00-2732-0100) of the real estate appraisal board to the special litigation reserve fund (543-00-2698-2698) of the real estate appraisal board: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, and for the fiscal year ending June 30, 2021, shall not exceed \$20,000: *Provided further*, That the executive director of the real estate appraisal board shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 29.

KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the real estate fee fund (549-00-2721-0100) of the Kansas real estate commission is hereby increased from \$1,043,759 to \$1,076,152.

Sec. 30.

KANSAS REAL ESTATE COMMISSION

(a) There is appropriated for the above agency from the following special revenue

fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Real estate fee fund (549-00-2721-0100)
For the fiscal year ending June 30, 2020.....\$1,114,222

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$1,169,916

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000.

Real estate recovery revolving fund (549-00-7368-4200)
For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Background investigation fee fund (549-00-2722-2700)
For the fiscal year ending June 30, 2020.....No limit

Provided, That notwithstanding the provisions of K.S.A. 58-3039, and amendments thereto, or any other statute, moneys collected for the purpose of reimbursing the Kansas real estate commission for the cost of fingerprinting and the criminal history record check shall be deposited in the state treasury and credited to the background investigation fee fund.

For the fiscal year ending June 30, 2021.....No limit

Provided, That notwithstanding the provisions of K.S.A. 58-3039, and amendments thereto, or any other statute, moneys collected for the purpose of reimbursing the Kansas real estate commission for the cost of fingerprinting and the criminal history record check shall be deposited in the state treasury and credited to the background investigation fee fund.

Sec. 31.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the technical professions fee fund (663-00-2729-0100) of the state board of technical professions is hereby decreased from \$764,182 to \$763,182.

Sec. 32.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Technical professions fee fund (663-00-2729-0100)
For the fiscal year ending June 30, 2020.....\$768,694

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$775,111

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000.

Special litigation reserve fund (663-00-2739-0200)
For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 33.

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the veterinary examiners fee fund (700-00-2727-1100) of the state board of veterinary examiners is hereby decreased from \$360,653 to \$359,953.

(b) On the effective date of this act, expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2019, for official hospitality shall not exceed \$700.

Sec. 34.

STATE BOARD OF VETERINARY EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Veterinary examiners fee fund (700-00-2727-1100)
For the fiscal year ending June 30, 2020.....\$363,950

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$700.

For the fiscal year ending June 30, 2021.....\$367,017
Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$700.

Sec. 35.

GOVERNMENTAL ETHICS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (247-00-1000-0103)
For the fiscal year ending June 30, 2020.....\$380,763

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$440,772

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Governmental ethics commission fee fund (247-00-2188-2000)
For the fiscal year ending June 30, 2020.....\$292,742
For the fiscal year ending June 30, 2021.....\$248,530

Sec. 36.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Legislative coordinating council –
operations (422-00-1000-0100).....\$599,702

Provided, That any unencumbered balance in the legislative coordinating council – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That notwithstanding the provisions of K.S.A. 75-3765a, and amendments thereto, or any other statute, expenditures shall be made by the above agency from the legislative coordinating council – operations account of the state general fund for fiscal year 2020 for the designation and identification of room 221-E of the state capitol building as a meditation room.

Legislative research department –
operations (425-00-1000-0103).....\$3,913,474

Provided, That any unencumbered balance in the legislative research department – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Office of revisor of statutes –
operations (579-00-1000-0103).....\$3,976,120

Provided, That any unencumbered balance in the office of revisor of statutes – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative research department special revenue fund (425-00-2111-2000).....No limit
Sec. 37.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operations (including official hospitality) (428-00-1000-0103).....\$15,018,014

Provided, That any unencumbered balance in the operations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account, pursuant to vouchers approved by the chairperson or vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee that are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *And provided further*, That expenditures may be made from this account for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That no expenditures shall be made from this account for any meeting of any joint committee, or of any subcommittee of any joint committee, chargeable to fiscal year 2020 unless such meeting is approved by the legislative coordinating council: *And provided further*, That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the

commencement of the member's first term as legislator during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, or any other statute, expenditures may be made from this account to reimburse members of the legislature for expenses incurred in printing correspondence with constituents: *And provided further*; That no expenses shall be reimbursed unless a legislator has first obtained approval for such printing by the director of legislative administrative services: *And provided further*; That such reimbursements shall only be issued after a legislator provides written receipts showing such expense to the director of legislative administrative services: *And provided further*; That the maximum amount reimbursed to any legislator shall be equal to or less than the maximum amount allotted to any legislator for constituent correspondence pursuant to policies adopted by the legislative coordinating council: *And provided further*; That in addition to the other purposes for which expenditures may be made by the above agency from the operations (including official hospitality) account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the operations (including official hospitality) account of the state general fund for fiscal year 2020 for the director of legislative administrative services, under the direction of the legislative coordinating council, to administer and supervise the live streaming of legislative proceedings in an amount not to exceed \$247,399: *And provided further*; That in providing such live streaming, the director shall work in cooperation with the information network of Kansas, inc., created by K.S.A. 74-9303, and amendments thereto, which shall provide any services and equipment that the director and the board of the information network of Kansas, inc., have agreed upon and that the director determines to be necessary for the provision of such live streaming.

Legislative information system (428-00-1000-0300).....\$5,302,117

Provided, That any unencumbered balance in the legislative Information system account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Jordan – legislative claim (428-00-1000-0520).....\$27,768

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative special revenue fund (428-00-2260-2200).....No limit

Provided, That expenditures may be made from the legislative special revenue fund,

pursuant to vouchers approved by the chairperson or the vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee which are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *Provided further*, That expenditures may be made from this fund for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That amounts are hereby authorized to be collected for such services, facilities and supplies in accordance with policies of the council: *And provided further*, That such amounts shall be fixed in order to recover all or part of the expenses incurred for providing such services, facilities and supplies and shall be consistent with policies and fees established in accordance with K.S.A. 46-1207a, and amendments thereto: *And provided further*, That all such amounts received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the legislative special revenue fund: *And provided further*, That all donations, gifts or bequests of money for the legislative branch of government which are received and accepted by the legislative coordinating council shall be deposited in the state treasury and credited to an account of the legislative special revenue fund: *And provided further*, That no expenditures shall be made from this fund for any meeting of any joint committee, or of any subcommittee of any joint committee, during fiscal year 2020 unless such meeting is approved by the legislative coordinating council: *And provided further*, That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-165, and

amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2020.

Capitol restoration – gifts and donations fund (428-00-7348-7000).....No limit

(c) As used in this section, "joint committee" includes the joint committee on administrative rules and regulations, health care stabilization fund oversight committee, joint committee on special claims against the state, legislative budget committee, joint committee on state building construction, joint committee on information technology, joint committee on pensions, investments and benefits, joint committee on state-tribal relations, confirmation oversight committee, joint committee on corrections and juvenile justice oversight, compensation commission, joint committee on Kansas security, Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight, capitol restoration commission, capitol preservation committee and any other committee, commission or other body for which expenditures are to be paid from moneys appropriated for the legislature for the expenses of any meeting of any such body or for the expenses of any member thereof.

(d) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020 to establish a joint committee on child welfare system oversight: *Provided*, That such joint committee shall review: (1) Data on child maltreatment and demographic trends impacting the child welfare system; (2) the duties, responsibilities and contributions of the Kansas department for children and families, the Kansas department for aging and disability services, the department of health and environment, the department of corrections, law enforcement and the judicial branch that comprise and impact the child welfare system; (3) the programs, services and benefits offered directly or through grants or contracts by the Kansas department for children and families, the Kansas department for aging and disability services, the department of health and environment, the department of corrections, law enforcement and the judicial branch that impact children and families at risk of becoming involved or who are involved in the child welfare system, including: (A) Child maltreatment prevention; (B) investigations of child maltreatment; (C) in-home family services, including services offered through federal prevention and family preservation funding; and (D) foster care, reintegration and adoption services; (4) trends, performance outcomes, activities and improvement plans related to the federal child and family services reviews; (5) reports from child welfare-related groups, including, but not limited to, citizen review panels, the Kansas supreme court permanency planning task force, the Kansas children's cabinet and any interim study committees or work group authorized by the Kansas legislature; (6) implementation of the 2019 child welfare system task force report recommendations, including top-tier recommendations related to the child welfare workforce, data technology, access to behavioral healthcare for high-risk youth and implementation of the federal family first

prevention services act; (7) reports on concerns received from the Kansas department for children and families child welfare ombudsman or customer service department or similar office; (8) opportunities for Kansas to strengthen the child welfare system through evidence-based interventions and services for children and families; and (9) any other topic the joint committee deems necessary or appropriate: *Provided further*, That the joint committee shall consist of 11 members of the legislature appointed as follows: (1) Two members of the house of representatives standing committee on children and seniors appointed by the speaker of the house of representatives; (2) one member of the house of representatives standing committee on children and seniors appointed by the minority leader of the house of representatives; (3) two members of the senate standing committee on public health and welfare appointed by the president of the senate; (4) one member of the senate standing committee on public health and welfare appointed by the minority leader of the senate; (5) two members of the house of representatives appointed by the speaker of the house of representatives; (6) one member of the house of representatives appointed by the minority leader of the house of representatives; and (7) two members of the senate appointed by the president of the senate: *And provided further*, That all members appointed to fill vacancies in the membership of the joint committee shall be appointed in the manner provided for the original appointment of the member succeeded: *And provided further*, That the chairperson of the joint committee shall be appointed by the speaker of the house of representatives from among the members of the joint committee appointed by the speaker of the house of representatives: *And provided further*, That the vice-chairperson of the joint committee shall be appointed by the president of the senate from among the members of the joint committee appointed by the president of the senate: *And provided further*, That the minority leader of the house of representatives shall designate a representative member to be the ranking minority member of the joint committee: *And provided further*, That members of the joint committee shall meet upon the call of the chairperson on or after July 1, 2019, but shall not exceed three meetings during fiscal year 2020, as approved by the legislative coordinating council: *And provided further*, That six members of the joint committee shall constitute a quorum: *And provided further*, That on or before the January 13, 2020, the joint committee shall submit to the president of the senate, the speaker of the house of representatives, the house standing committee on children and seniors and the senate standing committee on public health and welfare a written report that shall include recommended legislation to change current laws, rules and regulations and policies regarding the safety and well-being of children in the child welfare system in the state of Kansas: *And provided further*, That members of the joint committee shall be paid compensation, amounts for travel expenses and subsistence expenses or allowances as provided in K.S.A. 75-3212, and amendments thereto, for attendance at any meeting of the joint committee or any subcommittee meeting authorized by the committee: *And provided further*, That in accordance with K.S.A. 46-1204, and amendments thereto, the legislative coordinating council may provide for such professional services as may be requested by the joint committee.

Sec. 38.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the \$2,499,604 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 34(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the operations (including

legislative post audit committee) account (540-00-1000-0100), the sum of \$244,600 is hereby lapsed.

Sec. 39.

DIVISION OF POST AUDIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operations (including legislative post audit committee) (540-00-1000-0100).....\$2,589,522

Provided, That any unencumbered balance in the operations (including legislative post audit committee) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the legislative post audit committee to direct the legislative division of post audit to compare the salaries, compensation and allowances paid by the state to members of the legislature, state officers elected on a statewide basis, justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges to salaries, compensation and allowances paid to such positions in other states: *Provided*, That such comparison shall be presented to the legislative budget committee during the 2019 legislative interim.

Sec. 40.

GOVERNOR'S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Governor's department (252-00-1000-0503).....\$2,432,821

Provided, That any unencumbered balance in the governor's department account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from this account for official hospitality and contingencies without limitation at the discretion of the governor.

Domestic violence prevention grants (252-00-1000-0600).....\$4,617,656

Provided, That any unencumbered balance in the domestic violence prevention grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from the domestic violence prevention grants account for official hospitality and contingencies without limitation at the discretion of the governor.

Child advocacy centers (252-00-1000-0610).....\$801,934

Provided, That any unencumbered balance in the child advocacy centers account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from the child advocacy centers account for official hospitality and contingencies without limitation at the discretion of the governor.

(b) Expenditures may be made by the above agency for travel expenses of the

governor's spouse when accompanying the governor or when representing the governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2020, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(c) Expenditures may be made by the above agency for travel expenses of the lieutenant governor's spouse when accompanying the lieutenant governor or when representing the lieutenant governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the lieutenant governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2020, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Special programs fund (252-00-2149-2000).....No limit

Provided, That expenditures may be made from the special programs fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*; That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*; That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*; That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special programs fund.

Miscellaneous projects fund (252-00-6168-6050).....No limit

Provided, That expenditures may be made from the miscellaneous projects fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*; That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*; That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*; That all fees received for such conferences and all fees received by the governor's department under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the miscellaneous projects fund.

Intragovernmental service fund (252-00-6161-6000).....No limit

Provided, That expenditures may be made from the intragovernmental service fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*; That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*; That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*; That all fees received for such conferences shall be deposited in the state treasury in

accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the intragovernmental service fund.

Conversion of materials and equipment fund (252-00-2409-0400).....No limit

Hispanic and Latino American affairs commission – donations fund (252-00-7236-7200).....No limit

Advisory commission on African-American affairs – donations fund (252-00-7242-7210).....No limit

Kansas commission on disability concerns fee fund (252-00-2767-2705).....No limit

Domestic violence grants fund (252-00-2014-2014).....No limit

Provided, That grants made for domestic violence prevention shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control and prevention as the official domestic violence or sexual assault coalition.

Child advocacy centers grant fund (252-00-2024-2024).....No limit

Residential substance abuse – federal fund (252-00-3006-3013).....No limit

Arrest grant – federal fund (252-00-3082-3040).....No limit

National criminal history improvement program – federal fund (252-00-3189-3195).....No limit

Violence against women grant – federal fund (252-00-3214-3211).....No limit

Coverdell forensic science improvement – federal fund (252-00-3227-3234).....No limit

State victim assistance – federal fund (252-00-3250-3250).....No limit

Crime victim assistance – federal fund (252-00-3260-3260).....No limit

Access visitation grant – federal fund (252-00-3460-3460).....No limit

Battered women/family violence prevention – federal fund (252-00-3461-3461).....No limit

Sexual assault services program – federal fund (252-00-3465-3465).....No limit

Edward Byrne justice assistance grants – federal fund (252-00-3757-3763).....No limit

Prison rape elimination act – federal fund (252-00-3758-3755).....No limit

John R Justice grant –

federal fund (252-00-3802-3802).....No limit
 Project safe neighborhood grant
 federal fund (252-00-3252-3252).....No limit
 Sec. 41.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (082-00-1000).....\$4,913,613
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,000.

Litigation costs (082-00-1000-0040).....\$78,000
Provided, That any unencumbered balance in the litigation costs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Abuse, neglect and exploitation unit (082-00-1000-0500).....\$326,628

Provided, That any unencumbered balance in the abuse, neglect and exploitation unit account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made by the attorney general from the abuse, neglect and exploitation unit account pursuant to contracts with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect or exploitation.

Child abuse grants (082-00-1000-0400).....\$75,000
 Child exchange and visitation centers (082-00-1000-0450).....\$128,000

Provided, That notwithstanding the provisions of K.S.A. 74-7334, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, the above agency may use moneys in the child exchange and visitation centers account for matching funds.

Protection from abuse (082-00-1000-0900).....\$519,000
 Office of inspector general.....\$464,282

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Private detective fee fund (082-00-2029-2029).....No limit
 Court cost fund (082-00-2012-2000).....No limit
 Bond transcript review fee fund (082-00-2254-2300).....No limit
 Conversion of materials and equipment fund (082-00-2405-2040).....No limit
 Attorney general's antitrust special

revenue fund (082-00-2506-2050).....	No limit
Private gifts fund (082-00-7300-7000).....	No limit
Medicaid fraud	
reimbursement fund (082-00-9034-9040).....	No limit
Medicaid fraud control unit (082-00-3060-3080).....	No limit
Attorney general's antitrust	
suspense fund (082-00-9002-9000).....	No limit
Attorney general's consumer protection	
clearing fund (082-00-9003-9010).....	No limit
Attorney general's committee on crime	
prevention fee fund (082-00-2113-2090).....	No limit
<i>Provided</i> , That expenditures may be made from the attorney general's committee on crime prevention fee fund for operating expenditures directly or indirectly related to conducting training seminars organized by the attorney general's committee on crime prevention, including official hospitality: <i>Provided further</i> ; That the attorney general is hereby authorized to fix, charge and collect fees for conducting training seminars organized by the attorney general's committee on crime prevention: <i>And provided further</i> ; That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting such seminars, including official hospitality: <i>And provided further</i> ; That all fees received for conducting such seminars shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the attorney general's committee on crime prevention fee fund.	
Tort claims fund (082-00-2613-2080).....	No limit
Crime victims	
compensation fund (082-00-2563-2060).....	No limit
<i>Provided</i> , That expenditures from the crime victims compensation fund for state operations shall not exceed \$463,276: <i>Provided further</i> ; That any expenditures for payment of compensation to crime victims are authorized to be made from this fund regardless of when the claim was awarded.	
Crime victims assistance fund (082-00-2598-2070).....	No limit
Protection from abuse fund (082-00-2239-2030)	No limit
Crime victims grants and	
gifts fund (082-00-7340-7010).....	No limit
<i>Provided</i> , That all private grants and gifts received by the crime victims compensation board shall be deposited to the credit of the crime victims grants and gifts fund.	
Kansas attorney general batterer	
intervention program	
certification fund (082-00-2103-2103).....	No limit
Debt collection administration cost	
recovery fund (082-00-2305-2240).....	No limit
<i>Provided</i> , That the attorney general shall deposit in the state treasury to the credit of	

the debt collection administration cost recovery fund all moneys remitted to the attorney general as administrative costs under contracts entered into pursuant to K.S.A. 75-719, and amendments thereto.

Medicaid fraud prosecution revolving fund (082-00-2641-2280).....No limit

Provided, That all moneys recovered by the medicaid fraud and abuse division of the attorney general's office in the enforcement of state and federal law which are in excess of any restitution for overcharges and interest, including all moneys recovered as recoupment of expenses of investigation and prosecution, shall be deposited in the state treasury to the credit of the medicaid fraud prosecution revolving fund: *Provided further*; That, notwithstanding the provisions of K.S.A. 2018 Supp. 21-5933, and amendments thereto, or any other statute, expenditures may be made from the medicaid fraud prosecution revolving fund for other operating expenditures of the attorney general's office other than for medicaid fraud prosecution costs.

Interstate water litigation fund (082-00-2311-2295).....No limit

Provided, That, in addition to the other purposes authorized by K.S.A. 82a-1802, and amendments thereto, expenditures may be made from the interstate water litigation fund for: (1) Litigation costs for the case of Kansas v. Colorado No. 105, Original in the Supreme Court of the United States, including repayment of past contributions; (2) expenses related to the appointment of a river master or such other official as may be appointed by the Supreme Court to administer, implement or enforce its decree or other orders of the Supreme Court related to this case; and (3) expenses incurred by agencies of the state of Kansas to monitor actions of the state of Colorado and its water users and to enforce any settlement, decree or order of the Supreme Court related to this case.

Suspense fund (082-00-9112-9030).....No limit

Children's advocacy center fund (082-00-2654-2610).....No limit

Abuse, neglect and exploitation of people with disabilities unit grant acceptance fund (082-00-2482-2500).....No limit

Concealed weapon licensure fund (082-00-2450-2400).....No limit

Tobacco master settlement agreement compliance fund (082-00-2383-2320).....No limit

Sexually violent predator expense fund (082-00-2379-2310).....No limit

County law enforcement equipment fund (082-00-2470-2470).....No limit

Child exchange and visiting centers fund (082-00-2579-2250).....No limit

Roofing contractor registration fund (082-00-2774-2774).....No limit

State medicaid fraud control unit –

federal fund (082-00-3060-3060).....	No limit
Com def sol – violence against women	
federal fund (082-00-3082-3082).....	No limit
Crime victims compensation	
federal fund (082-00-3133-3020).....	No limit
Ed Byrne state/local law enforcement	
federal fund (082-00-3213-3213).....	No limit
Violence against women – ARRA	
federal fund (082-00-3214-3212).....	No limit
Comm prsct/project safe neighborhood	
federal fund (082-00-3217-3217).....	No limit
Public safety prtnt/comm	
pol fund (082-00-3218-3218).....	No limit
Anti-gang initiative	
federal fund (082-00-3229-3229).....	No limit
Alcohol impaired driving cntrmsr	
federal fund (082-00-3247-3247).....	No limit
Children's justice grant	
federal fund (082-00-3381-3381).....	No limit
Sexual assault kit initiative	
federal fund (082-00-3416-3416).....	No limit
Ed Byrne memorial JAG – ARRA	
federal fund (082-00-3455-3455).....	No limit
Medicaid indirect cost	
federal fund (082-00-3919-3919).....	No limit
Federal forfeiture fund (082-00-3940-3940).....	No limit
SSA fraud prevention	
federal fund (082-00-2174-2175).....	No limit
False claims litigation	
revolving fund (082-00-2650-2600).....	No limit
<i>Provided, That expenditures may be made from the false claims litigation revolving fund for costs associated with litigation under the Kansas false claims act, K.S.A. 2018 Supp. 75-7501 et seq., and amendments thereto.</i>	
GTEAP federal fund (252-00-3050-3065).....	No limit
Ed Byrne memorial justice assistance grant	
federal fund (352-00-3057-3057).....	No limit
911 state maintenance fund (082-00-2747-2447).....	No limit
DOT prohibit	
racial profiling (082-00-3566-3566).....	No limit
Human trafficking victim	
assistance fund (082-00-2775-2775).....	No limit
Criminal appeals cost fund (082-00-2779-2779).....	No limit

Attorney general's open government fund (082-00-2497-2497).....	No limit
Scrap metal theft reduction fee fund (082-00-2085-2100).....	No limit
Bail enforcement agents fee fund (082-00-2259-2259).....	No limit
Fraud and abuse criminal prosecution fund (082-00-2262-2262).....	No limit
Attorney general's state agency representation fund (082-00-2261-2261).....	No limit
State medicaid fraud forfeiture fund.....	No limit

(c) During the fiscal year ending June 30, 2020, grants made pursuant to K.S.A. 74-7325, and amendments thereto, from the protection from abuse fund (082-00-2239-2030) and grants made pursuant to K.S.A. 74-7334, and amendments thereto, from the crime victims assistance fund (082-00-2598-2070) shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control as the official domestic violence or sexual assault coalition.

(d) During the fiscal year ending June 30, 2020, the attorney general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the attorney general to another item of appropriation for fiscal year 2020 from the state general fund for the attorney general. The attorney general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$460,593 from the Kansas endowment for youth fund to the tobacco master settlement agreement compliance fund (082-00-2383-2320) of the attorney general.

(f) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the state general fund to the sexually violent predator expense fund (082-00-2379-2310) of the attorney general.

(g) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$600,000 from the state general fund to the medicaid fraud prosecution revolving fund (082-00-2641-2280).

Sec. 42.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Help America vote act matching funds.....\$109,590

Sec. 43.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Help America vote act matching funds.....\$109,590

Provided, That any unencumbered balance in the help America vote act matching funds account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Cemetery and funeral audit
fee fund (622-00-2225-2100).....No limit

HAVA ELVIS fund (622-00-2353-2150).....No limit

Conversion of materials and
equipment fund (622-00-2418-2200).....No limit

Information and services
fee fund (622-00-2430-2300).....No limit

Provided, That expenditures from the information and services fee fund for official hospitality shall not exceed \$2,533.

State register fee fund (622-00-2619-2500).....No limit

Uniform commercial code
fee fund (622-00-2664-2600).....No limit

State flag and banner fund (622-00-5130-4600).....No limit

Secretary of state fee
refund fund (622-00-9047-9100).....No limit

Electronic voting machine
examination fund (622-00-9101-9200).....No limit

Credit card clearing fund (622-00-9434-9400).....No limit

Suspense fund (622-00-9046-9000).....No limit

Prepaid services fund (622-00-9114-9300).....No limit

Athlete agent registration
fee fund (622-00-2674-2700).....No limit

Democracy fund (622-00-2702-2400).....No limit

Provided, That all expenditures from the democracy fund shall be to provide matching funds to implement Title II of the federal help America vote act of 2002, public law 107-252, as prescribed under that act.

Technology communication
fee fund (622-00-2672-2900).....No limit

Help America Vote Act
federal fund (622-00-3091).....No limit

HAVA Title I federal fund (622-00-3283-3283).....No limit

(c) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from any special revenue fund or funds for fiscal year 2020 by the above agency by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such special revenue fund or funds to provide a

report to the house appropriations committee and the senate ways and means committee detailing the costs of publication in a newspaper in each county pursuant to K.S.A. 64-103, and amendments thereto, of any constitutional amendment that is introduced by the legislature during the 2020 regular session of the legislature and detailing costs to local units of governments for conducting elections that include proposed constitutional amendments.

Sec. 44.

STATE TREASURER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the state treasurer operating fund (670-00-2374-2300) of the state treasurer is hereby decreased from \$1,710,088 to \$1,680,886: *Provided*, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2019, the state treasurer is hereby authorized and directed to credit the first \$1,680,886 received and deposited in the state treasury to the state treasurer operating fund: *Provided further*; That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2019 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*; That all moneys credited to the state treasurer operating fund during fiscal year 2019 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed to administer the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

Sec. 45.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State treasurer
operating fund (670-00-2374-2300).....\$1,683,705

Provided, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2020, the state treasurer is hereby authorized and directed to credit the first \$1,683,705 received and deposited in the state treasury to the state treasurer operating fund: *Provided further*; That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2020 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*; That all moneys credited to the state treasurer operating fund during fiscal year 2020 are to reimburse the state treasurer for accounting,

auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed to administer the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

- Fiscal agency fund (670-00-7754-6400).....No limit
- Bond services fee fund (670-00-2061-2500).....No limit
- City bond finance fund (670-00-7654).....No limit
- Local ad valorem tax reduction fund (670-00-7394-4800).....No limit
- County and city revenue sharing fund (670-00-7395-4900).....No limit
- Suspense fund (670-00-9054-9000).....No limit
- County and city retailers' sales tax fund (670-00-7608-6000).....No limit
- County and city compensating tax fund (670-00-7667-6200).....No limit
- Local alcoholic liquor fund (670-00-7665-6100).....No limit
- Local alcoholic liquor equalization fund (670-00-7759-6500).....No limit
- Unclaimed property claims fund (670-00-7758-7700).....No limit
- Unclaimed property expense fund (670-00-2362-2200).....No limit

Provided, That expenditures from the unclaimed property expense fund for official hospitality shall not exceed \$2,000.

- County and city transient guest tax fund (670-00-7602-6600).....No limit
- Racing admissions tax fund (670-00-7670-6300).....No limit
- Rental motor vehicle excise tax fund (670-00-7681-6800).....No limit
- Transportation development district sales tax fund (670-00-7601-7000).....No limit
- Redevelopment bond fund (670-00-7683-6900).....No limit
- Special qualified industrial manufacturer fund (670-00-9525-9525).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-50,122, and amendments thereto, or any other statute, the special qualified industrial manufacturer fund shall be maintained in the state treasury and shall be administered by the state treasurer for the purposes of the qualified industrial manufacturer act: *Provided further*; That, on the 15th day of each month that commences during fiscal year 2020, the secretary of commerce and the secretary of revenue shall consult and determine the amount of revenue received by the state from withholding taxes paid by each taxpayer that is a qualified industrial manufacturer during the preceding month and then, jointly,

shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *And provided further*; That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the special qualified industrial manufacturer fund established by this subsection: *And provided further*; That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the special qualified industrial manufacturer fund interest earnings based on: (1) The average daily balance of moneys in the special qualified industrial manufacturer fund established by this subsection for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*; That the moneys credited to the special qualified industrial manufacturer fund from the withholding taxes paid by a qualified industrial manufacturer shall be paid by the state treasurer to such qualified industrial manufacturer on such dates as are mutually agreed to by the secretary of commerce and the state treasurer, serving as paying agent in accordance with the terms of the agreement entered into pursuant to K.S.A. 74-50,122, and amendments thereto, by the secretary of commerce and such qualified industrial manufacturer: *And provided further*; That not more than \$2,000,000 shall be paid from the special qualified industrial manufacturer fund established by this subsection by the state treasurer to a qualified industrial manufacturer: *And provided further*; That the words and phrases used in these provisos to the appropriation of moneys in the special qualified industrial manufacturer fund shall have the meanings respectively ascribed thereto by K.S.A. 74-50,121, and amendments thereto, unless the context requires otherwise.

Kansas postsecondary education savings program trust fund (670-00-7241-7100).....	No limit
Kansas postsecondary education savings expense fund (670-00-2096-2000).....	No limit
Conversion of materials and equipment fund (670-00-2461-2700).....	No limit
Tax increment financing revenue replacement fund (670-00-7391-4700).....	No limit
Spirit bonds fund (670-00-9515-9515).....	No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Spirit bonds fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*; That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Spirit bonds fund: *And provided further*; That, on or before the 10th day of each month commencing during fiscal year 2020, the

director of accounts and reports shall transfer from the state general fund to the Spirit bonds fund interest earnings based on: (1) The average daily balance of moneys in the Spirit bonds fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Spirit bonds fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Spirit bonds fund to the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Learjet bond fund (670-00-9545-9545).....No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Learjet bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Learjet bond fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Learjet bond fund interest earnings based on: (1) The average daily balance of moneys in the Learjet bond fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Learjet bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Learjet bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Siemens bond fund (670-00-9540-9540).....No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Siemens bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Siemens bond fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Siemens bond fund interest earnings based on: (1) The average daily balance of moneys in the Siemens bond fund for the preceding month; and (2) the net earnings rate of the pooled

money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Siemens bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Siemens bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Business machinery and equipment tax reduction assistance fund (670-00-7684-7680).....	\$0
Telecommunications and railroad machinery and equipment tax reduction assistance fund (670-00-7685-7690).....	\$0
Community improvement district sales tax fund (670-00-7610-7650).....	No limit
Special economic revitalization fund (670-00-9520-9520).....	No limit
Bioscience development and investment fund (670-00-9510-9510).....	No limit
KS ABLE savings expense fund (670-00-2177-2177).....	No limit

(b) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 75-1514, and amendments thereto, or any other statute, the commissioner of insurance shall remit all moneys received by the commissioner under K.S.A. 75-1508, and amendments thereto, to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury: *Provided, however*, That, for each such remittance deposited in the state treasury during fiscal year 2020, the state treasurer shall not credit such deposit pursuant to K.S.A. 75-1514, and amendments thereto, but shall credit such deposit in accordance with the provisions of this subsection: *Provided further*, That the state treasurer shall credit 10% of each such deposit to the state general fund and the state treasurer shall credit the remainder of each such deposit as follows: (1) The amount equal to 64% of the remainder of such deposit shall be credited to the fire marshal fee fund (234-00-2330-2000) of the state fire marshal; (2) the amount equal to 20% of the remainder of such deposit shall be credited to the emergency medical services board operating fund (206-00-2326-4000) of the emergency medical services board; and (3) the amount equal to 16% of the remainder of such deposit shall be credited to the fire service training program fund (682-00-2123-2170) of the university of Kansas: *And provided further*, That the amount of each such deposit that is credited to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state fire marshal, the emergency medical services board, and the fire service training program of the university of Kansas by other state agencies which receive appropriations from the state general fund to provide such services: *And provided further*, That, whenever in fiscal year 2020 the aggregate amount that the 10% credit to the state general fund prescribed

by this subsection is equal to \$100,000, then: (1) The provisions of this subsection prescribing the 10% credit to the state general fund no longer shall apply to moneys received pursuant to K.S.A. 75-1508, and amendments thereto; and (2) for the remainder of fiscal year 2020, the state treasurer shall credit the full 100% so received of each such deposit as follows: (A) The amount equal to 64% of such deposit shall be credited to the fire marshal fee fund of the state fire marshal; (B) the amount equal to 20% of such deposit shall be credited to the emergency medical services board operating fund of the emergency medical services board; and (C) the amount equal to 16% of such deposit shall be credited to the fire service training program fund of the university of Kansas.

(c) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-648, and amendments thereto, or any other statute, on July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the Kansas postsecondary education savings expense fund (670-00-2096-2000) of the state treasurer to the KS ABLE savings expense fund (670-00-2177-2177) of the state treasurer.

Sec. 46.

INSURANCE DEPARTMENT

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the securities act fee fund (331-00-2162-0100) of the insurance department is hereby decreased from \$2,969,162 to \$2,839,224.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 47.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Insurance department service regulation fund (331-00-2270-2400).....No limit

Provided, That expenditures from the insurance department service regulation fund for official hospitality shall not exceed \$2,500: *Provided further*, That transfers may be made from this fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company examination fund (331-00-2055-2000).....No limit

Provided, That transfers may be made from the insurance company examination fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company annual statement examination fund (331-00-2056-2100).....No limit

Insurance company examiner training fund (331-00-2057-2200).....No limit

Workers compensation fund (331-00-7354-7000).....No limit

Provided, That expenditures from the workers compensation fund for attorney fees and other costs and benefit payments may be made regardless of when services were rendered or when the initial award of benefits was made.

State firefighters relief fund (331-00-7652-7130).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-1706, and amendments thereto, or any other statute, transfers may be made from the state firefighters relief fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company tax and fee refund fund (331-00-9017-9100).....No limit

Group-funded workers' compensation pools fee fund (331-00-7374-7120).....No limit

Provided, That transfers may be made from the group-funded workers' compensation pools fee fund to the insurance department rehabilitation and repair fund of the insurance department.

Municipal group-funded pools fee fund (331-00-7356-7100).....No limit

Provided, That transfers may be made from the municipal group-funded pools fee fund to the insurance department rehabilitation and repair fund of the insurance department.

Uninsurable health insurance plan fund (331-00-2328-2500).....No limit

Private grants and gifts fund (331-00-7301-7301).....No limit

Insurance education and training fund (331-00-2367-2600).....No limit

Provided, That expenditures may be made from the insurance education and training fund for training programs and official hospitality: *Provided further*, That the insurance commissioner is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs shall be fixed in order to collect all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such training programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the insurance education and training fund.

Monumental life settlement fund (331-00-7360-7360).....No limit

Provided, That all expenditures from the monumental life settlement fund shall be made for scholarship purposes: *Provided further*, That the scholarship recipients shall be African-American students who are currently enrolled and are attending an accredited higher education institution in the state of Kansas and who have designated a major in

mathematics, computer science or business.

Fines and penalties fund (331-00-2351-2510).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-2606, and amendments thereto, or any other statute, all moneys received during fiscal year 2020 for penalties imposed pursuant to K.S.A. 40-2606, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the fines and penalties fund.

Settlements fund (331-00-2523-2520).....No limit

Provided, That moneys may be transferred or otherwise credited to the settlements fund as the result of or pursuant to court orders under K.S.A. 40-3644, and amendments thereto, court-ordered settlements, or legislative authority: *Provided further*, That expenditures from the settlements fund shall be made for the purpose of providing consumer education and outreach or for costs that the insurance department may incur in closeout of any troubled insurance company matters.

HHS consumer assistance grant – federal fund (331-00-3555-3555).....No limit

HHS exchange planning & establishment grant – federal fund (331-00-3556-3556).....No limit

HHS rate review grant – federal fund (331-00-3505-3505).....No limit

Professional employer organization fee fund (331-00-2678-2678).....No limit

Pharmacy benefit manager registration fund (331-00-2665-2665).....No limit

Securities act fee fund (331-00-2162-0100).....\$3,065,869

Provided, That expenditures from the securities act fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

Investor education and protection fund (331-00-2242-2240).....No limit

Provided, That expenditures from the investor education and protection fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$5,000.

Captive insurance regulatory and supervision fund.....No limit

(b) In addition to the other purposes for which expenditures may be made by the insurance department from the insurance company examination fund (331-00-2055-2000) for fiscal year 2020 as authorized by K.S.A. 40-223, and amendments thereto, notwithstanding the provisions of K.S.A. 40-223, and amendments thereto, or any other statute, expenditures may be made by the insurance department from the insurance company examination fund for fiscal year 2020 for the examination of annual statements filed with the commissioner of insurance, regardless of when the services were rendered, when the expenses were incurred or when any claim was submitted or processed for payment and regardless of whether or not the services were rendered or the expenses were incurred prior to the effective date of this act.

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of

accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 48.

INSURANCE DEPARTMENT

(a) On July 1, 2020, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 49.

HEALTH CARE STABILIZATION
FUND BOARD OF GOVERNORS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Health care stabilization fund (270-00-7404-2000).....No limit
- Conference fee fund (270-00-2453-2453).....No limit

(b) Expenditures from the health care stabilization fund for the fiscal year ending June 30, 2020, other than refunds authorized by law for the following specified purposes shall not exceed the limitations prescribed therefor as follows:

- Operating expenditures (270-00-7404-2100).....No limit

Provided, That expenditures may be made from the operating expenditures account for official hospitality.

- Legal services and other claims expenses (270-00-7404-2300).....No limit
- Claims and benefits (270-00-7404-2400).....No limit

Sec. 50.

POOLED MONEY INVESTMENT BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Municipal investment pool fund (671-00-7537-7000).....No limit
- Pooled money investment portfolio fee fund (671-00-2319-2000).....No limit

Provided, That, on or before the fifth day of each month of the fiscal year ending June 30, 2020, the state treasurer shall certify to the pooled money investment board an accounting of the banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during such month: *Provided further*, That, prior to the 10th day of each month during the fiscal year ending June 30, 2020, the pooled money investment board shall

review the certification from the state treasurer and shall make expenditures from the pooled money investment portfolio fee fund (671-00-2319-2000) to pay the amount of banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during the second preceding month, as determined by the pooled money investment board: *And provided further*, That expenditures from the pooled money investment portfolio fee fund for official hospitality shall not exceed \$800.

Sec. 51.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Judicial council fund (349-00-2127-2100).....No limit
- Grants and gifts fund (349-00-7326-7000).....No limit

Provided, That all private grants and gifts received by the judicial council, other than moneys received as grants, gifts or donations for the preparation, publication or distribution of legal publications, shall be deposited to the credit of the grants and gifts fund.

- Publications fee fund (349-00-2297-2000).....No limit

Sec. 52.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

- Assigned counsel expenditures (328-00-1000-0700).....\$800,000

Sec. 53.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

- Operating expenditures (328-00-1000-0603).....\$13,646,479

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures for indigents' defense services are authorized to be made from the operating expenditures account regardless of when services were rendered: *Provided further*, That expenditures may be made from the operating expenditures account for negotiated contracts for malpractice insurance for public defenders and deputy or assistant public defenders: *And provided further*, That all contracts for malpractice insurance for public defenders and deputy or assistant public defenders shall be negotiated and purchased by the state board of indigents' defense services, shall not be subject to approval or purchase by the committee on surety bonds and insurance under K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto.

Assigned counsel

expenditures (328-00-1000-0700).....\$13,139,335

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the assigned counsel expenditures account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures for indigents' defense services are authorized to be made from the assigned counsel expenditures account regardless of when services were rendered.

Capital defense operations (328-00-1000-0800).....\$3,167,081

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the capital defense operations account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures for indigents' defense services are authorized to be made from the capital defense operations account regardless of when services were rendered.

Legal services for prisoners (328-00-1000-0500).....\$289,592

Indigents' defense services operations (328-00-1000-0610).....\$156,847

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the indigents' defense services operations account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from the indigents' defense services operations account for the purpose of assigned counsel and other professional services related to contract cases.

Litigation support (328-00-1000-0510).....\$2,760,665

Provided, That any unencumbered balance in the litigation support account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Capital litigation training grant fund (328-00-3211-3211).....No limit

Indigents' defense services fund (328-00-2119-2000).....No limit

Provided, That expenditures may be made from the indigents' defense services fund for the purpose of assigned counsel and other professional services related to contract cases.

Inservice education workshop fee fund (328-00-2186-2100).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*; That the state board of indigents' defense services is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*; That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*; That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of

K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

(c) During the fiscal year ending June 30, 2020, the executive director of the state board of indigents' defense services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the state board of indigents' defense services to any other item of appropriation for fiscal year 2020 from the state general fund for the state board of indigents' defense services. The executive director shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) In addition to the other purposes for which expenditures may be made by the state board of indigents' defense services from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 to classify public defenders based on the level of cases such public defenders are assigned.

Sec. 54.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Judiciary operations (677-00-1000).....\$109,052,817

Provided, That any unencumbered balance in the judiciary operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That contracts for computer input of judicial opinions and all purchases thereunder shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto: *And provided further*, That expenditures may be made from the judiciary operations account for contingencies without limitation at the discretion of the chief justice: *And provided further*, That expenditures from the judiciary operations account for such contingencies shall not exceed \$25,000: *And provided further*, That expenditures from the judiciary operations account for official hospitality shall not exceed \$4,000: *And provided further*, That expenditures shall be made from the judiciary operations account for the travel expenses of panels of the court of appeals for travel to cities across the state to hear appealed cases.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Library report fee fund (677-00-2106-2000).....No limit

Judiciary technology fund (677-00-2272-1800).....No limit

Dispute resolution fund (677-00-2126-3500).....No limit

Judicial branch

education fund (677-00-2324-1900).....No limit

Provided, That expenditures may be made from the judicial branch education fund to

provide services and programs for the purpose of educating and training judicial branch officers and employees, administering the training, testing and education of municipal judges as provided in K.S.A. 12-4114, and amendments thereto, educating and training municipal judges and municipal court support staff, and for the planning and implementation of a family court system, as provided by law, including official hospitality: *Provided further*, That the judicial administrator is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees may be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the judicial branch education fund.

Child welfare federal grant fund (677-00-3942-3300).....	No limit
Child support enforcement contractual agreement fund (677-00-2681-2400).....	No limit
SJI grant fund (677-00-2714-2714).....	No limit
Bar admission fee fund (677-00-2724-2500).....	No limit
Permanent families account – family and children investment fund (677-00-7317-7000).....	No limit
Duplicate law book fund (677-00-2543-2300).....	No limit
Court reporter fund (677-00-2725-2600).....	No limit
Access to justice fund (677-00-2169-2100).....	No limit
Judicial branch nonjudicial salary initiative fund (677-00-2229-2800).....	No limit
Judicial branch nonjudicial salary adjustment fund (677-00-2389-3200).....	No limit
Federal grants fund (677-00-3082-3100).....	No limit
District magistrate judge supplemental compensation fund (677-00-2398-2390).....	No limit
Correctional supervision fund (677-00-2465-2465).....	No limit
Violence against women grant fund – ARRA (677-00-3214-3214).....	No limit
Judicial branch docket fee fund (677-00-2158-2158).....	No limit
Electronic filing and management fund (677-00-2791-2791).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the Kansas endowment for youth fund to the permanent families account – family and children investment fund (677-00-7317-7000) of the judicial branch.

Sec. 55.

KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$280,680 from the MSA compliance fund (565-00-2274-2274) of the department of revenue to the Kansas endowment for youth fund (365-00-7000-2000) of the Kansas public employees retirement system.

(b) On the effective date of this act, the provisions of section 47(d) of chapter 109 of the 2018 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 56.

KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas public employees
retirement fund (365-00-7002-7000).....No limit

Provided, That no expenditures may be made from the Kansas public employees retirement fund other than for benefits, investments, refunds authorized by law, and other purposes specifically authorized by this or other appropriation act.

Kansas public employees deferred compensation
fees fund (365-00-2376).....No limit

.Group insurance reserve fund (365-00-7358-9200).....No limit

Optional death benefit plan
reserve fund (365-00-7357-9100).....No limit

Kansas endowment for
youth fund (365-00-7000-2000).....No limit

Senior services trust fund (365-00-7550-7600).....No limit

Family and children endowment
account – family and children
investment fund (365-00-7010-4000).....No limit

Non-retirement administration fund (365-00-2277).....No limit

Provided, That the executive officer of the Kansas public employees retirement system shall certify to the director of accounts and reports the amount of moneys to transfer from the Kansas endowment for youth fund (365-00-7000-2000), the senior services trust fund (365-00-7550-7600), the family and children endowment account – family and children investment fund (365-00-7010-4000) and the unclaimed property account (670-00-7758-7700) of the state general fund for the purpose of reimbursing the costs of non-retirement-related administrative activities and investment-related expenses for managing such funds in accordance with K.S.A. 74-4909b, and amendments thereto.

KDFA series 2003H bond debt

service fund (365-00-7001-2100).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-4921 et seq., and amendments thereto, any employer contributions remitted in accordance with the provisions of K.S.A. 20-2605, and amendments thereto, K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amendments thereto, and K.S.A. 74-4967, and amendments thereto, for the purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109 et seq., and amendments thereto, shall be credited in the KDFA series 2003H bond debt service fund: *Provided further*, That the executive director of the Kansas public employees retirement system shall certify to the director of accounts and reports an amount to reimburse the state general fund for bond debt service payments authorized in fiscal year 2020: *And provided further*, That the director of accounts and reports shall transfer to the state general fund such amount certified as provided by the executive director no later than June 30, 2020.

(b) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund (365-00-7002-7000) for the fiscal year ending June 30, 2020, for the following specified purposes:

Agency operations (365-00-7002-7400).....\$12,649,411

Provided, That expenditures from the agency operations account may be made for official hospitality.

Investment-related expenses (365-00-7002-8000).....No limit

KPERS technology project (365-00-7002-7800).....No limit

(c) Expenditures may be made from the non-retirement administration fund (365-00-2277) for the fiscal year ending June 30, 2020, for the following specified purposes:

Agency operations (365-00-2277-2210).....\$100,000

Investment-related expenses (365-00-2277-2220).....No limit

(d) On July 1, 2019, notwithstanding the provisions of K.S.A. 38-2102, and amendments thereto, the amount prescribed by K.S.A. 38-2102(d)(4), and amendments thereto, to be transferred on July 1, 2019, by the director of accounts and reports from the Kansas endowment for youth fund to the children's initiatives fund is hereby increased to \$43,267,487.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$51,000,000 from the state general fund to the Kansas public employees retirement fund (365-00-7002-7000) of the Kansas public employees retirement system.

Sec. 57.

KANSAS HUMAN RIGHTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (058-00-1000-0103).....\$1,115,298

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided, however, That expenditures from this account for official hospitality shall not exceed \$200: *Provided further*, That expenditures for mediation services contracted with Kansas legal services shall be made only upon certification by the executive director of the human rights commission to the director of accounts and reports that private moneys

are available to match the expenditure of state moneys on a \$1 of private moneys to \$3 of state moneys basis.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- State and local fair employment practices – federal fund (058-00-3016-3000).....No limit
- Conversion of materials and equipment fund (058-00-2404-1300).....No limit
- Education and training fund (058-00-2282-2000).....No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures for the commission's education and training programs for the general public, including official hospitality: *Provided further*, That the executive director is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

- Database conversion fund.....No limit
- Sec. 58.

STATE CORPORATION COMMISSION

(a) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 61(e) of chapter 104 of the 2017 Session Laws of Kansas on the public service regulation fund (143-00-2019-0100), the motor carrier license fees fund (143-00-2812-5500) and the conservation fee fund (143-00-2130-2000) of the state corporation commission is hereby increased, in the aggregate, from \$2,000 to \$2,500.

Sec. 59.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Public service regulation fund (143-00-2019-0100).....No limit
- Motor carrier license fees fund (143-00-2812-5500).....No limit
- Conservation fee fund (143-00-2130-2000).....No limit

Provided, That any expenditure made from the conservation fee fund for plugging abandoned wells, cleanup of pollution from oil and gas activities and testing of wells shall be in addition to any expenditure limitation imposed on this fund: *Provided further*, That expenditures may be made from this fund for debt collection and set-off administration: *And provided further*, That a percentage of the fees collected, not to

exceed 27%, shall be transferred from the conservation fee fund to the accounting services recovery fund (173-00-6105-4010) of the department of administration for services rendered in collection efforts: *And provided further*, That all expenditures made from the conservation fee fund for debt collection and set-off administration shall be in addition to any expenditure limitation imposed on this fund: *And provided further*, That the state corporation commission shall include as part of the fiscal year 2020 budget estimates for the state corporation commission submitted pursuant to K.S.A. 75-3717, and amendments thereto, a three-year projection of receipts to and expenditures from the conservation fee fund for fiscal years 2020, 2021 and 2022.

- Natural gas underground storage fee fund (143-00-2181-2120).....No limit
- Gas pipeline inspection fee fund (143-00-2023-1100).....No limit
- Special one-call – federal fund (143-00-3477-3477).....No limit
- Compressed air energy storage fee fund (143-00-2454-2410).....No limit
- Abandoned oil and gas well fund (143-00-2143-2100).....No limit
- Facility conservation improvement program fund (143-00-2432-2400).....No limit
- Gas pipeline safety program – federal fund (143-00-3632-3000).....No limit
- Carbon dioxide injection well and underground storage fund (143-00-2358-2500).....No limit
- Energy conservation plan – federal fund (143-00-3682-3500).....No limit
- Energy efficiency revolving loan program – ARRA federal fund (143-00-3161-3160).....No limit

Provided, That expenditures may be made from the energy efficiency revolving loan program – ARRA federal fund for the energy efficiency revolving loan program pursuant to vouchers approved by the chairperson of the state corporation commission or by a person or persons designated by the chairperson: *Provided further*, That the state corporation commission is hereby authorized to establish the energy efficiency revolving loan program for the purpose of making loans for energy conservation and other energy-related activities: *And provided further*, That loans under such program shall be made at an interest rate established by the state corporation commission: *And provided further*, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons as may be necessary to administer the energy efficiency revolving loan program: *And provided further*, That any person who agrees to receive money from the energy efficiency revolving loan program – ARRA federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That

moneys repaid to the energy efficiency revolving loan program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency revolving loan program – ARRA federal fund interest earnings based on: (1) The average daily balance of repaid moneys in the energy efficiency revolving loan program – ARRA federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Vehicle information systems network – federal fund (143-00-3244-3244).....No limit

Underground injection control class II – federal fund (143-00-3768-3700).....No limit

One call – federal fund (143-00-3633-3120).....No limit

Inservice education workshop fee fund (143-00-2316-2300).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences conducted by the state corporation commission for staff and members of the state corporation commission: *Provided further*, That the state corporation commission is hereby authorized to fix, charge and collect fees for such inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for conducting such inservice workshops and conferences: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Unified carrier registration clearing fund (143-00-9062-9100).....No limit

Credit card clearing fund (143-00-9401-9400).....No limit

Suspense fund (143-00-9007-9000).....No limit

Well plugging assurance fund (143-00-2180-2110).....No limit

Energy grants management fund (143-00-2667-4000).....No limit

Energy efficiency program – federal fund.....No limit

(b) Expenditures for the fiscal year ending June 30, 2020, by the state corporation commission from the conservation fee fund (143-00-2130-2000) or the abandoned oil and gas well fund (143-00-2143-2100) may be made for the service of independent on-site supervision of well plugging contracts: *Provided*, That all such expenditures from the conservation fee fund or the abandoned oil and gas well fund for the purpose of plugging of abandoned oil and gas wells during fiscal year 2020 shall be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto, and shall not be exempt from such competitive bidding requirements on the basis of the

estimated amount of such purchases.

(c) During the fiscal year ending June 30, 2020, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer additional moneys from the conservation fee fund (143-00-2130-2000) of the state corporation commission that are in excess of \$800,000 as prescribed by K.S.A. 55-193, and amendments thereto, to the abandoned oil and gas well plugging fund (143-00-2143-2100) of the state corporation commission: *Provided*, That the chairperson of the state corporation commission shall certify each such transfer of additional moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer funds from any special revenue fund or funds of the state corporation commission to any other special revenue fund or funds of the state corporation commission. The chairperson of the state corporation commission shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) Expenditures for the fiscal year ending June 30, 2020, by the state corporation commission from the public service regulation fund (143-00-2019-0100), the motor carrier license fees fund (143-00-2812-5500) and the conservation fee fund (143-00-2130-2000) for official hospitality shall not exceed, in the aggregate, \$2,500.

(f) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, or any other statute, all moneys received from civil fines and penalties charged and collected by the state corporation commission under K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, in the conservation fee fund (143-00-2130-2000), the public service regulation fund (143-00-2019-0100) and the motor carrier license fees fund (143-00-2812-5500) shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and deposited in the state treasury and credited to the state general fund.

(g) On July 1, 2019, notwithstanding the provisions of K.S.A. 55-166, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the well plugging assurance fund (143-00-2180-2110) of the state corporation commission to the abandoned oil and gas well fund (143-00-2143-2100) of the state corporation commission.

(h) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$100,000 from the public service regulation fund (143-00-2019-0100) of the state corporation commission to the state general fund.

(i) During the fiscal year ending June 30, 2020, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer moneys from the energy efficiency revolving loan program – ARRA federal fund (143-00-3161-3160) to the energy efficiency program – federal fund of the state corporation commission: *Provided*, That the chairperson of the state corporation commission shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research: *Provided further*, That the state corporation commission is hereby authorized to establish the energy efficiency program for the purpose of energy

conservation and other energy-related activities: *And provided further*, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons as may be necessary to administer the energy efficiency program: *And provided further*, That any person who agrees to receive money from the energy efficiency program – federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy efficiency program – federal fund: *And provided further*, That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency program – federal fund interest earnings based on: (1) The average daily balance of moneys in the energy efficiency program – federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Sec. 60.

CITIZENS' UTILITY RATEPAYER BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Utility regulatory fee fund (122-00-2030-2000).....\$999,785

(b) During the fiscal year ending June 30, 2020, in addition to other purposes for which expenditures may be made by the citizens' utility ratepayer board from the utility regulatory fee fund (122-00-2030-2000) for fiscal year 2020 for the citizens' utility ratepayer board as authorized by this or other appropriation act of the 2019 regular session of the legislature, notwithstanding the provisions of any other statute to the contrary, if the total expenditures authorized to be expended on contracts for professional services by the citizens' utility ratepayer board by the expenditure limitation prescribed by subsection (a) are not expended or encumbered for fiscal year 2019, then the amount equal to the remaining amount of such expenditure authority for fiscal year 2019 may be expended from the utility regulatory fee fund for fiscal year 2020 pursuant to contracts for professional services and any such expenditure for fiscal year 2020 shall be in addition to any expenditure limitation imposed on the utility regulatory fee fund for fiscal year 2020.

(c) On and after the effective date of this act, during the fiscal year ending June 30, 2020, no expenditures shall be made by the above agency from the utility regulatory fee fund (122-00-2030-2000) for the review or other oversight of proposed administrative rules and regulations or any other duties pursuant to executive order no. 11-02.

Sec. 61.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Debt setoff settlement..... \$9,291,945

(b) On the effective date of this act, of the \$250,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 66(k) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the SIBF – state building insurance account (173-00-8100-8920), the sum of \$56,227 is hereby

lapsed.

(c) On the effective date of this act, of the \$270,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 66(l) of chapter 104 of the 2017 Session Laws of Kansas from the correctional institutions building fund in the CIBF – state building insurance account (173-00-8600-8930), the sum of \$2,578 is hereby lapsed.

(d) On the effective date of this act, the provisions of section 66(q) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 62.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (173-00-1000-0200).....\$4,581,294

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,000: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the operating expenditures account for three employees in the unclassified service under the Kansas civil service act.

Budget analysis (173-00-1000-0520).....\$1,546,035

Provided, That any unencumbered balance in the budget analysis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the budget analysis account for eight employees in the unclassified service under the Kansas civil service act: *And provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

Long-term care ombudsman (173-00-1000-0580).....\$287,351

Provided, That any unencumbered balance in the long-term care ombudsman account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

KPERS bonds debt service (173-00-1000-0440).....\$64,001,866

(b) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, the following:

KPERS bond debt service (173-00-1700-1704).....\$36,126,992

Public broadcasting digital conversion debt service (173-00-1700-1703).....\$434,125

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other

than refunds or indirect cost recoveries authorized by law shall not exceed the following:

Federal cash management fund (173-00-2001-2200).....	No limit
State leave payment reserve fund (173-00-7730-7350).....	No limit
Building and ground fund (173-00-2028-2000).....	No limit
General fees fund (173-00-2197-2020).....	No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the division of personnel services, including human resources programs and official hospitality: *Provided further*; That the director of personnel services is hereby authorized to fix, charge and collect fees: *And provided further*; That fees shall be fixed in order to recover all or part of the operating expenses incurred, including official hospitality: *And provided further*; That all fees received, including fees received under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Human resource information systems cost recovery fund (173-00-6103-5700).....	No limit
Budget fees fund (173-00-2191-2100).....	No limit

Provided, That expenditures may be made from the budget fees fund for operating expenditures for the division of the budget, including training programs, special projects and official hospitality: *Provided further*; That the director of the budget is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*; That fees for such training programs and special projects shall be fixed in order to recover all or part of the operating expenses incurred for such training programs and special projects, including official hospitality: *And provided further*; That all fees received for such training programs and special projects and all fees received by the division of the budget under the open records act for providing access to or furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the budget fees fund.

Purchasing fees fund (173-00-2017-2130).....	No limit
--	----------

Provided, That expenditures may be made from the purchasing fees fund for operating expenditures of the division of purchases, including training seminars and official hospitality: *Provided further*; That the director of purchases is hereby authorized to fix, charge and collect fees for operating expenditures incurred to reproduce and disseminate purchasing information, administer vendor applications, administer state contracts and conduct training seminars, including official hospitality: *And provided further*; That such fees shall be fixed in order to recover all or part of such operating expenses: *And provided further*; That all fees received for such operating expenses shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the purchasing fees fund.

Architectural services

fee fund (173-00-2075-2110).....No limit

Provided, That expenditures may be made from the architectural services fee fund for operating expenditures for distribution of architectural information: *Provided further*, That the director of facilities management is hereby authorized to fix, charge and collect fees for reproduction and distribution of architectural information: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for reproducing and distributing architectural information: *And provided further*, That all fees received for such reproduction and distribution of architectural information shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services fee fund.

Budget equipment
conversion fund (173-00-2434-2090).....No limit

Conversion of materials and
equipment fund (173-00-2408-2030).....No limit

Architectural services equipment
conversion fund (173-00-2401-2170).....No limit

Property contingency fund (173-00-2640-2060).....No limit

Flood control emergency –
federal fund (173-00-3024-3020).....No limit

INK special revenue fund (173-00-2764-2702).....No limit

FICA reimbursements medical
residents fund (173-00-7599-7500).....No limit

State buildings
operating fund (173-00-6148-4100).....No limit

Provided, That the secretary of administration is hereby authorized to fix, charge and collect a real estate property leasing services fee at a reasonable rate per square foot of space leased by state agencies as approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, to recover the costs incurred by the department of administration in providing services to state agencies relating to leases of real property: *Provided further*, That each state agency that is party to a lease of real property that is approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, shall remit to the secretary of administration the real estate property leasing services fee upon receipt of the billing therefor: *And provided further*, That all moneys received for real estate property leasing services fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund (173-00-2028-2000), as determined and directed by the secretary of administration: *And provided further*, That the net proceeds from the sale of all or any part of the Topeka state hospital property, as defined by K.S.A. 2018 Supp. 75-37,123(a), and amendments thereto, shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration: *And provided further*, That the secretary of administration is hereby authorized to fix, charge and collect a surcharge against all state agency leased square footage in Shawnee county, including

both state-owned and privately owned buildings: *And provided further*; That all moneys received for such surcharge shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration.

Accounting services
recovery fund (173-00-6105-4010).....No limit

Provided, That expenditures may be made from the accounting services recovery fund for the operating expenditures, including official hospitality, of the department of administration: *Provided further*; That the secretary of administration is hereby authorized to fix, charge and collect fees for services or sales provided by the department of administration that are not specifically authorized by any other statute: *And provided further*; That all fees received for such services or sales shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the accounting services recovery fund.

Architectural services
recovery fund (173-00-6151-5500).....No limit

Provided, That expenditures may be made from the architectural services recovery fund for operating expenditures for the division of facilities management: *Provided further*; That the director of facilities management is hereby authorized to fix, charge and collect fees for services provided to other state agencies not directly related to the construction of a capital improvement project: *And provided further*; That all fees received for all such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

Motor pool service fund (173-00-6109-4020).....No limit

Intragovernmental printing
service fund (173-00-6165-9800).....No limit

Intragovernmental printing service depreciation
reserve fund (173-00-6167-9810).....No limit

Municipal accounting and training services
recovery fund (173-00-2033-1850).....No limit

Provided, That expenditures may be made from the municipal accounting and training services recovery fund to provide general ledger, payroll reporting, utilities billing, data processing, and accounting services to municipalities and to provide training programs conducted for municipal government personnel, including official hospitality: *Provided further*; That the director of accounts and reports is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*; That such fees shall be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*; That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the municipal accounting and training services recovery fund.

Canceled warrants

payment fund (173-00-2645-2070).....	No limit
State emergency fund (173-00-2581-2150).....	No limit
Bid and contract	
deposit fund (173-00-7609-7060).....	No limit
Federal withholding tax	
clearing fund (173-00-7701-7080).....	No limit
Financial management system	
development fund (173-00-6135-6130).....	No limit
<i>Provided, That the secretary of administration may establish fees and make special assessments in order to finance the costs of developing the financial management system: Provided further, That all moneys received for such fees and special assessments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial management system development fund.</i>	
State gaming revenues fund (173-00-9011-9100).....	No limit
Financial management system development	
fund – on budget (173-00-2689-2689).....	No limit
Construction defects	
recovery fund (173-00-2632-2615).....	No limit
Facilities conservation	
improvement fund (173-00-8745-4912).....	No limit
State revolving fund services	
fee fund (173-00-2038-2700).....	No limit
Conversion of materials and equipment – recycling	
program fund (173-00-2435-2031).....	No limit
Curtis office building maintenance	
reserve fund (173-00-2010-2190).....	No limit
Equipment lease purchase program administration	
clearing fund (173-00-8701-8000).....	No limit
Suspense fund (173-00-9075-9220).....	No limit
Electronic funds transfer	
suspense fund (173-00-9175-9490).....	No limit
Surplus property program fund –	
on budget (173-00-2323-2300).....	No limit
Surplus property program fund –	
off budget (173-00-6150-6150).....	No limit
Older Americans act title IIIB	
long-term care ombudsman	
federal fund (173-00-3287-3287).....	No limit
Older Americans act title VII	
long-term care ombudsman	
federal fund (173-00-3358-3140).....	No limit
Long-term care ombudsman gift and	

grant fund (173-00-7258-7280).....	No limit
Title XIX – long-term care ombudsman	
medical assistance program	
federal fund (173-00-3414-3414).....	No limit
Wireless enhanced 911	
grant fund (173-00-2577-2570).....	No limit
Bioscience	
development fund (173-00-2765-2703).....	No limit
Dwight D Eisenhower statue fund.....	No limit
Digital imaging program fund.....	No limit

Provided, That expenditures may be made from the digital imaging program fund for grants to state agencies for digital document imaging projects.

(d) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, for the secretary of administration, as part of the system of payroll accounting formulated under K.S.A. 75-5501, and amendments thereto, to establish a payroll deduction plan, for the purpose of allowing insurers, who are authorized to do business in the state of Kansas, to offer to state employees accident, disability, specified disease and hospital indemnity products, which may be purchased by such employees: *Provided, however*, That any such insurer and indemnity product shall be approved by the Kansas state employees health care commission prior to the establishment of such payroll deduction: *Provided*, That upon notification of an employing agency's receipt of written authorization by any state employee, the director of accounts and reports shall make periodic deductions of amounts as specified in such authorization from the salary or wages of such state employee for the purpose of purchasing such indemnity products: *Provided further*, That, subject to the approval of the secretary of administration, the director of accounts and reports may prescribe procedures, limitations and conditions for making payroll deductions pursuant to this section.

(e) On July 1, 2019, the director of accounts and reports shall transfer \$210,000 from the state highway fund to the state general fund for the purpose of reimbursing the state general fund for the cost of providing purchasing services to the department of transportation.

(f) During the fiscal year ending June 30, 2020, the secretary of administration is hereby authorized to approve refinancing of equipment being financed by state agencies through the department's equipment financing program. Such refinancing project is hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto.

(g) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated in any capital improvement account of any special revenue fund or funds or in any capital improvement account of the state general fund for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency

from any such capital improvement account of any special revenue fund or funds or any such capital improvement account of the state general fund for fiscal year 2020 for the purpose of making emergency repairs to any facility that is under the charge, care, management or control of the department of administration as provided by law: *Provided*, That the secretary of administration shall make a full report on such repairs and expenditures to the director of the budget and the director of legislative research.

(h) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the state economic development initiatives fund and shall record a corresponding credit to the state economic development initiatives fund in an amount certified by the director of the budget that shall be equal to 75% of the amount estimated by the director of the budget to be transferred and credited to the state economic development initiatives fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the state economic development initiatives fund during fiscal year 2020. All moneys transferred and credited to the state economic development initiatives fund during fiscal year 2020 shall reduce the amount debited and credited to the state economic development initiatives fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the state economic development initiatives fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the state economic development initiatives fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the state economic development initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the state economic development initiatives fund by the state treasurer in accordance with the notice thereof.

(i) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the correctional institutions building fund and shall record a corresponding credit to the correctional institutions building fund in an amount certified by the director of the budget that shall be equal to 80% of the amount estimated by the director of the budget to be transferred and credited to the correctional institutions building fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the correctional institutions building fund during fiscal year 2020. All moneys transferred and credited to the correctional institutions building fund during fiscal year 2020 shall reduce the amount debited and credited to the correctional institutions building fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the correctional institutions building fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the correctional institutions building fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all

amounts debited and credited to the correctional institutions building fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the correctional institutions building fund by the state treasurer in accordance with the notice thereof.

(j) During the fiscal year ending June 30, 2020, the secretary of administration, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the department of administration to another item of appropriation for fiscal year 2020 from the state general fund for the department of administration. The secretary of administration shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(k) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, the following:

SIBF – state
building insurance (173-00-8100-8920).....\$160,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the SIBF – state building insurance account of the state institutions building fund for state building insurance premiums.

(l) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2020, the following:

CIBF – state
building insurance (173-00-8600-8930).....\$175,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b09, and amendments thereto, expenditures may be made by the above agency from the CIBF – state building insurance account of the correctional institutions building fund for state building insurance premiums.

(m) On July 1, 2019, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts from the appropriate federal fund or funds of the Kansas department for aging and disability services to the older Americans act title IIIB long-term care ombudsman federal fund (173-00-3287-3287) of the department of administration: *Provided*, That the aggregate of such amount or amounts transferred during fiscal year 2020 shall be equal to and shall not exceed the older Americans act title VII: ombudsman award and 4.38% of the Kansas older Americans act title III: part B supportive services award.

(n) (1) (A) Prior to August 15, 2019, the state board of regents shall determine and certify to the director of the budget each of the specific amounts from the amounts appropriated from the state general fund or from the moneys appropriated and available in the special revenue funds for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection: *Provided*, That the aggregate of all such amounts certified to the director of the budget shall be an amount that is equal to or more than \$1,184,054. The certification by the state board of regents shall specify the

amount in each account of the state general fund or in each special revenue fund, or account thereof, that is designated by the state board of regents pursuant to this subsection for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account in the state general fund by the director of accounts and reports pursuant to this subsection. At the same time as such certification is transmitted to the director of the budget, the state board of regents shall transmit a copy of such certification to the director of legislative research.

(B) The director of the budget shall review each such certification from the state board of regents and shall certify a copy of each such certification from the state board of regents to the director of accounts and reports. At the same time as such certification is transmitted to the director of accounts and reports, the director of the budget shall transmit a copy of each such certification to the director of legislative research.

(C) On August 15, 2019, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under this subsection, the appropriation for fiscal year 2020 for each account of the state general fund, state economic development initiatives fund, state water plan fund and children's initiatives fund that is appropriated or reappropriated for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under this subsection.

(2) In determining the amounts to be certified to the director of accounts and reports in accordance with this subsection, the director of the budget and the state board of regents shall consider any changed circumstances and unanticipated reductions in expenditures or unanticipated and required expenditures by the regents agencies for fiscal year 2020.

(3) As used in this subsection, "regents agency" means the state board of regents, Fort Hays state university, Kansas state university, Kansas state university extension systems and agriculture research programs, Kansas state university veterinary medical center, Emporia state university, Pittsburg state university, the university of Kansas, the university of Kansas medical center and Wichita state university.

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

(A) Any money held in trust in a trust fund or held in trust in any other special revenue fund or funds of any regents agency;

(B) any moneys received from any agency or authority of the federal government or from any other federal source, other than any such federal moneys that are credited to or may be received and credited to special revenue funds of a regents agency and that are determined by the state board of regents to be federal moneys that may be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection;

(C) any account of the Kansas educational building fund; or

(D) any fund of any regents agency in the state treasury, as determined by the director of the budget, that would experience financial or administrative difficulties as a result of executing the provisions of this subsection, including, but not limited to, cash-flow problems, the inability to meet ordinary expenditure obligations, or any conflicts with prevailing contracts, compacts or other provisions of law.

(5) Each amount transferred from any special revenue fund of any regents agency to the state general fund pursuant to this subsection is transferred to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and

purchasing services and any other governmental services that are performed on behalf of the regents agency involved by other state agencies that receive appropriations from the state general fund to provide such services.

(o) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, for the secretary of administration to fix, charge and collect fees for architectural, engineering and management services provided for capital improvement projects of the state board of regents or any state educational institution, as defined by K.S.A. 76-711, and amendments thereto, for which the department of administration provides such services and which are financed in whole or in part by gifts, bequests or donations made by one or more private individuals or other private entities: *Provided*, That such fees for such services are hereby authorized to be fixed, charged and collected in accordance with the provisions of K.S.A. 75-1269, and amendments thereto, notwithstanding any provisions of K.S.A. 75-1269, and amendments thereto, to the contrary: *Provided further*, That all such fees received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

(p) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the expanded lottery act revenues fund and shall record a corresponding credit to the expanded lottery act revenues fund in an amount certified by the director of the budget that shall be equal to the amount estimated by the director of the budget to be transferred and credited to the expanded lottery act revenues fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the expanded lottery act revenues fund during fiscal year 2020. All moneys transferred and credited to the expanded lottery act revenues fund during fiscal year 2020 shall reduce the amount debited and credited to the expanded lottery act revenues fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the expanded lottery act revenues fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the expanded lottery act revenues fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the expanded lottery act revenues fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the expanded lottery act revenues fund by the state treasurer in accordance with the notice thereof.

(q) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the children's initiatives fund and shall record a corresponding credit to the children's initiatives fund in an amount certified by the director of the budget that shall be equal to 50% of the amount estimated by the director

of the budget to be transferred and credited to the children's initiatives fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the children's initiatives fund during fiscal year 2020. Among other appropriate factors, the director of the budget shall take into consideration the estimated and actual receipts and interest earnings of the Kansas endowment for youth fund for fiscal year 2019 and fiscal year 2020 in determining the amount to be certified under this subsection. All moneys transferred and credited to the children's initiatives fund during fiscal year 2020 shall reduce the amount debited and credited to the children's initiatives fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the children's initiatives fund pursuant to this subsection to reflect all moneys actually transferred and credited to the children's initiatives fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the children's initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the children's initiatives fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund shall be made after the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (r) for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund.

(r) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the Kansas endowment for youth fund and shall record a corresponding credit to the Kansas endowment for youth fund in an amount certified by the director of the budget that shall be equal to 75% of the amount approved for expenditure by the children's cabinet during the fiscal year ending June 30, 2020, as certified by the director of the budget. All moneys received and credited to the Kansas endowment for youth fund during fiscal year 2020 shall reduce the amount debited and credited to the Kansas endowment for youth fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the Kansas endowment for youth fund pursuant to this subsection to reflect all moneys actually transferred and credited to the Kansas endowment for youth fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the Kansas endowment for youth fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the Kansas endowment for youth fund by the state treasurer in accordance with the

notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund shall be made before the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (q) for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund.

Sec. 63.

OFFICE OF INFORMATION
TECHNOLOGY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Office 365 cloud email services (335-00-1000-0020).....\$826,378

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030).....No limit

Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology reserve fund (335-00-6147-4080).....No limit

Public safety broadband services fund (335-00-2125-2125).....No limit

GIS contracting services fund (335-00-2163-2163).....No limit

GIS contracting services fund (335-00-6009-6009).....No limit

State and local implementation grant – federal fund (335-00-3576-3576).....No limit

Sec. 64.

KANSAS INFORMATION SECURITY OFFICE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030).....No limit

Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology
 reserve fund (335-00-6147-4080).....No limit
 Sec. 65.

OFFICE OF ADMINISTRATIVE HEARINGS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Administrative hearings
 office fund (178-00-2582).....No limit

Provided, That expenditures from the administrative hearings office fund for official hospitality shall not exceed \$100.

Sec. 66.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (562-00-1000-0103).....\$795,643

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Duplicating fees fund (562-00-2219-2200).....\$3,000

BOTA filing fee fund (562-00-2240-2240).....\$1,090,888

Sec. 67.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the division of vehicles operating fund (565-00-2089-2020) of the department of revenue is hereby decreased from \$48,770,738 to \$48,689,925.

Sec. 68.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (565-00-1000-0303).....\$15,668,081

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other

than refunds authorized by law shall not exceed the following:

Sand royalty fund (565-00-2087-2010).....No limit

Division of vehicles

operating fund (565-00-2089-2020).....\$50,100,251

Provided, That all receipts collected under authority of K.S.A. 74-2012, and amendments thereto, shall be credited to the division of vehicles operating fund: *Provided further*, That any expenditure from the division of vehicles operating fund of the department of revenue to reimburse the audit services fund (540-00-9204-9000) of the division of post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the division of vehicles operating fund for the fiscal year ending June 30, 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, expenditures may be made from this fund for the administration and operation of the department of revenue.

Vehicle dealers and manufacturers

fee fund (565-00-2189-2030).....No limit

Kansas qualified agricultural ethyl alcohol

producer incentive fund (565-00-2215).....No limit

Division of vehicles

modernization fund (565-00-2390-2390).....No limit

Kansas retail dealer

incentive fund (565-00-2387-2380).....No limit

Local report fee fund (565-00-2249-2160).....No limit

Conversion of materials and

equipment fund (565-00-2417-2050).....No limit

Forfeited property fee fund (565-00-2428-2200).....No limit

Setoff services revenue fund (565-00-2617-2080).....No limit

Publications fee fund (565-00-2663-2090).....No limit

Child support enforcement contractual

agreement fund (565-00-2683-2110).....No limit

County treasurers' vehicle licensing

fee fund (565-00-2687-2120).....No limit

Tax amnesty recovery fund (565-00-2462-2462).....No limit

Reappraisal

reimbursement fund (565-00-2693-2130).....No limit

Provided, That all moneys received for the costs incurred for conducting appraisals for any county shall be deposited in the state treasury and credited to the reappraisal reimbursement fund: *Provided further*, That expenditures may be made from this fund for the purpose of conducting appraisals pursuant to orders of the state board of tax appeals under K.S.A. 79-1479, and amendments thereto.

Special training fund (565-00-2016-2000).....No limit

Provided, That expenditures may be made from the special training fund for operating expenditures, including official hospitality, incurred for conferences, training

seminars, workshops and examinations: *Provided further*, That the secretary of revenue is hereby authorized to fix, charge and collect fees for conferences, training seminars, workshops and examinations sponsored or cosponsored by the department of revenue: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for such conferences, training seminars, workshops and examinations or for qualifying applicants for such conferences, training seminars, workshops and examinations: *And provided further*, That all fees received for conferences, training seminars, workshops and examinations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special training fund.

Recovery fund for enforcement actions and attorney fees (565-00-2021-2060).....	No limit
Earned income tax credits – TANF – federal fund (565-00-3345-3340).....	No limit
Commercial vehicle information systems/network federal fund (565-00-3244-3244).....	No limit
Temporary assistance – needy families federal fund (565-00-3323-3323).....	No limit
Highway planning construction federal fund (565-00-3333-3333).....	No limit
Immigration MOU federal fund (565-00-3497-3497).....	No limit
Commercial drivers licensing state program federal fund (565-00-3515-3515).....	No limit
DL security grant program fund (565-00-3780-3150).....	No limit
State and community highway safety fund (565-00-3815-3815).....	No limit
Microfilming fund (565-00-2281-2270).....	No limit
<i>Provided</i> , That expenditures may be made from the microfilming fund to operate and maintain a microfilming activity to sell microfilming services to other state agencies: <i>Provided further</i> , That all moneys received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilming fund.	
Miscellaneous trust bonds fund (565-00-7556-5180).....	No limit
Liquor excise tax guarantee bond fund (565-00-7604-5190).....	No limit
Non-resident contractors cash bond fund (565-00-7605-5200).....	No limit
Bond guaranty fund (565-00-7606-5210).....	No limit
Interstate motor fuel user cash bond fund (565-00-7616-5220).....	No limit

Motor fuel distributor cash	
bond fund (565-00-7617-5230).....	No limit
Special county mineral production	
tax fund (565-00-7668-5280).....	No limit
County drug tax fund (565-00-7680-5310).....	No limit
Escheat proceeds	
suspense fund (565-00-7753-5290).....	No limit
Privilege tax refund fund (565-00-9031-9300).....	No limit
Suspense fund (565-00-9032-9310).....	No limit
Cigarette tax refund fund (565-00-9033-9330).....	No limit
Motor-vehicle fuel tax	
refund fund (565-00-9035-9350).....	No limit
Cereal malt beverage tax	
refund fund (565-00-9036-9360).....	No limit
Income tax refund fund (565-00-9038-9370).....	No limit
Sales tax refund fund (565-00-9039-9380).....	No limit
Compensating tax	
refund fund (565-00-9040-9390).....	No limit
Alcoholic liquor tax	
refund fund (565-00-9041-9400).....	No limit
Cigarette/tobacco products	
regulation fund (565-00-2294-2190).....	No limit
Motor carrier tax	
refund fund (565-00-9042-9410).....	No limit
Car company tax fund (565-00-9043-9420).....	No limit
Protested motor carrier	
taxes fund (565-00-9044-9430).....	No limit
Tobacco products	
refund fund (565-00-9045-9440).....	No limit
Transient guest tax refund fund (established by	
K.S.A. 12-1694a) (565-00-9066-9450).....	No limit
Interstate motor fuel taxes	
clearing fund (565-00-9070-9710).....	No limit
Motor carrier permits escrow	
clearing fund (565-00-7581-5400).....	No limit
Transient guest tax refund fund established by	
K.S.A. 12-16,100 (565-00-9074-9480).....	No limit
Interstate motor fuel taxes	
refund fund (565-00-9069-9010).....	No limit
Interfund clearing fund (565-00-9096-9510).....	No limit
Local alcoholic liquor	
clearing fund (565-00-9100-9700).....	No limit

International registration plan distribution
clearing fund (565-00-9103-9520).....No limit

Rental motor vehicle excise tax
refund fund (565-00-9106-9730).....No limit

International fuel tax agreement
clearing fund (565-00-9072-9015).....No limit

Mineral production tax
refund fund (565-00-9121-9540).....No limit

Special fuels tax refund fund (565-00-9122-9550).....No limit

LP-gas motor fuels
refund fund (565-00-9123-9560).....No limit

Local alcoholic liquor
refund fund (565-00-9124-9570).....No limit

Sales tax clearing fund (565-00-9148-9580).....No limit

Rental motor vehicle excise tax
clearing fund (565-00-9187-9640).....No limit

VIPS/CAMA technology
hardware fund (565-00-2244-2170).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2021, and amendments thereto, or of any other statute, expenditures may be made from the VIPS/CAMA technology hardware fund (565-00-2244-2170) for the purposes of upgrading the VIPS/CAMA computer hardware and software for the state or for the counties and for administration and operation of the department of revenue.

County and city retailers sales tax clearing fund – county
and city sales tax (565-00-9190-9610).....No limit

City and county compensating use tax
clearing fund (565-00-9191-9620).....No limit

County and city transient guest tax
clearing fund (565-00-9192-9630).....No limit

Automated tax systems fund (565-00-2265-2265).....No limit

Dyed diesel fuel fee fund (565-00-2286-2280).....No limit

Electronic databases fee fund (565-00-2287-2180).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2022, and amendments thereto, or of any other statute, expenditures may be made from the electronic databases fee fund (565-00-2287-2180) for the purposes of operating expenditures, including expenditures for capital outlay; of operating, maintaining or improving the vehicle information processing system (VIPS), the Kansas computer assisted mass appraisal system (CAMA) and other electronic database systems of the department of revenue, including the costs incurred to provide access to or to furnish copies of public records in such database systems and for the administration and operation of the department of revenue.

Photo fee fund (565-00-2084-2140).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 2018 Supp. 8-299, and

amendments thereto, or any other statute, expenditures may be made from the photo fee fund for administration and operation of the driver license program and related support operations in the division of administration of the department of revenue, including costs of administering the provisions of K.S.A. 8-240, 8-243, 8-267, 8-1324 and 8-1325, and amendments thereto, relating to drivers licenses, instruction permits and identification cards.

- Estate tax abatement refund fund (565-00-9082-9501).....No limit
- Distinctive license plate fund (565-00-2232-2230).....No limit
- Repossessed certificates of title fee fund (565-00-2015-2070).....No limit
- Hazmat fee fund (565-00-2365-2300).....No limit
- Intra-governmental service fund (565-00-6132-6101).....No limit
- Community improvement district sales tax administration fund (565-00-7675-5300).....No limit
- Community improvement district sales tax refund fund (565-00-9049-9455).....No limit
- Community improvement district sales tax clearing fund (565-00-9189-9655).....No limit
- Drivers license first responders indicator federal fund (565-00-3179-3179).....No limit
- Enforcing underage drinking federal fund (565-00-3219-3219).....No limit
- FDA tobacco program federal fund (565-00-3330-3330).....No limit
- Commercial vehicle administrative system fund (565-00-2098-2098).....No limit
- State charitable gaming regulation fund (565-00-2381-2385).....No limit
- Charitable gaming refund fund (565-00-9001-9001).....No limit
- Commercial driver's license drive test fee fund (565-00-2816-2816).....No limit
- DUI-III designation fund (565-00-2380-2370).....No limit
- MSA compliance fund (565-00-2274-2274).....No limit
- Alcoholic beverage control modernization fund (565-00-2299-2299).....No limit
- Native American veterans' income tax refund fund.....No limit

(c) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the director of accounts and reports shall transfer \$11,901,365 from the state highway fund (276-00-4100-4100) of the department of transportation to the division of vehicles operating fund (565-00-2089-2020) of the department of revenue for the purpose of

financing the cost of operation and general expense of the division of vehicles and related operations of the department of revenue.

(d) On August 1, 2019, the director of accounts and reports shall transfer \$77,250 from the accounting services recovery fund (173-00-6105-4010) of the department of administration to the setoff services revenue fund (565-00-2617-2080) of the department of revenue for reimbursing costs of recovering amounts owed to state agencies under K.S.A. 75-6201 et seq., and amendments thereto.

(e) On August 1, 2019, the director of accounts and reports shall transfer \$20,400 from the social welfare fund (629-00-2195-0110) and \$39,600 from the federal child support enforcement fund (629-00-3316-9100) of the Kansas department for children and families to the child support enforcement contractual agreement fund (565-00-2683-2110) of the department of revenue to reimburse costs of administrative expenses of child support enforcement activities under the agreement.

(f) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$500,000 to the digital imaging program fund (173-00-6121-6121) of the department of administration.

(g) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$1,000,000 to the criminal justice information system line fund (083-00-2457-2400) of the attorney general – Kansas bureau of investigation.

(h) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$1,000,000 to the division of vehicles modernization fund (565-00-2390-2390) of the department of revenue.

(i) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,135,382 from the Kansas endowment for youth fund (365-00-7000-2000) to the MSA compliance fund (565-00-2274-2274) of the department of revenue.

(j) On July 1, 2019, and on the first day of each month thereafter during fiscal year 2020, the secretary of revenue shall report to the director of the budget and the director of the legislative research department: (1) The amount of any increase in the amount of taxes, interest and penalties collected in the immediately preceding month that is attributable to the implementation of the automated tax systems authorized by K.S.A. 75-5147, and amendments thereto; and (2) that portion of such monthly increase in the amount of taxes, interest and penalties that is currently necessary to pay one or more vendors pursuant to contracts entered into under K.S.A. 75-5147, and amendments thereto, for the acquisition or implementation of such automated tax systems. Upon receipt of each such report from the secretary of revenue, the director of the budget shall certify to the director of accounts and reports the amount reported that is necessary to be paid to such vendors and the director of accounts and reports shall transfer the amount certified from the state general fund to the automated tax systems fund (565-00-2265-2265) of the department of revenue.

Sec. 69.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate amount authorized by section 78(b) of chapter 104 of the 2017 Session Laws of Kansas to be transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) during the fiscal year ending June 30, 2019, is hereby decreased from \$76,000,000 to \$73,700,000.

(b) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2019, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2019: *Provided further*, That, the transfer to the veterans benefit lottery game fund for the fiscal year ending June 30, 2019, authorized by section 63(e) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further*, That, on or before August 1, 2019, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2019 to the director of the budget and the director of legislative research.

Sec. 70.

KANSAS LOTTERY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Lottery prize payment fund (450-00-7381).....No limit
- Lottery operating fund (450-00-5123).....No limit
- Provided*, That expenditures from the lottery operating fund for official hospitality shall not exceed \$5,000.
- Expanded lottery receipts fund (450-00-5128).....No limit
- Lottery gaming facility manager fund (450-00-5129-5150).....No limit
- Expanded lottery act revenues fund (450-00-5127-5120).....\$0

(b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments thereto, and subject to the provisions of this subsection: (1) An amount of not less than \$2,300,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before July 15, 2019; and (2) an amount of not less than \$4,700,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before August 15, 2019, and on or before the 15th of each month thereafter through June 15, 2020: *Provided*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) and shall credit such amount to the state gaming

revenues fund (173-00-9011-9100) for the fiscal year ending June 30, 2020: *Provided, however,* That, after the date that an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection, the executive director of the Kansas lottery shall continue to certify amounts to the director of accounts and reports on or before the 15th of each month through June 15, 2020, except that the amounts certified after such date shall not be subject to the minimum amount of \$4,700,000: *Provided further,* That the amounts certified by the executive director of the Kansas lottery to the director of accounts and reports, after the date an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection, shall be determined by the executive director so that an aggregate of all amounts certified pursuant to this subsection for fiscal year 2020 is equal to or more than \$68,040,000: *And provided further,* That the aggregate of all amounts transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection shall be equal to or more than \$68,040,000: *And provided further,* That the transfers prescribed by this subsection shall be the maximum amount possible while maintaining an adequate cash balance necessary to make expenditures for prize payments and operating costs: *And provided further,* That the transfers prescribed in this subsection shall include the total profit attributed to the special veterans benefit game under K.S.A. 74-8724, and amendments thereto: *And provided further,* That the transfers prescribed by this subsection shall be made in lieu of transfers under K.S.A. 74-8711(d), and amendments thereto, for fiscal year 2020.

(c) In addition to the purposes for which expenditures of moneys in the lottery operating fund (450-00-5123-5100) may be made, as authorized by provisions of K.S.A. 74-8711, and amendments thereto, in fiscal year 2020, moneys in the lottery operating fund may be used for payment of all costs incurred in the operation and administration of the Kansas lottery, the Kansas lottery act and the Kansas expanded lottery act.

(d) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2020: *Provided,* That, the transfer to the veterans benefit lottery game fund for the fiscal year ending June 30, 2020, authorized by section 64(b) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further,* That, on or before August 1, 2020, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2020 to the director of the budget and the director of legislative research.

Sec. 71.

KANSAS RACING AND GAMING COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other

than refunds authorized by law shall not exceed the following:

State racing fund (553-00-5131-5000).....No limit

Provided, That expenditures from the state racing fund for official hospitality shall not exceed \$2,500.

Racing reimbursable expense fund (553-00-2616-2600).....No limit

Racing applicant deposit fund (553-00-7383-7000).....No limit

Kansas horse breeding development fund (553-00-2516-2300).....No limit

Kansas greyhound breeding development fund (553-00-2516-2500).....No limit

Provided, That notwithstanding K.S.A. 74-8831, and amendments thereto, all moneys transferred into this fund pursuant to K.S.A. 74-8767(b), and amendments thereto, shall be deposited to a separate account established for the purpose described in this proviso and moneys in this account shall be expended only to supplement special stake races and to enhance the amount per point paid to owners of Kansas-whelped greyhounds that win live races at Kansas greyhound tracks and pursuant to rules and regulations adopted by the Kansas racing and gaming commission: *Provided further*; That transfers from this account to the live greyhound racing purse supplement fund may be made in accordance with K.S.A. 74-8767(b), and amendments thereto.

Racing investigative expense fund (553-00-2570-2400).....No limit

Horse fair racing benefit fund (553-00-2296-3000).....No limit

Tribal gaming fund (553-00-2320-3700).....No limit

Provided, That expenditures from the tribal gaming fund for official hospitality shall not exceed \$1,000.

Expanded lottery regulation fund (553-00-2535).....No limit

Provided, That expenditures from the expanded lottery regulation fund for official hospitality shall not exceed \$1,500.

Live horse racing purse supplement fund (553-00-2546-2800).....No limit

Live greyhound racing purse supplement fund (553-00-2557-2900).....No limit

Greyhound promotion and development fund (553-00-2561-3100).....No limit

Gaming background investigation fund (553-00-2682-2680).....No limit

Gaming machine examination fund (553-00-2998-2990).....No limit

Education and training fund (553-00-2459-2450).....No limit

Provided, That expenditures may be made from the education and training fund for

operating expenditures, including official hospitality, incurred for hosting or providing training, in-service workshops and conferences: *Provided further*; That the Kansas racing and gaming commission is hereby authorized to fix, charge and collect fees for hosting or providing training, in-service workshops and conferences: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for hosting or providing such training, in-service workshops and conferences: *And provided further*; That all fees received for hosting or providing such training, in-service workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

Illegal gambling enforcement fund (553-00-2734-2690).....No limit

Provided, That expenditures may be made from the illegal gambling enforcement fund for direct or indirect operating expenditures incurred for investigatory seizure and forfeiture activities, including, but not limited to: (1) Conducting investigations of illegal gambling operations or activities; (2) participating in illegal gaming in order to collect or purchase evidence as part of an undercover investigation into illegal gambling operations; and (3) acquiring information or making contacts leading to illegal gaming activities: *Provided, however*; That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund: *Provided further*; That any moneys received or awarded to the Kansas racing and gaming commission for such enforcement activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund.

(b) On July 1, 2019, the director of accounts and reports shall transfer \$450,000 from the state general fund to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission.

(c) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amount equal to the net amount obtained by subtracting (1) the aggregate of any costs incurred by the state gaming agency during fiscal year 2020 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (2) the aggregate of the amounts transferred to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission during fiscal year 2020 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(d) During the fiscal year ending June 30, 2020, all payments for services provided by the Kansas bureau of investigation shall be paid by the Kansas racing and gaming commission in accordance with K.S.A. 75-5516(b), and amendments thereto, pursuant

to bills that are presented in a timely manner by the Kansas bureau of investigation for services rendered.

(e) In addition to the other purposes for which expenditures may be made from the moneys appropriated in the tribal gaming fund (553-00-2320-3700) for fiscal year 2020 for the Kansas racing and gaming commission by this or other appropriation act of the 2019 regular session of the legislature, expenditures, which are hereby authorized, may be made from the tribal gaming fund for fiscal year 2020 for the state gaming agency regulatory oversight of class III gaming, including, but not limited to, the regulatory oversight and law enforcement activities of monitoring compliance with tribal-state gaming compacts and conducting investigations of violations of tribal-state gaming compacts, investigations of criminal violations of the laws of this state at tribal gaming facilities, criminal violations of the tribal gaming oversight act, background investigations of applicants and vendors and investigations of other criminal activities related to tribal gaming.

(f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments thereto, or any other statute, the director of accounts and reports shall not make the transfer from the Kansas greyhound breeding development fund (553-00-2601-2500) of the Kansas racing and gaming commission to the greyhound tourism fund of the Kansas department of wildlife, parks and tourism that is directed to be made on or before June 30, 2020, by K.S.A. 74-8831(b)(1), and amendments thereto, and shall transfer on or before June 30, 2020, the amount equal to 15% of all moneys credited to the Kansas greyhound breeding development fund during the fiscal year ending June 30, 2020, from the Kansas greyhound breeding development fund to the greyhound promotion and development fund (553-00-2561-3100) of the Kansas racing and gaming commission.

(g) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the Kansas racing and gaming commission is hereby authorized to fix, charge and collect additional fees to recover all or part of the direct and indirect costs or operating expenses incurred or expected to be incurred by the Kansas racing and gaming commission for the regulation of racing activities that are not otherwise recovered from a parimutuel facility licensee under authority of any other statute: *Provided*, That such fees shall be in addition to all taxes and other fees otherwise authorized by law: *Provided further*, That such costs or operating expenses shall include all or part of any auditing, drug testing, accounting, security and law enforcement, licensing of any office or other facility for use by a parimutuel facility licensee or projects to update and upgrade information technology software or facilities of the commission and shall specifically include any general operating expenses that are associated with regulatory activities attributable to the entity upon which any such fee is imposed and all expenses related to reopening any race track or other racing facility: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state racing fund (553-00-5131-5000).

(h) On July 1, 2019, during the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 74-8803, and amendments thereto, or any other statute, expenditures shall be made by the above agency from any special revenue fund or funds for the purposes of compensating the members of the Kansas racing and gaming commission for performing the duties and functions of the commission, based on the

daily rate of \$88.66 as provided in K.S.A. 46-137a, and amendments thereto. The members of the commission shall continue to be paid subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

Sec. 72.

DEPARTMENT OF COMMERCE

(a) On the effective date of this act, of the \$2,053,457 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 83(b) of chapter 104 of the 2017 Session Laws of Kansas from the state economic development initiatives fund in the rural opportunity zones program account (300-00-1900-1150), the sum of \$213,214 is hereby lapsed.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2019, the following:

Build up Kansas.....\$125,000

(c) On the effective date of this act, the amount of \$18,700,000 authorized by section 59(d) of chapter 109 of the 2018 Session Laws of Kansas to be transferred by the director of accounts and reports from the state economic development initiatives fund (300-00-1900-1100) of the department of commerce to the state general fund is hereby decreased to \$18,575,000.

Sec. 73.

DEPARTMENT OF COMMERCE

(a) Any unencumbered balance in excess of \$100 as of June 30, 2019, in the KBA grant commitments account of the state general fund is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Main street program.....\$250,000

Older Kansans employment program (300-00-1900-1140).....\$502,636

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the older Kansans employment program account is hereby reappropriated for fiscal year 2020.

Rural opportunity zones program (300-00-1900-1150).....\$1,002,732

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the rural opportunity zones program account is hereby reappropriated for fiscal year 2020.

Senior community service employment program (300-00-1900-1160).....\$7,743

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the senior community service employment program account is hereby reappropriated for fiscal year 2020.

Strong military bases program (300-00-1900-1170).....\$195,452

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the strong military bases program account is hereby reappropriated for fiscal year 2020.

Governor's council of economic advisors (300-00-1900-1185).....\$193,795

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the governor's council of economic advisors account is hereby reappropriated for fiscal year 2020.

Creative arts industries commission (300-00-1900-1188).....\$500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the creative arts industries commission account is hereby reappropriated for fiscal year 2020.

Operating grant (including official hospitality) (300-00-1900-1110).....\$9,451,292

Provided, That any unencumbered balance in the operating grant (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided further, That expenditures may be made from the operating grant (including official hospitality) account for certified development companies that have been determined to be qualified for grants by the secretary of commerce, except that expenditures for such grants shall not be made for grants to more than 10 certified development companies that have been determined to be qualified for grants by the secretary of commerce.

Public broadcasting grants (300-00-1900-1190).....\$500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the public broadcasting grants account is hereby reappropriated for fiscal year 2020.

Global trade services (300-00-1900-1200).....\$250,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the global trade services account is hereby reappropriated for fiscal year 2020.

Any unencumbered balance in excess of \$100 as of June 30, 2019, in each of the following accounts is hereby reappropriated for fiscal year 2020: Build up Kansas.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Job creation program fund (300-00-2467-2467).....No limit

Kan-grow engineering fund – KU (300-00-2494-2494).....\$3,500,000

Kan-grow engineering fund – KSU (300-00-2494-2495).....\$3,500,000

Kan-grow engineering fund – WSU (300-00-2494-2496).....\$3,500,000

Kansas creative arts industries commission special gifts fund (300-00-7004-7004).....No limit

Governor's council of economic advisors private operations fund (300-00-2761-2701).....No limit

Publication and other sales fund (300-00-2048).....	No limit
Conversion of equipment and materials fund (300-00-2411-2220).....	No limit
Conference registration and disbursement fund (300-00-2049).....	No limit
Reimbursement and recovery fund (300-00-2275).....	No limit
Community development block grant – federal fund (300-00-3669).....	No limit
National main street center fund (300-00-7325-7000).....	No limit
IMPACT program services fund (300-00-2176).....	No limit
IMPACT program repayment fund (300-00-7388).....	No limit
Kansas partnership fund (300-00-7525-7020).....	No limit
General fees fund (300-00-2310).....	No limit
<i>Provided, That expenditures may be made from the general fees fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of commerce in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under programs of the department.</i>	
Athletic fee fund (300-00-2599-2500).....	No limit
WIOA adult – federal fund (300-00-3270).....	No limit
WIOA youth activities – federal fund (300-00-3039).....	No limit
WIOA dislocated workers – federal fund (300-00-3428).....	No limit
Trade adjustment assistance – federal fund (300-00-3273).....	No limit
Disabled veterans outreach program – federal fund (300-00-3274-3242).....	No limit
Local veterans employment representative program – federal fund (300-00-3274-3240).....	No limit
Wagner Peyser employment services – federal fund (300-00-3275).....	No limit
Senior community service employment program – federal fund (300-00-3100-3510).....	No limit
Indirect cost – federal fund (300-00-2340-2300).....	No limit
Temporary labor certification foreign workers – federal fund (300-00-3448).....	No limit
Work opportunity tax credit – federal fund (300-00-3447-3447).....	No limit
American job link alliance – federal fund (300-00-3100-3516).....	No limit

American job link alliance job corps – federal fund (300-00-3100-3512).....	No limit
Child care/development block grant – federal fund (300-00-3028-3028).....	No limit
Enterprise facilitation fund (300-00-2378-2710).....	No limit
Unemployment insurance – federal fund (300-00-3335).....	No limit
State small business credit initiative – federal fund (300-00-3567).....	No limit
Creative arts industries commission gifts, grants and bequests – federal fund (300-00-3210-3218).....	No limit
Kansas creative arts industries commission checkoff fund (300-00-2031-2031).....	No limit
Workforce data quality initiative – federal fund (300-00-3237-3237).....	No limit
AJLA special revenue fund (300-00-2190-2190).....	No limit
Workforce innovation – federal fund (300-00-3581).....	No limit
Reemployment connections initiative – federal fund (300-00-3585).....	No limit
SBA STEP grant – federal fund (300-00-3573-3573).....	No limit
Apprenticeship USA state – federal fund (300-00-3949).....	No limit
Kansas health profession opportunity project – federal fund (300-00-3951).....	No limit
Second chance grant – federal fund (300-00-3895).....	No limit
H-1B technical skills training grant – federal fund (300-00-3400).....	No limit
State broadband data development grant – federal fund (300-00-3782-3700).....	No limit
Transition assistance program grant – federal fund (300-00-3451-3451).....	No limit

(d) The secretary of commerce is hereby authorized to fix, charge and collect fees during the fiscal year ending June 30, 2020, for: (1) The provision and administration of conferences held for the purposes of programs and activities of the department of commerce and for which fees are not specifically prescribed by statute; (2) sale of publications of the department of commerce and for sale of educational and other promotional items and for which fees are not specifically prescribed by statute; and (3) promotional and other advertising and related economic development activities and services provided under economic development programs and activities of the

department of commerce: *Provided*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services, conferences, publications and items, advertising and other economic development activities and services provided under economic development programs and activities of the department of commerce for which fees are not specifically prescribed by statute: *Provided further*, That all such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to one or more special revenue fund or funds of the department of commerce as specified by the secretary of commerce: *And provided further*, That expenditures may be made from such special revenue fund or funds of the department of commerce for fiscal year 2020, in accordance with the provisions of this or other appropriation act of the 2019 regular session of the legislature, for operating expenses incurred in providing such services, conferences, publications and items, advertising, programs and activities and for operating expenses incurred in providing similar economic development activities and services provided under economic development programs and activities of the department of commerce.

(e) In addition to the other purposes for which expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2020 for the department of commerce as authorized by this or other appropriation act of the 2019 regular session of the legislature, notwithstanding the provisions of any other statute, expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2020 for official hospitality.

(f) During the fiscal year ending June 30, 2020, the secretary of commerce, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state economic development initiatives fund for the department of commerce to another item of appropriation for fiscal year 2020 from the state economic development initiatives fund for the department of commerce. The secretary of commerce shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) On July 1, 2019, the director of accounts and reports shall transfer \$17,589,963 from the state economic development initiatives fund (300-00-1900-1100) to the state general fund.

Sec. 74.

KANSAS HOUSING RESOURCES CORPORATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State housing trust fund (175-00-7370-7000).....No limit

Provided, That all expenditures from the state housing trust fund shall be made by the Kansas housing resources corporation for the purposes of administering and supporting housing programs of the Kansas housing resources corporation.

Sec. 75.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (296-00-1000-0503).....\$699,710

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from this account for the fiscal year ending June 30, 2020, expenditures may be made from this account for the costs incurred for court reporting under K.S.A. 72-2218 et seq. and 75-4321 et seq., and amendments thereto: *And provided further*, That expenditures from this account for official hospitality by the secretary of labor shall not exceed \$2,000.

Amusement ride safety (296-00-1000-0513).....\$252,336

Provided, That any unencumbered balance in the amusement ride safety account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Workmen's compensation
fee fund (296-00-2124-2220).....\$13,613,676

Occupational health and safety –
federal fund (296-00-3339-3210).....No limit

Employment security interest
assessment fund (296-00-2771-2700).....No limit

Special employment
security fund (296-00-2120-2080).....No limit

Employment security
administration fund (296-00-3335-3100).....No limit

Wage claims assignment
fee fund (296-00-2204-2240).....No limit

Department of labor special
projects fund (296-00-2041-2105).....No limit

Federal indirect cost
offset fund (296-00-2302-2280).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 44-716a, and amendments thereto, or any statute to the contrary, during fiscal year 2020, the secretary of labor, with the approval of the director of the budget, may transfer from the special employment security fund of the Kansas department of labor to the department of labor federal indirect cost offset fund the portion of such amount that is determined necessary to be in compliance with the employment security law: *Provided further*, That, upon approval of any such transfer by the director of the budget, notification will be provided to the Kansas legislative research department.

Employment security fund (296-00-7056-7200).....No limit

Labor force statistics

federal fund (296-00-3742-3742).....	No limit
Compensation and working conditions	
federal fund (296-00-3743-3743).....	No limit
Employment services Wagner-Peyser funded	
activities federal fund (296-00-3275-3275).....	No limit
Dispute resolution fund (296-00-2587-2270).....	No limit
<i>Provided, That all moneys received by the secretary of labor for reimbursement of expenditures for the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, shall be deposited in the state treasury and credited to the dispute resolution fund: Provided further, That expenditures may be made from this fund to pay the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, subject to full reimbursement therefor by the board of education and the professional employees' organization involved in such mediation and fact-finding procedures.</i>	
Indirect cost fund (296-00-2781-2781).....	No limit
Workforce data quality initiative –	
federal fund (296-00-3237-3237).....	No limit
Employment security fund	
clearing account (296-00-7055-7100).....	No limit
Employment security fund	
benefit account (296-00-7054-7000).....	No limit
Employment security fund – special	
suspense account (296-00-7057-7300).....	No limit
Special wage payment clearing	
trust fund (296-00-7362-7500).....	No limit
Economic adjustment assistance –	
federal fund (296-00-3415-3415).....	No limit
Social security administration disability –	
federal fund (296-00-3309-3309).....	No limit
Amusement ride safety fund (296-00-2224-2250).....	No limit
KDOL off-budget fund (296-00-6112-6100).....	No limit
Renovation bond fund (296-00-8432-8411).....	No limit
SNAP employment and training pilot –	
federal fund (296-00-3321-3350).....	No limit
Sec. 76.	

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, for the capital improvements project or projects specified, the following:

Veterans' home rehabilitation and repair projects (694-00-8100-8250).....	\$87,632
---	----------

Halsey hall kitchen (694-00-8100-8281).....\$265,275

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 63(d) of chapter 109 of the 2018 Session Laws of Kansas on the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office is hereby increased from \$1,200,000 to no limit.

Sec. 77.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures –
administration (694-00-1000-0103).....\$611,333

Provided, That any unencumbered balance in the operating expenditures – administration account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures –
veteran services (694-00-1000-0203).....\$1,575,179

Provided, That any unencumbered balance in the operating expenditures – veteran services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,500.

Operations – state
veterans cemeteries (694-00-1000-0703).....\$598,066

Provided, That any unencumbered balance in the operations – state veterans cemeteries account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from this account for official hospitality shall not exceed \$1,200.

Operating expenditures – Kansas
soldiers' home (694-00-1000-0403).....\$1,787,803

Provided, That any unencumbered balance in the operating expenditures – Kansas soldiers' home account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures – Kansas
veterans' home (694-00-1000-0503).....\$542,843

Provided, That any unencumbered balance in the operating expenditures – Kansas veterans' home account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Veterans claim assistance program –
service grants (694-00-1000-0903).....\$650,000

Provided, That any unencumbered balance in the veterans claim assistance program – service grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from the veterans claim assistance program – service grants account shall be made only for the purpose of

awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits: *Provided, however;* That no expenditures shall be made by the Kansas commission on veterans affairs office from the veterans claim assistance program – service grants account for operating expenditures or overhead for administering the grants in accordance with the provisions of K.S.A. 73-1234, and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Soldiers' home fee fund (694-00-2241-2100).....	No limit
Soldiers' home benefit fund (694-00-7903-5400).....	No limit
Soldiers' home work therapy fund (694-00-7951-5600).....	No limit
Soldiers' home medicare fund (694-00-3168-3100).....	No limit
Soldiers' home medicaid fund (694-00-2464-2464).....	No limit
Veterans' home medicare fund (694-00-3893-3893).....	No limit
Veterans' home medicaid fund (694-00-2469-2469).....	No limit
Veterans' home fee fund (694-00-2236-2200).....	No limit
Veterans' home canteen fund (694-00-7809-5300).....	No limit
Veterans' home benefit fund (694-00-7904-5500).....	No limit
Soldiers' home outpatient clinic fund (694-00-2258-2300).....	No limit
State veterans cemeteries fee fund (694-00-2332-2600).....	No limit
State veterans cemeteries donations and contributions fund (694-00-7308-5200).....	No limit
Outpatient clinic patient federal reimbursement fund – federal (694-00-3205-3300).....	No limit
VA burial reimbursement fund – federal (694-00-3212-3310).....	No limit
Federal domiciliary per diem fund (694-00-3220).....	No limit
Federal long term care per diem fund (694-00-3232).....	No limit
Commission on veterans affairs federal fund (694-00-3241-3340).....	No limit
Kansas veterans memorials fund (694-00-7332-5210).....	No limit
Vietnam war era veterans' recognition	

award fund (694-00-7017-7000).....	No limit
Kansas hometown	
heroes fund (694-00-7003-7001).....	No limit
Persian gulf war veterans health	
initiatives fund (694-00-2304-2500).....	No limit
Construction state home	
facilities fund (694-00-3018-3000).....	No limit
State cemetery grants fund (694-00-3048-3200).....	No limit
Kansas soldier home construction	
grant fund (694-00-3075-3400).....	No limit
Winfield veterans home acquisition	
construction fund (694-00-8806-8200).....	No limit

(c) (1) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 73-1231, 73-1233, 75-3728g, 76-1906 or 76-1953, and amendments thereto, or any other statute, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer moneys that are credited to a special revenue fund of the Kansas commission on veterans affairs office to another special revenue fund of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(2) As used in this subsection, "special revenue fund" means the soldiers' home fee fund (694-00-2241-2100), veterans' home fee fund (694-00-2236-2200), soldiers' home outpatient clinic fund (694-00-2258-2300), soldiers' home benefit fund (694-00-7903-5400), soldiers' home work therapy fund (694-00-7951-5600), veterans' home canteen fund (694-00-7809-5300), veterans' home benefit fund (694-00-7904-5500), Persian Gulf War veterans health initiative fund (694-00-2304-2500), state veterans cemeteries fee fund (694-00-2332-2600), state veterans cemeteries donations and contributions fund (694-00-7308-5200) and Kansas veterans memorials fund (694-00-7332-5210).

(d) During the fiscal year ending June 30, 2020, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) During the fiscal year ending June 30, 2020, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas commission on veterans affairs office

to the Vietnam war era veterans' recognition award fund (694-00-7017-7000). The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2020, by section 64(a) of chapter 109 of the 2018 Session Laws of Kansas on the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office is hereby increased from \$1,260,000 to no limit.

Sec. 78.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Alzheimer's association inclusion – federal fund.....	No limit
ESSA preschool development grants birth through five federal fund.....	No limit
Right-to-know fee fund (264-00-2325-2325).....	No limit

(b) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the cerebral palsy posture seating account (264-00-1000-1500) of the state general fund for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency for posture seating for adults.

Sec. 79.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (264-00-1000-0202).....	\$4,426,300
---	-------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures (including official hospitality) – health (264-00-1000-0270).....	\$2,296,059
--	-------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) – health account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Vaccine purchases (264-00-1000-0900).....	\$329,607
---	-----------

Provided, That any unencumbered balance in the vaccine purchases account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Aid to local units (264-00-1000-0350).....\$4,805,709

Provided, That any unencumbered balance in the aid to local units account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from this account for state financial assistance to local health departments shall be in accordance with the formula prescribed by K.S.A. 65-241 through 65-246, and amendments thereto.

Aid to local units – primary health projects (264-00-1000-0460).....\$10,570,690

Provided, That any unencumbered balance in the aid to local units – primary health projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That prescription support expenditures shall be made from the aid to local units – primary health projects account for: (1) Purchasing drug inventory under section 340B of the federal public health service act for community health center grantees and federally qualified health center look-alikes who qualify; (2) increasing access to prescription drugs by subsidizing a portion of the costs for the benefit of patients at section 340B participating clinics on a sliding fee scale; and (3) expanding access to prescription medication assistance programs by making expenditures to support operating costs of assistance programs: *And provided further*; That funded clinics shall be not-for-profit or publicly funded primary care clinics or dental clinics, including federally qualified community health centers and federally qualified community health center look-alikes, as defined by 42 U.S.C. § 330, that provide comprehensive primary health care or dental services, offer sliding fee discounts based upon household income and serve any person regardless of ability to pay and have a unique patient panel that, at a minimum, represents the income-based disparities of the community: *And provided further*; That policies determining patient eligibility due to income or insurance status may be determined by each community but must be clearly documented and posted: *And provided further*; That of the moneys appropriated in the aid to local units – primary health projects account, not less than \$10,420,690 shall be distributed for community-based primary care grants and services provided by the community care network of Kansas.

Infant and toddler program (264-00-1000-0570).....\$2,000,000

Aid to local units – women's wellness (264-00-1000-0610).....\$94,296

Provided, That any unencumbered balance in the aid to local units – women's wellness account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the aid to local units – women's wellness account shall be in accordance with grant agreements entered into by the secretary of health and environment and grant recipients.

Immunization programs (264-00-1000-1400).....\$397,418

Provided, That any unencumbered balance in the immunization programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Breast cancer screening program (264-00-1000-1300).....\$219,336

Provided, That any unencumbered balance in the breast cancer screening program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Pregnancy maintenance initiative (264-00-1000-1100).....\$338,846

Provided, That any unencumbered balance in the pregnancy maintenance initiative account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Cerebral palsy posture seating (264-00-1000-1500).....\$303,537

Provided, That any unencumbered balance in the cerebral palsy posture seating account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made by the above agency from the cerebral palsy posture seating account for posture seating for adults.

PKU treatment (264-00-1000-1710).....\$199,274

Provided, That any unencumbered balance in the PKU treatment account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Teen pregnancy prevention activities (264-00-1000-0650).....\$338,846

Provided, That any unencumbered balance in the teen pregnancy prevention activities account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Breast and cervical cancer program and detection – federal fund (264-00-3150-3350).....No limit

Health and environment training fee fund – health (264-00-2183-2160).....No limit

Provided, That expenditures may be made from the health and environment training fee fund – health for acquisition and distribution of division of public health program literature and films and for participation in or conducting training seminars for training employees of the division of public health of the department of health and environment, for training recipients of state aid from the division of public health of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of public health: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – health: *And provided further*, That, in addition to the other purposes for which

expenditures may be made by the department of health and environment for the division of public health from moneys appropriated from the health and environment training fee fund – health for fiscal year 2020, expenditures may be made by the department of health and environment from the health and environment training fee fund – health for fiscal year 2020 for agency operations for the division of public health.

- Health facilities review fund (264-00-2505-2250).....No limit
- Insurance statistical plan fund (264-00-2243-2840).....No limit
- Health and environment publication fee fund – health (264-00-2541-2190).....No limit
- Provided*, That expenditures from the health and environment publication fee fund – health shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.
- District coroners fund (264-00-2653-2320).....No limit
- Sponsored project overhead fund – health (264-00-2912-2710).....No limit
- Tuberculosis elimination and laboratory – federal fund (264-00-17-3559-3559).....No limit
- Maternity centers and child care facilities licensing fee fund (264-00-2731-2731).....No limit
- Child care and development block grant – federal fund (264-00-3028-3450).....No limit
- Federal supplemental funding for tobacco prevention and control – federal fund (264-00-3574-3574).....No limit
- Coordinated chronic disease prevention and health promotion program – federal fund (264-00-3575-3575).....No limit
- Office of rural health – federal fund (264-00-3031-3640).....No limit
- Emergency medical services for children – federal fund (264-00-3292-3292).....No limit
- Primary care offices – federal fund (264-00-3293-3293).....No limit
- Injury intervention – federal fund (264-00-3294-3294).....No limit
- Oral health workforce activities – federal fund (264-00-3297-3297).....No limit
- Rural hospital flex program – federal fund (264-00-3298-3298).....No limit
- Hospital bioterrorism preparedness – federal fund (264-00-3398-3398).....No limit
- Kansas coalition against sexual and domestic violence – federal fund (264-00-17-3907-3907).....No limit
- Migrant health –

federal fund (264-00-3069-3070).....	No limit
ARRA collaborative component I –	
federal fund (264-00-3890-3891).....	No limit
ARRA collaborative component III –	
federal fund (264-00-17-3890-3892).....	No limit
ARRA ambulatory surgical center ASC/HAI medicare –	
federal fund (264-00-3486-3486).....	No limit
Medicare – federal fund (264-00-3064-3062).....	No limit
<i>Provided, That transfers of moneys from the medicare – federal fund to the state fire marshal may be made during fiscal year 2020 pursuant to a contract, which is hereby authorized to be entered into by the secretary of health and environment and the state fire marshal to provide fire and safety inspections for hospitals.</i>	
Migrant health program –	
federal fund (264-00-3069-3070).....	No limit
Tuberculosis prevention – federal fund (264-00-3071-4610).....	No limit
Strengthen public health immunization infrastructure –	
federal fund (264-00-3568-3568).....	No limit
Healthy homes and lead poisoning prevention –	
federal fund (264-00-3572-3572).....	No limit
Children's mercy hospital lead program –	
federal fund (264-00-3152-3154).....	No limit
Women, infants and children health program –	
federal fund (264-00-3077-3103).....	No limit
Immunization and vaccines for children grants –	
federal fund (264-00-3747-3741).....	No limit
Home visiting grant –	
federal fund (264-00-3503-3503).....	No limit
Preventive health block grant –	
federal fund (264-00-3614-3200).....	No limit
Maternal and child health block grant –	
federal fund (264-00-3616-3210).....	No limit
National center for health statistics –	
federal fund (264-00-3617-3220).....	No limit
Title X family planning services program –	
federal fund (264-00-3622-3270).....	No limit
Comprehensive STD prevention systems –	
federal fund (264-00-3070-3080).....	No limit
Make a difference information network –	
federal fund (264-00-3234-3234).....	No limit
Ryan White title II –	
federal fund (264-00-3328-3310).....	No limit
Bicycle helmet distribution –	
federal fund (264-00-3815-3815).....	No limit

Bicycle helmet revolving fund (264-00-2575-2630).....	No limit
SSA fee fund (264-00-2269-2030).....	No limit
Childhood lead poisoning prevention program –	
federal fund (264-00-3296-3296).....	No limit
State implementation projects for prevention of secondary conditions –	
federal fund (264-00-3087-4405).....	No limit
Title IV-E – federal fund (264-00-3326-3900).....	No limit
HIV prevention projects –	
federal fund (264-00-3740-3521).....	No limit
HIV/AIDS surveillance –	
federal fund (264-00-3399-3399).....	No limit
Infants & toddlers Prt C –	
federal fund (264-00-3516-3171).....	No limit
Universal newborn hearing screening –	
federal fund (264-00-3459-3459).....	No limit
State loan repayment program –	
federal fund (264-00-3760-3755).....	No limit
Opt-out testing initiative –	
federal fund (264-00-3801-3801).....	No limit
Adult lead surveillance data –	
federal fund (264-00-3496-3496).....	No limit
Medical reserve corps contract –	
federal fund (264-00-3502-3502).....	No limit
Trauma fund (264-00-2513-2230).....	No limit
<i>Provided</i> , That expenditures may be made by the department of health and environment for fiscal year 2020 from the trauma fund of the department of health and environment – division of public health for the stroke prevention project: <i>Provided further</i> ; That expenditures from the trauma fund for official hospitality shall not exceed \$3,000.	
Homeland security –	
federal fund (264-00-3329-3319).....	No limit
Refugee assistance –	
federal fund (264-00-3378-3346).....	No limit
Personal responsibility education program –	
federal fund (264-00-3494-3494).....	No limit
Kansas vital records for quality improvement –	
federal fund (264-00-3098-3098).....	No limit
Kansas early detection works breast & cervical cancer screening services – federal fund (264-00-3099-3099).....	No limit
Kansas public health approaches for ensuring quitline capacity –	
federal fund (264-00-3097-3097).....	No limit
Diagnostic x-ray program –	
federal fund (264-00-3511-3160).....	No limit

HRSA small hospital improvement grant program – federal fund (264-00-3371-3371)	No limit
State indoor radon grant – federal fund (264-00-3884-3930).....	No limit
Gifts, grants and donations fund – health (264-00-7311-7090).....	No limit
Special bequest fund – health (264-00-7366-7050).....	No limit
Civil registration and health statistics fee fund (264-00-2291-2295).....	No limit
Power generating facility fee fund (264-00-2131-2130).....	No limit
Nuclear safety emergency preparedness special revenue fund (264-00-2415-2280).....	No limit
<i>Provided</i> , That all moneys received by the department of health and environment – division of public health from the nuclear safety emergency management fee fund (034-00-2081-2200) of the adjutant general shall be credited to the nuclear safety emergency preparedness special revenue fund of the department of health and environment – division of public health: <i>Provided further</i> , That expenditures from the nuclear safety emergency preparedness special revenue fund for official hospitality shall not exceed \$2,500.	
Radiation control operations fee fund (264-00-2531-2530).....	No limit
<i>Provided</i> , That expenditures from the radiation control operations fee fund for official hospitality shall not exceed \$2,000.	
Lead-based paint hazard fee fund (264-00-2289-2140).....	No limit
Strengthening public health infrastructure – federal fund (264-00-3547-3547).....	No limit
Improving minority health – federal fund (264-00-3548-3548).....	No limit
Abstinence education – federal fund (264-00-3549-3549).....	No limit
Affordable care act – federal fund (264-00-3546-3546).....	No limit
Carbon monoxide detector/fire injury prevention – federal fund (264-00-3508-3508).....	No limit
Health information exchange – federal fund (264-00-3493-3493).....	No limit
Kansas newborn screening fund (264-00-2027-2027).....	No limit
Actions to prevent and control diabetes, heart disease, and obesity – federal fund (264-00-3749-3742).....	No limit
Healthy start initiative – federal fund (264-00-3751-3751).....	No limit

Immunization capacity building assistance – federal fund (264-00-3744-3744).....	No limit
Hospital preparedness and response program for Ebola – federal fund (264-00-3033-3033).....	No limit
CDC multipurpose grant federal fund (264-00-3243-3243).....	No limit
Kansas newborn screening information system maintenance and enhancement federal fund (264-00-3612-3612).....	No limit
Lifting young families toward excellence federal fund (264-00-3627-3627).....	No limit
Cancer registry federal fund (264-00-3008-3040).....	No limit
Hospital preparedness ebola – federal fund (264-00-3093-3093).....	No limit
Kansas survivor care quality initiative – federal fund (264-00-3101-3610).....	No limit
Zika birth defects surveillance & referral – federal fund (264-00-3102-3620).....	No limit
IDEA infant toddler-part C-ARRA – federal fund (264-00-3282-3282).....	No limit
SAMHSA project launch intv. – federal fund (264-00-3284-3284).....	No limit
Immunization grant – federal fund (264-00-3372-3150).....	No limit
Small hospital improvement program – federal fund (264-00-3392-3392).....	No limit
Cardiovascular health program – federal fund (264-00-3401-3407).....	No limit
Kansas senior farmers market nutrition program – federal fund (264-00-3406-3406).....	No limit
Lead poisoning preventive health – federal fund (264-00-3626-4132).....	No limit
ARRA – WIC grants to states – federal fund (264-00-3750-3750).....	No limit
Census of trauma occp fatal. – federal fund (264-00-3797-3670).....	No limit
Homeland security grant-KHP – federal fund (264-00-3199-3199).....	No limit
Refugee health – federal fund (264-00-3393-3393).....	No limit
ARRA – migrant – federal fund (264-00-3396-3396).....	No limit
ARRA – transfer from SRS – federal fund (264-00-3471-3471).....	No limit

Public health crisis response – federal fund (264-00-3602-3602).....	No limit
Diabetes & heart disease & stroke prevention programs – federal fund (264-00-3603-3603).....	No limit
Innovative state & local public health strategies to prevent & manage diabetes and heart disease and stroke – federal fund (264-00-3604-3604).....	No limit
Kansas actions to improve oral health outcomes – federal fund (264-00-3921-3921).....	No limit
ARRA – survey, licensure and epidemiology – federal fund (264-00-3746-3746).....	No limit
Campus sexual assault prevention grant – federal fund (264-00-3035-3035).....	No limit
Alzheimer's association inclusion – federal fund.....	No limit
ESSA preschool development grants birth through five – federal fund.....	No limit
Right-to-know fee fund (264-00-2325-2325).....	No limit
Child care criminal background and fingerprint fund (264-00-2313-2313).....	No limit

(c) On July 1, 2019, and on other occasions during fiscal year 2020, when necessary as determined by the secretary of health and environment, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs from specified special revenue funds of the department of health and environment – division of public health or of the department of health and environment – division of environment to the sponsored project overhead fund – health (264-00-2912-2715) of the department of health and environment – division of public health.

(d) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue funds of the department of health and environment – division of public health that have available moneys to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health for expenditures, as the case may be, for administrative expenses.

(e) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the department of health and environment –

division of public health from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for up to four full-time equivalent positions in the unclassified service under the Kansas civil service act in the division of public health: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, all such additional full-time equivalent positions in the unclassified service under the Kansas civil service act shall be in addition to other positions within the department of health and environment in the unclassified service, as prescribed by law, and shall be established by the secretary of health and environment within the position limitation established for the department of health and environment on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2020 made by this or other appropriation act of the 2019 regular session of the legislature: *Provided, however*; That the authority to establish such additional positions in the unclassified service shall not affect the classified service status of any person who is an employee of the department of health and environment in the classified service under the Kansas civil service act.

(f) During the fiscal year ending June 30, 2020, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of public health to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health pursuant to this section may include amounts not to exceed 25% of the expenditures from such special revenue fund or funds, excepting expenditures for contractual services.

(g) During the fiscal year ending June 30, 2020, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the district coroners fund for fiscal year 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, and notwithstanding the provisions of K.S.A. 22a-245, and amendments thereto, or any other statute, expenditures may be made by the department of health and environment – division of public health from such moneys appropriated from the district coroners fund (264-00-2653-2320) of the department of health and environment – division of public health for fiscal year 2020 pursuant to K.S.A. 22a-242, and amendments thereto.

(i) On July 1, 2019, the director of accounts and reports shall transfer \$200,000 from the health care stabilization fund (270-00-7404-2100) of the health care stabilization fund board of governors to the health facilities review fund (264-00-2505-2250) of the department of health and environment – division of public health for the purpose of financing a review of records of licensed medical care facilities and an

analysis of quality of health care services provided to assist in correcting substandard services and to reduce the incidence of liability resulting from the rendering of health care services and implementing the risk management provisions of K.S.A. 65-4922 et seq., and amendments thereto.

(j) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Healthy start (264-00-2000-2105).....\$250,000

Provided, That any unencumbered balance in the healthy start account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Infants and toddlers program (264-00-2000-2107).....\$5,800,000

Provided, That any unencumbered balance in the infants and toddlers program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Smoking prevention (264-00-2000-2109).....\$1,001,960

Provided, That any unencumbered balance in the smoking prevention account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Newborn hearing aid
loaner program (264-00-2000-2113).....\$50,773

Provided, That any unencumbered balance in the newborn hearing aid loaner program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

SIDS network grant (264-00-2000-2115).....\$96,374

Provided, That any unencumbered balance in the SIDS network grant account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(k) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health during fiscal year 2020 from moneys appropriated from the state general fund or any special revenue fund or funds by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made from such moneys to contract for the services of one or more persons to survey and certify dialysis treatment facilities located in the state of Kansas: *Provided*, That, if the above agency has not surveyed a newly constructed dialysis treatment facility within one year after the operator of the facility notifies the above agency that the facility is operational, then the above agency may charge the cost of any survey performed on the facility to the operator of such facility: *Provided further*, That any expenditure of moneys and any survey conducted pursuant to this subsection shall comply with requirements imposed by federal law.

(l) On July 1, 2019, the ARRA migrant health – federal fund (264-00-3069-3070) of the department of health and environment – division of public health is hereby redesignated as the migrant health – federal fund of the department of health and environment – division of public health.

Sec. 80.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Health policy
operating expenditures (264-00-1000-0010).....\$2,222,103

(b) On the effective date of this act, of the \$162,197,716 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 68(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the other medical assistance account (264-00-1000-3026), the sum of \$23,303,110 is hereby lapsed.

(c) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue funds or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement, and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement, a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

(d) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight the details of a contract or contract amendment with Maximus or any other eligibility processing contractor during fiscal year 2019.

(e) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2019 on the progress by the agency on the eligibility backlog processing.

(f) On the effective date of this act, during the fiscal year ending June 30, 2019, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to pay hospitals and physicians at the

medicaid rate established in fiscal year 2019: *Provided further*, That such rate shall not be adjusted prior to the first day of the first calendar quarter following approval by the United States centers for medicare and medicaid services of the health care access improvement program hospital provider assessment rate passed by the legislature during the 2019 regular session and enacted into law.

(g) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2019, detailing the following: (1) The total number of members waiting for a psychiatric residential treatment facility (PRTF) placement; (2) the average, minimum, and maximum number of days MCO members have been waiting for the PRTF placement; (3) the average, minimum, and maximum information regarding the length of stay for MCO members in PRTF placements; and (4) the number and reasons for denials of PRTF placement in fiscal year 2019: *Provided*, That such quarterly report shall be provided to the house of representatives committee on appropriations and the senate committee on ways and means.

(h) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(i) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

(j) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017

Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to facilitate a detailed review of the costs and reimbursement rates for behavioral health services in the state of Kansas, including mental health and substance use disorder treatment, during fiscal year 2019.

(k) On the effective date of this act, the \$6,000,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 68(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the evidence based juvenile programs account, is hereby lapsed.

(l) During the fiscal years ending June 30, 2019, and June 30, 2020, notwithstanding the provisions of K.S.A. 65-6208, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal years 2019 and 2020 as authorized by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by such agency from such moneys during fiscal years 2019 and 2020 to submit to the United States centers for medicare and medicaid services an approval request to increase the hospital provider assessment rate to 3%, to include hospital outpatient operating revenue in the hospital provider assessment and to base such assessment on each hospital's fiscal year 2016: *Provided further*, That the department of health and environment shall cause notice of such approval by the United States centers for medicare and medicaid services to be published in the Kansas register: *And provided further*, That the changes to the hospital provider assessment described in this subsection shall take effect on and after January 1 or July 1 immediately following such publication: *And provided further*, That, after such date, no additional moneys appropriated from the state general fund shall be expended to support rate enhancements under the hospital provider assessment.

Sec. 81.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Health policy operating
expenditures (264-00-1000-0010).....\$15,557,071

Provided, That any unencumbered balance in the health policy operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made from the health policy operating expenditures account of the above agency for the drug utilization review board to perform an annual review of the approved exemptions to the current single source limit by program.

Children's health insurance program (264-00-1000-0060).....\$22,388,662

Provided, That any unencumbered balance in the children's health insurance program in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Other medical assistance (264-00-1000-3026).....\$691,755,078

Provided, That any unencumbered balance in the other medical assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the other medical assistance account by the above agency for the purpose of implementing or expanding any prior authorization project: *And provided further*, That an evaluation of the automated implementation, savings obtained from implementation, and other outcomes of the implementation or expansion shall be submitted to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight prior to the start of the regular session of the legislature in 2020.

Wichita center for graduate medical education (264-00-1000-3027).....\$2,950,000

Provided, That any unencumbered balance in the Wichita center for graduate medical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Graduated medical education (264-00-1000-3028).....\$1,300,000

Provided, That any unencumbered balance in the graduated medical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Preventive health care program fund (264-00-2556-2550).....\$497,249

Cafeteria benefits fund (264-00-7720-9002).....No limit

Provided, That expenditures from the cafeteria benefits fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$2,546,915.

State workers compensation self-insurance fund (264-00-6170-6170).....No limit

Provided, That expenditures from the state workers compensation self-insurance fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$4,680,644.

Dependent care assistance program fund (264-00-7740-7799).....No limit

Provided, That expenditures from the dependent care assistance program fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$626,909.

Non-state employer group benefit fund (264-00-7707-7710).....\$143,539

Division of health care finance special revenue fund (264-00-2360-2350).....No limit

Provided, That expenditures from the division of health care finance special revenue fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed

\$1,000.

Health committee	
insurance fund (264-00-2569-2500).....	No limit
Health care database	
fee fund (264-00-2578-2570).....	No limit
Association assistance	
plan fund (264-00-2391-2391).....	No limit
Medical programs fee fund (264-00-2395-0110).....	\$75,776,935
Medical assistance fee fund (264-00-2185-2185).....	No limit
Health benefits administration clearing fund – remit admin	
service org (264-00-7746-7746).....	No limit
<i>Provided, That expenditures from the health benefits administration clearing fund – remit admin service org for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$11,005,000.</i>	
Health insurance premium	
reserve fund (264-00-7350-7350).....	No limit
Other state fees fund (264-00-2440-0100).....	No limit
Health care access	
improvement fund (264-00-2443-2215).....	No limit
Children's health insurance program	
federal fund (264-00-3424-0540).....	No limit
State planning – health care –	
uninsured fund (264-00-3483-3483).....	No limit
HIV care formula grant	
federal fund (264-00-3328-3311).....	No limit
Medical assistance program	
federal fund (264-00-3414-0440).....	No limit
Quality based community	
assessment fund (264-00-2760-2760).....	No limit
KEES interagency	
transfer fund (264-00-17-6001-6001).....	No limit
Energy assistance	
block grant (264-00-3305-3305).....	No limit
Temporary assistance for	
needy families (264-00-3323-3530).....	No limit
Title IV-E – adoption	
assistance (264-00-3357-3357).....	No limit

(c) During the fiscal year ending June 30, 2020, any moneys donated or granted to the division of health care finance of the department of health and environment and any federal funds received as match to such donations or grants by the division of health care finance of the department of health and environment for the fiscal year ending June 30, 2020, shall only be expended by the division of health care finance of the department of health and environment to assist the clearinghouse in reducing any

backlogs or waiting lists, unless otherwise specified by the donor or grantor: *Provided*, That any donated or granted moneys, and the matching moneys received therefor from the federal centers for medicare and medicaid services, shall not be used to supplant or replace funds already budgeted for the clearinghouse or to restore any other reductions in funding to the clearinghouse or the agency, unless otherwise specified by the donor or grantor.

(d) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

(e) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight the details of a contract or contract amendment with Maximus or any other eligibility processing contractor during fiscal year 2020.

(f) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2020 on the progress by the agency on the eligibility backlog processing.

(g) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to pay hospitals and physicians at the medicaid rate established in fiscal year 2020: *Provided further*, That such rate shall not be adjusted prior to the first day of the first calendar quarter following approval by the United States centers for medicare and medicaid services of the health care access improvement program hospital provider assessment rate passed by the legislature during the 2020 regular session and enacted into law.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to set the monthly protected income level for purposes of determining the person's client obligation at an amount of \$1,177 per month in fiscal year 2020 for any person in Kansas receiving home and community-based services administered under section 1915(c) of the federal social security act and any person in Kansas receiving services from a program of all-inclusive care for the elderly administered by the Kansas department for aging and disability services.

(i) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2020, detailing the following: (1) The total number of members waiting for a psychiatric residential treatment facility (PRTF) placement; (2) the average, minimum, and maximum number of days MCO members have been waiting for the PRTF placement; (3) the average, minimum, and maximum information regarding the length of stay for MCO members in PRTF placements; and (4) the number and reasons for denials of PRTF placement in fiscal year 2020: *Provided*, That such quarterly report shall be provided to the house of representatives committee on appropriations and the senate committee on ways and means.

(j) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(k) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to facilitate a detailed review of the costs and reimbursement rates for behavioral health services in the state of Kansas, including mental health and substance use disorder treatment, during fiscal year 2020: *Provided*, That the above agency shall submit a report of such review, including review of fiscal

years 2019 and 2020, to the house of representatives committee on social services budget and the social services subcommittee of the senate committee on ways and means during January 2020.

(l) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

Sec. 82.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Volkswagen environmental
fund (264-00-7269-7269)..... No limit

Sec. 83.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official
hospitality) (264-00-1000-0300).....\$4,280,523

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mined-land conservation and reclamation
fee fund (264-00-2233-2220).....No limit

Solid waste
management fund (264-00-2271-2075).....No limit

Provided, That expenditures may be made from the solid waste management fund during the fiscal year ending June 30, 2020, for official hospitality: *Provided further*, That such expenditures for official hospitality shall not exceed \$2,500.

Public water supply
fee fund (264-00-2284-2085).....No limit

Voluntary cleanup fund (264-00-2288-2120).....No limit

Storage tank fee fund (264-00-2293-2090).....No limit

- Air quality fee fund (264-00-2020-2830).....No limit
- Hazardous waste collection fund (264-00-2099-2010).....No limit
- Health and environment training fee fund – environment (264-00-2175-2170).....No limit

Provided, That expenditures may be made from the health and environment training fee fund – environment for acquisition and distribution of division of environment program literature and films and for participation in or conducting training seminars for training employees of the division of environment of the department of health and environment, for training recipients of state aid from the division of environment of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of environment: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – environment: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of environment from moneys appropriated from the health and environment training fee fund – environment for fiscal year 2020, expenditures may be made by the department of health and environment from the health and environment training fee fund – environment for fiscal year 2020 for agency operations for the division of environment.

- Driving under the influence fund (264-00-2101-2020).....No limit
- Waste tire management fund (264-00-2635-2820).....No limit
- Health and environment publication fee fund – environment (264-00-2544-2195).....No limit

Provided, That expenditures from the health and environment publication fee fund – environment shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.

- Local air quality control authority regulation services fund (264-00-2657-2330)No limit
- Environmental response fund (264-00-2662-2400).....No limit
- Sponsored project overhead fund – environment (264-00-2911-2720).....No limit
- Chemical control fee fund (264-00-2212-2360).....No limit
- QuantIFERON TB laboratory fund (264-00-2458-2460).....No limit
- Resource conservation and recovery act –

federal fund (264-00-3586-3190).....	No limit
Water supply – federal fund (264-00-3295-3130).....	No limit
Air quality section 103 –	
federal fund (264-00-3248-3246).....	No limit
EPA – core support –	
federal fund (264-00-3040-3000).....	No limit
Network exchange grant –	
federal fund (264-00-3267-3267).....	No limit
Kansas clean diesel grant –	
federal fund (264-00-3249-3250).....	No limit
Air quality program –	
federal fund (264-00-3072-3090).....	No limit
Section 106 monitoring initiative –	
federal fund (264-00-3619-3240).....	No limit
Air quality section 105 –	
federal fund (264-00-3249-3249).....	No limit
Leaking underground storage tank trust –	
federal fund (264-00-3812-3700).....	No limit
Surface mining control and reclamation act –	
federal fund (264-00-3820-3760).....	No limit
Abandoned mined-land –	
federal fund (264-00-3821-3770).....	No limit
Department of defense and state cooperative agreement –	
federal fund (264-00-3067-3031).....	No limit
EPA non-point source –	
federal fund (264-00-3889-3940).....	No limit
Pollution prevention program –	
federal fund (264-00-3908-3990).....	No limit
EPA water monitoring –	
federal fund (264-00-3086-4200).....	No limit
Gifts, grants and donations	
fund – environment (264-00-7314-7095).....	No limit
Special bequest fund –	
environment (264-00-7367-7040).....	No limit
Aboveground petroleum storage tank release	
trust fund (264-00-7398-7070).....	No limit
Underground petroleum storage tank release	
trust fund (264-00-7399-7060).....	No limit
Drycleaning facility release	
trust fund (264-00-7407-7250).....	No limit
Public water supply	
loan fund (264-00-7539-7800).....	No limit

Public water supply loan
operations fund (264-00-3295-3295).....No limit

Kansas water pollution control
revolving fund (264-00-7530-7400).....No limit

Provided, That the proceeds from revenue bonds issued by the Kansas development finance authority to provide matching grant payments under the federal clean water act of 1987 (P.L. 92-500) shall be credited to the Kansas water pollution control revolving fund: *Provided further*, That expenditures from this fund shall be made to provide for the payment of such matching grants.

Kansas water pollution control
operations fund (264-00-7960-8300).....No limit

Cost of issuance fund for Kansas water pollution control revolving fund
revenue bonds (264-00-7531-7600).....No limit

Surcharge fund for Kansas water pollution control revolving fund
revenue bonds (264-00-7539-7805).....No limit

Surcharge operations fund for Kansas water pollution control revolving fund revenue
bonds (264-00-7531-7620).....No limit

Subsurface hydrocarbon
storage fund (264-00-2228-2380).....No limit

Natural resources damages
trust fund (264-00-7265-7265).....No limit

Hazardous waste
management fund (264-00-2519-2290).....No limit

Brownfields revolving loan program –
federal fund (264-00-3278-3278).....No limit

Mined-land
reclamation fund (264-00-2685-2560).....No limit

Operator outreach training program –
federal fund (264-00-3259-3259).....No limit

Underground storage tank –
federal fund (264-00-3732-3510).....No limit

EPA underground injection control –
federal fund (264-00-3295-3288).....No limit

Laboratory medicaid cost recovery fund –
environment (264-00-2092-2060).....No limit

EPA state response program –
federal fund (264-00-3370-3915).....No limit

Environmental use
control fund (264-00-2292-2310).....No limit

Environmental response remedial activity specific sites –
federal fund (264-00-3040-3003).....No limit

Emergency environmental response – nonspecific sites
federal fund (264-00-3067-3030).....No limit

Medicare program – environment – federal fund (264-00-3096-3050).....	No limit
EPA pollution prevention – federal fund (264-00-3619-3240).....	No limit
Inspections Kansas infrastructure projects – federal fund (264-00-3910-3950).....	No limit
Salt solution mining well plugging fund (264-00-2247-2390).....	No limit
Water program management fund (264-00-2798-2798).....	No limit
UST redevelopment fund (264-00-7397-7080).....	No limit
Office of laboratory services operating fund (264-00-2161-2161).....	No limit
Risk management fund (264-00-7402-7402).....	No limit
Intoxilyzer replacement – federal fund (264-00-3092-3092).....	No limit
Environmental stewardship fund (264-00-17-7396-7096).....	No limit
EPA multi-purpose grant – federal fund (264-00-3103-3630).....	No limit
Volkswagen environmental fund (264-00-7269-7269).....	No limit
USDA conservation partnership – federal fund (264-00-3022-3022).....	No limit
Environmental response – federal fund (264-00-3066-3010).....	No limit
Other federal grants – federal fund (264-00-3095-5450).....	No limit
Other federal grants – federal fund (264-00-3095-5450).....	No limit
Alcohol impaired driving countermeasures incentive grants – federal fund (264-00-3247-3247).....	No limit
Air quality program – federal fund (264-00-3253-3253).....	No limit
Water related grants – federal fund (264-00-3254-3260).....	No limit
EPA nonpoint source implementation – federal fund (264-00-3915-3915).....	No limit
Water protection state grants – federal fund (264-00-3264-3264).....	No limit
Multi-media capacity building – federal fund (264-00-3277-3277).....	No limit

Health watershed initiative – federal fund (264-00-3558-3558).....	No limit
Small employer cafeteria plan development program (264-00-2386-2382).....	No limit
Environmental response RMDL act – federal fund (264-00-3005-3010).....	No limit
Ticket to work grant – federal fund (264-00-3417-4367).....	No limit
Demo to maintenance-indep. employer – federal fund (264-00-3419-3419).....	No limit
EPA underground injection control – federal fund (264-00-3618-3230).....	No limit
104G outreach training program – federal fund (264-00-3722-3500).....	No limit
Brownfields revolving loan program fund (264-00-7526-7103).....	No limit
Certification of environmental liability fund (264-00-7527-7230).....	No limit
P/C safety net clinic loan guarantee fund (264-00-7551-7595).....	No limit
KWPC surcharge services fees (264-00-7961-8400).....	No limit
KPWS Revolving Fund (264-00-7968-8500).....	No limit
KPWS surcharge service fees (264-00-7969-8600).....	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the state water plan project or projects specified as follows:

Contamination remediation (264-00-1800-1802).....	\$1,088,301
---	-------------

Provided, That any unencumbered balance in the contamination remediation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

TMDL initiatives and use attainability analysis (264-00-1800-1805).....	\$278,029
--	-----------

Provided, That any unencumbered balance in the TMDL initiatives and use attainability analysis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Watershed restoration and protection plan (264-00-1800-1808).....	\$730,884
--	-----------

Provided, That any unencumbered balance in the watershed restoration and protection plan account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nonpoint source program (264-00-1800-1804).....	\$303,208
---	-----------

Provided, That any unencumbered balance in the nonpoint source program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Milford and Marion reservoirs harmful algae bloom pilot (264-00-1800-1810).....\$450,000

Provided, That any unencumbered balance in the Milford and Marion reservoirs harmful algae bloom pilot account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Drinking water protection.....\$350,000

(d) During the fiscal year ending June 30, 2020, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state water plan fund for the department of health and environment – division of environment: *Provided*, That the secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the chairperson of the subcommittee on health and environment/human resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 65-3024, and amendments thereto, the director of accounts and reports shall not make the transfers of amounts of interest earnings from the state general fund to the air quality fee fund (264-00-2020-2830) of the department of health and environment, which are directed to be made on or before the 10th day of each month by K.S.A. 65-3024, and amendments thereto.

(f) On July 1, 2019, and on other occasions during fiscal year 2020 when necessary, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs, from specified special revenue fund or funds of the department of health and environment – division of public health or of the department of health and environment – division of environment, to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment.

(g) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue fund or funds of the department of health and environment – division of environment that have available moneys to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment or to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health, as the case may be, for expenditures for administrative expenses.

(h) During the fiscal year ending June 30, 2020, the secretary of health and environment, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment –

division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2020, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of environment to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment pursuant to this section may include amounts equal to not more than 25% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

Sec. 84.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

LTC – medicaid
assistance – NF (039-00-1000-0520).....\$33,935,484

Provided, That expenditures shall be made from the LTC – medicaid assistance – NF account of the above agency for the Kansas department for aging and disability services and the department of health and environment to make applications and modifications, no later than July 1, 2019, to the current traumatic brain injury home and community-based services medicaid waiver program in accordance with the provisions of section 117 of chapter 109 of the 2018 Session Laws of Kansas and also to restore the unduplicated waiver slot count to 723 and lower such waiver's entry age to birth and add acquired brain injuries to such waiver while setting the financial eligibility requirements for children under 18 to be the same as the Kansas serious emotional disturbance waiver.

Kansas neurological institute –
operating expenditures (363-00-1000-0303).....\$853,494

Larned state hospital –
operating expenditures (410-00-1000-0103).....\$871,031

Osawatomie state hospital –
operating expenditures (494-00-1000-0100).....\$4,314,366

Osawatomie state hospital – certified
care expenditures (494-00-1000-0101).....\$1,122,529

Parsons state hospital and training center –
operating expenditures (507-00-1000-0100).....\$951,224

Administration - assessments (039-00-1000-0210).....\$38,646

Community mental health centers
supplemental funding (039-00-1000-3001).....\$1,885,000

Community aid (039-00-1000-3004).....\$646,304

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, for the capital improvements project or projects specified, the following:

Isaac Ray UPS.....\$54,405

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the Larned state hospital fee fund (410-00-2073-2100) of the Kansas department for aging and disability services is hereby decreased from \$3,961,931 to \$3,946,301.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 72(k) of chapter 109 of the 2018 Session Laws of Kansas on the Osawatomie state hospital fee fund (494-00-2079-4200) of the Kansas department for aging and disability services is hereby decreased from \$840,706 to \$716,362.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the Osawatomie state hospital certified care fund (494-00-2079-4201) of the Kansas department for aging and disability services is hereby decreased from \$2,664,025 to \$2,207,525.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services is hereby decreased from \$6,829,101 to \$6,825,996.

(g) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2019.

(h) On the effective date of this act, of the \$3,845,751 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 186(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – new state security hospital account (039-00-8100-8320), the sum of \$3,878 is hereby lapsed.

(i) On the effective date of this act, of the \$2,602,200 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 186(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – state hospitals rehabilitation and repair account (039-00-8100-8325), the sum of \$106 is hereby lapsed.

(j) On the effective date of this act, any unencumbered balance in each of the following capital improvement accounts of the state institutions building fund is hereby lapsed: Kansas neurological institute – energy conservation improvement debt service (363-00-8100-8000).

Sec. 85.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

RSI crisis center base services (039-00-1000-0110).....\$3,576,100
Comcare crisis center

base services (039-00-1000-0120).....	\$1,300,000
Valeo crisis center base services (039-00-1000-0130).....	\$500,000
Salina crisis center base services (039-00-1000-0140).....	\$85,000
Administration official hospitality (039-00-1000-0204).....	\$1,748

Provided, That any unencumbered balance in the administration official hospitality account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Administration – assessments (039-00-1000-0210).....	\$458,164
--	-----------

Provided, That any unencumbered balance in the administration – assessments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Senior care act (039-00-1000-0260).....	\$2,515,000
---	-------------

Provided, That any unencumbered balance in the senior care act account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That each grant agreement with an area agency on aging for a grant from the senior care act account shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2019: *And provided further*; That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2019: *And provided further*; That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

Program grants – nutrition – state match (039-00-1000-0280).....	\$4,045,725
--	-------------

Provided, That any unencumbered balance in the program grants – nutrition – state match account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That each grant agreement with an area agency on aging for a grant from the program grants – nutrition – state match account shall require the area agency on aging to submit to the secretary for aging and disability services a report for federal fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2019: *And provided further*; That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2019: *And provided further*; That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

LTC – medicaid assistance –
NF (039-00-1000-0520).....\$8,290,926

Provided, That any unencumbered balance in the LTC – medicaid assistance – NF account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing facilities regulation (039-00-1000-0710).....\$1,157,528

Provided, That any unencumbered balance in the nursing facilities regulation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing facilities regulation –
title XIX (039-00-1000-0712).....\$1,534,675

Provided, That any unencumbered balance in the nursing facilities regulation – title XIX account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

State operations (039-00-1000-0801).....\$13,924,173

Provided, That any unencumbered balance in the state operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account for the purchase of professional liability insurance for physicians and dentists at any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Alcohol and drug abuse
services grants (039-00-1000-1010).....\$2,814,285

Provided, That any unencumbered balance in the alcohol and drug abuse services grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Mental health and intellectual disabilities aid
and assistance (039-00-1000-4001).....\$8,474,923

Provided, That any unencumbered balance in the mental health and intellectual disabilities aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Community mental health centers supplemental
funding (039-00-1000-3001).....\$28,995,993

Provided, That any unencumbered balance in the community mental health centers supplemental funding account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Community aid (039-00-1000-3004).....\$20,872,061

Provided, That any unencumbered balance in the community aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

KanCare caseloads.....\$363,807,237

Provided, That any unencumbered balance in the KanCare caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Non-KanCare caseloads.....\$39,261,056

Provided, That any unencumbered balance in the non-KanCare caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided further, That all people receiving or applying for services that are funded, either partially or entirely, from the non-KanCare caseloads account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

KanCare non-caseloads.....\$309,211,233

Provided, That any unencumbered balance in the KanCare non-caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made from the KanCare non-caseloads account of the above agency for the Kansas department for aging and disability services and the department of health and environment to make applications and modifications, no later than July 1, 2019, to the current traumatic brain injury home and community-based services medicaid waiver program in accordance with the provisions of section 117 of chapter 109 of the 2018 Session Laws of Kansas and also to restore the unduplicated waiver slot count to 723 and lower such waiver's entry age to birth and add acquired brain injuries to such waiver while setting the financial eligibility requirements for children under 18 to be the same as the Kansas serious emotional disturbance waiver.

Kansas neurological institute – operating
expenditures (363-00-1000-0303).....\$10,991,318

Provided, That any unencumbered balance in the Kansas neurological institute – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from the Kansas neurological institute – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*, That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Larned state hospital – operating
expenditures (410-00-1000-0103).....\$38,940,206

Provided, That any unencumbered balance in the Larned state hospital – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from the Larned state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*, That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Larned state hospital with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*, That expenditures shall be made from the Larned state hospital – operating expenditures account to submit a report to the legislative budget committee during the 2019 legislative interim detailing the impact on staff vacancy rates and turnover due to expenditures of moneys from such account to raise wages for current and future employees.

Larned state hospital – sexual predator treatment

program (410-00-1000-0200).....\$23,801,444

Provided, That any unencumbered balance in the Larned state hospital – sexual predator treatment program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Osawatomi state hospital – operating expenditures (494-00-1000-0100).....\$25,644,691

Provided, That any unencumbered balance in the Osawatomi state hospital – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Osawatomi state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150.

Osawatomi state hospital – certified care expenditures (494-00-1000-0101).....\$8,992,488

Provided, That any unencumbered balance in the Osawatomi state hospital – certified care expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Parsons state hospital and training center – operating expenditures (507-00-1000-0100).....\$12,036,550

Provided, That any unencumbered balance in the Parsons state hospital and training center – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Parsons state hospital and training center – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Parsons state hospital and training center with unified school districts or other public educational services providers: *And provided further*; That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*; That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Parsons state hospital and training center – sexual predator treatment program (507-00-1000-0200).....\$1,969,803

Provided, That any unencumbered balance in the Parsons state hospital and training center – sexual predator treatment program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Larned state hospital – SPTP new crimes reimbursement (410-00-1000-0110).....\$250,000

Provided, That any unencumbered balance in the Larned state hospital – SPTP new crimes reimbursement account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Title XIX fund (039-00-2595-4130).....No limit

Provided, That all receipts resulting from payments under title XIX of the federal social security act to any of the institutions under mental health and intellectual disabilities may be credited to the title XIX fund: *Provided further*; That moneys in the title XIX fund may be used for expenditures for contractual services to provide for collecting additional payments under title XVIII and title XIX of the federal social security act and for expenditures for premiums and surcharges required to be paid for physicians' malpractice insurance.

Kansas neurological institute title XIX reimbursements fund (363-00-2060-2200).....No limit

Larned state hospital title XIX reimbursements fund (410-00-2074-2200).....No limit

Osawatomie state hospital title XIX reimbursements fund (494-00-2080-4300).....No limit

Osawatomie state hospital certified care title XIX reimbursements fund (494-00-2080-4301).....No limit

Parsons state hospital title XIX reimbursements fund (507-00-2083-2300).....No limit

Kansas neurological institute fee fund (363-00-2059-2000).....\$1,324,436

Kansas neurological institute – foster grandparents program – federal fund (363-00-3115-3200).....No limit

Kansas neurological institute – FGP gifts, grants, donations fund (363-00-7125-7400).....No limit

Kansas neurological institute – patient benefit fund (363-00-7910-7100).....No limit

Kansas neurological institute – work therapy patient benefit fund (363-00-7940-7200).....No limit

Larned state hospital fee fund (410-00-2073-2100).....\$4,025,227

Larned state hospital – work therapy patient benefit fund (410-00-7938-7200).....No limit

Larned state hospital – canteen fund (410-00-7806-7000).....No limit

Larned state hospital – patient benefit fund (410-00-7912-7100).....No limit

Osawatomie state hospital – canteen fund (494-00-7807-5600).....No limit

Osawatomie state hospital – patient benefit fund (494-00-7914-5700).....No limit

Osawatomie state hospital – work therapy patient benefit fund (494-00-7939-5800).....No limit

Osawatomie state hospital – motor pool revolving fund (494-00-6164-5200).....No limit

Osawatomie state hospital – cottage revenue and expenditures fund (494-00-2159-2159).....No limit

Osawatomie state hospital – training fee revolving fund (494-00-2602-2000).....No limit

Provided, That all moneys received as fees for training activities for Osawatomie state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Osawatomie state hospital – training fee revolving fund: *Provided further*, That the superintendent of Osawatomie state hospital is hereby authorized to fix, charge and collect fees for training activities at Osawatomie state hospital: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses of such training activities for Osawatomie state hospital.

Osawatomie state hospital fee fund (494-00-2079-4200).....\$378,781

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Osawatomie state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Osawatomie state hospital fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, technical and program support, maintenance and replacement of associated equipment at Osawatomie state hospital: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Osawatomie state hospital fee fund.

Osawatomie state hospital certified care fund (494-00-2079-4201).....\$1,992,223

Parsons state hospital and training center – canteen fund (507-00-7808-5500).....No limit

Parsons state hospital and training center – patient benefit fund (507-00-7916-5600).....No limit

Parsons state hospital and training center – work therapy patient benefit fund (507-00-7941-5700).....No limit

Parsons state hospital and training center fee fund (507-00-2082-2200).....\$1,206,440

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Parsons state hospital and training center shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto,

and shall be credited to the video teleconferencing fee account of the Parsons state hospital and training center fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, maintenance and replacement of video teleconferencing equipment at Parsons state hospital and training center: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Parsons state hospital and training center fee fund.

Special program for aging IIIB – federal fund (039-00-3287-3281).....	No limit
Special program for aging IIIC – federal fund (039-00-3425-3423).....	No limit
Special program for aging IIID – federal fund (039-00-3286-3285).....	No limit
National family caregiver support program IIIE – federal fund (039-00-3289-3201).....	No limit
Special program for aging IV & II – federal fund (039-00-3288-3297).....	No limit
Special program for aging VII-2 – federal fund (039-00-3358-3072).....	No limit
Special program for aging VII-3 – federal fund (039-00-3402-3000).....	No limit
Survey & certification – federal fund (039-00-3064-3064).....	No limit
<i>Provided</i> , That transfers of moneys from the survey & certification – federal fund to the state fire marshal may be made during fiscal year 2020 pursuant to a contract, which is hereby authorized to be entered into by the secretary for aging and disability services with the state fire marshal to provide fire and safety inspections for adult care homes and hospitals.	
Center for medicare/medicaid service – federal fund (039-00-3408-3300).....	No limit
Money follows the person grant – federal fund (039-00-3054-4000).....	No limit
Medicaid assistance program – federal fund (039-00-1000-0500).....	No limit
Social service block grant fund (039-00-3307-3371).....	\$4,501,000

Provided, That each grant agreement with an area agency on aging for a grant from the social service block grant fund shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2019: *Provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of

the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2019: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this fund shall be placed in appropriate services that are determined to be the most economical services available.

Nutrition service incentive program
fund – federal (039-00-3552-3552).....No limit

National bioterrorism hospital preparedness program –
federal fund (039-00-3398-4386).....No limit

Senior citizen nutrition
check-off fund (039-00-2660-2610).....No limit

Quality care services fund (039-00-2999-2902).....No limit

Provided, That the secretary for aging and disability services, acting as the agent of the secretary of health and environment, is hereby authorized to collect the quality care assessment under K.S.A. 2018 Supp. 75-7435, and amendments thereto, and notwithstanding the provisions of K.S.A. 2018 Supp. 75-7435, and amendments thereto, all moneys received for such quality care assessments shall be deposited in the state treasury to the credit of the quality care services fund: *Provided further*, That all moneys in the quality care services fund shall be used to finance initiatives to maintain or improve the quantity and quality of skilled nursing care in skilled nursing care facilities in Kansas in accordance with K.S.A. 2018 Supp. 75-7435, and amendments thereto.

State licensure fee fund (039-00-2373-2370).....No limit

General fees fund (039-00-2524-2500).....No limit

Provided, That the secretary for aging and disability services is hereby authorized to collect: (1) Fees from the sale of surplus property; (2) fees charged for searching, copying and transmitting copies of public records; (3) fees paid by employees for personal long distance calls, postage, faxed messages, copies and other authorized uses of state property; and (4) other miscellaneous fees: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That expenditures shall be made from this fund to meet the obligations of the Kansas department for aging and disability services or to benefit and meet the mission of the Kansas department for aging and disability services.

Gifts and donations fund (039-00-7309-7000).....No limit

Provided, That the secretary for aging and disability services is hereby authorized to receive gifts and donations of money for services to senior citizens or purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

Medical resources and
collection fund (039-00-2363-2100).....No limit

Provided, That all moneys received or collected by the secretary for aging and disability services due to medicaid overpayments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and

shall be credited to the medical resources and collection fund: *Provided further*; That expenditures from such fund shall be made for medicaid program-related expenses and used to reduce state general fund outlays for the medicaid program: *And provided further*; That all moneys received or collected by the secretary for aging and disability services due to civil monetary penalty assessments against adult care homes shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *And provided further*; That expenditures from such fund shall be made to protect the health or property of adult care home residents as required by federal law.

SHICK fund –		
grants – federal (039-00-3913-3800).....	No limit	
Long-term care loan and		
grant fund (039-00-5110-5100).....	No limit	
Health facilities		
review fund (039-00-2308-2400).....	No limit	
Medicare enrollment assistance program		
fund – federal (039-00-3468-3450).....	No limit	
Medical assistance program –		
federal fund (039-00-3414-0442).....	No limit	
DADS social welfare fund (039-00-2141-2195).....		No limit
Other state fees fund – community		
alcohol treatment (039-00-2661-0000).....	No limit	
Substance abuse/mental health		
services – partnership for success –		
federal fund (039-00-3284-1327).....	No limit	
Substance abuse/mental		
health supported employment –		
federal fund (039-00-3284-1329).....	No limit	
Community mental health block grant		
federal fund (039-00-3310-0460).....	No limit	
Prevention/treatment substance abuse		
federal fund (039-00-3301-0310).....	No limit	
Problem gambling and addictions		
grant fund (039-00-2371-2371).....	\$6,825,996	
Alternatives to psych. resid.		
treatment facilities for children		
federal fund (039-00-3384-4495).....	No limit	
Substance abuse performance outcome grant		
federal fund (039-00-3881-3881).....	No limit	
ADAS data collection grant		
federal fund (039-00-3887-3887).....	No limit	
Money follows the person rebalancing demonstration		
federal fund (039-00-3054-4041).....	No limit	

Temporary assistance for needy families – fed funds (039-00-3323-3323).....	No limit
Coop agreement to benefit homeless – federal fund (039-00-3284-1321).....	No limit
Assistance in transition from homelessness federal fund (039-00-3347-4316).....	No limit
Developmental disabilities basic support federal fund (039-00-3380-3380).....	No limit
Olmstead fellowship program (039-00-3885-3885).....	No limit
Medicare fund – SHICK (039-00-3408-3400).....	No limit
Medicare fund – oasis (039-00-3408-3350).....	No limit
<i>Provided</i> , That all nonfederal reimbursements received by the Kansas department for aging and disability services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.	
Mental health grants – state highway fund (039-00-2160-2160).....	\$9,750,000
<i>Provided</i> , That on July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon after each date as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$2,437,500 from the state highway fund of the department of transportation to the mental health grants – state highway fund of the Kansas department for aging and disability services.	
Indirect cost fund (039-00-2193-2193).....	No limit
Kansas national background check program – federal fund (039-00-3032-3132).....	No limit
Systems of care grant – federal fund (039-00-3595-3595).....	No limit
Community mental health center improvement fund (039-00-2336-2336).....	No limit
Community crisis stabilization centers fund (039-00-2337-2337).....	No limit
Clubhouse model program fund (039-00-2338-2338).....	No limit
Opioid abuse treatment & prevention federal fund (039-00-3023-3024).....	No limit
Health occupations credentialing fee fund (039-00-2315-2315).....	No limit
TBI partnership program fund.....	No limit
Non-government grant fund (039-00-2740-2740).....	No limit
Safe and supportive schools fund (039-00-2788-2788).....	No limit
Nutrition services incentives	

federal fund (039-00-3291-3305).....	No limit
Assist transition from homelessness	
federal fund (039-00-3347-4316).....	No limit
Mental health research grant	
federal fund (039-00-3377-4321).....	No limit
Senior farmer market nutrition program	
federal fund (039-00-3406-3205).....	No limit
Children's health insurance	
federal fund (039-00-3424-3420).....	No limit
Home delivery nutrition services	
federal fund (039-00-3469-3309).....	No limit
Congregate nutrition	
federal fund (039-00-3470-3311).....	No limit
Communities putting prevention to work	
federal fund (039-00-3488-3488).....	No limit
Mental health client level reporting	
federal fund (039-00-3882-3882).....	No limit
Transformation transfer initiatives	
federal fund (039-00-3888-3888).....	No limit
KDFA refunding revenue bond	
2013B fund (039-00-7111).....	No limit
Trust fund (039-00-7299).....	No limit
Larned state security hospital	
KDFA 02N-1 fund (039-00-8703).....	No limit
SRS state of Kansas KDFA 04A-1	
project fund (039-00-8704).....	No limit
State of Kansas projects	
KDFA 2010E-F fund (039-00-8705).....	No limit
Parking deduction clearing fund (039-00-9233-9200).....	No limit
Medical assistance recovery	
clearing fund (039-00-9300).....	No limit
Credit card clearing fund (039-00-9400).....	No limit

(c) On July 1, 2019, and on other occasions during fiscal year 2020, when necessary as determined by the secretary for aging and disability services, the director of accounts and reports shall transfer amounts specified by the secretary for aging and disability services, which amounts constitute reimbursements, credits and other amounts received by the Kansas department for aging and disability services for activities related to federal programs from specified special revenue funds of the Kansas department for aging and disability services to the indirect cost fund of the Kansas department for aging and disability services.

(d) On July 1, 2019, the superintendent of Osawatomic state hospital, upon the approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Osawatomic state hospital – canteen fund (494-00-7807-

5600) to the Osawatomie state hospital – patient benefit fund (494-00-7914-5700).

(e) On July 1, 2019, the superintendent of Parsons state hospital, upon approval from the director of accounts and reports, shall transfer an amount specified by the superintendent from the Parsons state hospital and training center – canteen fund (507-00-7808-5500) to the Parsons state hospital and training center – patient benefit fund (507-00-7916-5600).

(f) On July 1, 2019, the superintendent of Larned state hospital, upon approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Larned state hospital – canteen fund (410-00-7806-7000) to the Larned state hospital – patient benefit fund (410-00-7912-7100).

(g) During the fiscal year ending June 30, 2020, no moneys paid by the Kansas department for aging and disability services from the mental health and intellectual disabilities aid and assistance account (039-00-1000-4001) of the state general fund shall be expended by the entity receiving such moneys to pay membership dues and fees to any entity that does not provide the Kansas department for aging and disability services, the legislative division of post audit, or another state agency, access to its financial records upon request for such access.

(h) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2020 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(j) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the Kansas department for children and families and in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the department of health and environment – division of public health, as authorized by this or other appropriation act of the 2019

regular session of the legislature, expenditures may be made by the secretary for children and families and the secretary of health and environment for fiscal year 2020 to enter into a contract with the secretary for aging and disability services, which is hereby authorized and directed to be entered into by such secretaries, to provide for the secretary for aging and disability services to perform the powers, duties, functions and responsibilities prescribed by and to conduct investigations pursuant to K.S.A. 39-1404, and amendments thereto, in conjunction with the performance of such powers, duties, functions, responsibilities and investigations by the secretary for children and families and the secretary of health and environment under such statute, with respect to reports of abuse, neglect or exploitation of residents or reports of residents in need of protective services on behalf of the secretary for children and families or the secretary of health and environment, as the case may be, in accordance with and pursuant to K.S.A. 39-1404, and amendments thereto, during fiscal year 2020: *Provided*, That, in addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the Kansas department for aging and disability services, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the secretary for aging and disability services for fiscal year 2020 to provide for the performance of such powers, duties, functions and responsibilities and to conduct such investigations: *Provided further*, That, the words and phrases used in this subsection shall have the meanings respectively ascribed thereto by K.S.A. 39-1401, and amendments thereto.

(k) On October 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$550,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the domestic violence grant fund (252-00-2014-2014) of the governor's department.

(l) On October 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$150,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the child advocacy center grants fund (252-00-2024-2024) of the governor's department.

(m) On October 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 79-4805, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the community corrections special revenue fund (521-00-2447-2447) of the department of corrections.

(n) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by the above agency by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020 to prepare and submit reports concerning medicaid home and community based services waivers on or before July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, to the director of legislative research and the director of the budget:

Provided, That the above agency shall submit a separate report for each home and community based services waiver: *Provided further*, That such reports shall include the actual and projected expenditures for such waiver, actual and projected numbers of individuals provided services under such waiver and average cost per individual served: *And provided further*, That such reports shall include summarized encounter data by waiver population or comparable data to allow for review of such data at the program level.

(o) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Children's mental health waiver (039-00-2000-2403).....\$3,800,000

Provided, That any unencumbered balance in the children's mental health waiver account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(p) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the title XIX fund (039-00-2595-4130) of the Kansas department for aging and disability services to any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(q) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2020.

(r) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for the creation of a plan for Osawatomie state hospital to end the moratorium on voluntary admissions and increase the limit of involuntary patients above the current limit of 166 patients: *Provided*, That the above agency shall submit such report on or before January 13, 2020, to the house of representatives committee on health and human services, the house of representatives committee on social services budget and the senate committee on public health and welfare.

Sec. 86.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$2,435,277

Youth services aid

and assistance (629-00-1000-7020).....\$5,870,777

(b) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to establish a working group to gather data and issue a report on or before June 30, 2019, related to the impact of 2016 Senate Bill No. 367 on youth with offender behaviors entering into a foster care placement or already in a foster care placement: *Provided*, That the working group shall evaluate the services being offered and identify needed services: *Provided further*, That the working group shall include representatives from the above agency, the Kansas department of corrections, child welfare organizations, mental health organizations, the judicial branch, law enforcement and any other organizations with information on services, as determined by the secretary of children and families.

Sec. 87.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$117,127,264

Provided, That any unencumbered balance in the state operations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Youth services aid and assistance (629-00-1000-7020).....\$197,490,760

Provided, That any unencumbered balance in the youth services aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Vocational rehabilitation aid and assistance (629-00-1000-5010).....\$4,704,705

Provided, That any unencumbered balance in the vocational rehabilitation aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account for the acquisition of durable medical equipment and assistive technology devices: *And provided further*, That expenditures may be made from this account by the secretary for children and families for the purchase of worker's compensation insurance for consumers of vocational rehabilitation services and assessments at work sites and job tryout sites throughout the state.

Cash assistance (629-00-1000-2010).....\$10,497,350

Provided, That any unencumbered balance in the cash assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue

fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Nonfederal reimbursements
fund (629-00-2585-4125).....No limit

Provided, That all nonfederal reimbursements received by the Kansas department for children and families shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.

Receipt suspense
clearing fund (629-00-9212-0910).....No limit

Client assistance payment
clearing fund (629-00-9214-0930).....No limit

Child support collections
clearing fund (629-00-9218-0970).....No limit

EBT settlement fund (629-00-9219-0980).....No limit

CAP settlement fund (629-00-9219-0990).....No limit

Credit card clearing fund (629-00-9405-9400).....No limit

Social welfare fund (629-00-2195-0110).....No limit

Other state fees fund (629-00-2220).....No limit

Child welfare services state grants
federal fund (629-00-3306-0341).....No limit

Social services block grant –
federal fund (629-00-3307-0370).....No limit

Temporary assistance to needy families
federal fund (629-00-3323-0530).....No limit

Title IV-B promoting safe/stable families
federal fund (629-00-3302).....No limit

Title IV-B enhance safety of children
federal fund (629-00-3304).....No limit

Title IV-E foster care
federal fund (629-00-3337-0419).....No limit

Medical assistance program
federal fund (629-00-3414).....No limit

Rehabilitation services – vocational rehabilitation
federal fund (629-00-3315).....No limit

SRS enterprise fund (629-00-5105).....No limit

Child support enforcement
federal fund (629-00-3316).....No limit

Low-income home energy assistance
federal fund (629-00-3305-0350).....No limit

Refugee targeted assistance
federal fund (629-00-3375).....No limit

Children's health insurance program federal fund (629-00-3424-0541).....	No limit
SNAP employment and training exchange federal fund (629-00-3452-3452).....	No limit
Commodity supp food program federal fund (629-00-3308-3215).....	No limit
Social security – disability insurance federal fund (629-00-3309-0390).....	No limit
Supplemental nutrition assistance program federal fund (629-00-3311).....	No limit
Emergency food assistance program federal fund (629-00-3313-2310).....	No limit
Child care and development mandatory and matching federal fund (629-00-3318-0523).....	No limit
Community-based child abuse prevention grants federal fund (629-00-3319-7400).....	No limit
Chafee education and training vouchers program federal fund (629-00-3338-0425).....	No limit
Adoption incentive payments federal fund (629-00-3343-0426).....	No limit
State sexual assault and domestic violence coalitions grants federal fund (629-00-3344-7345).....	No limit
Adoption assistance federal fund (629-00-3357-0418).....	No limit
Chafee foster care independence program federal fund (629-00-3365-0417).....	No limit
Refugee and entrant assistance federal fund (629-00-3378).....	No limit
Head start federal fund (629-00-3379-6323).....	No limit
Developmental disabilities basic support federal fund (629-00-3380-4360).....	No limit
Children's justice grants to states federal fund (629-00-3381-7320).....	No limit
Child abuse and neglect state grants federal fund (629-00-3382-7210).....	No limit
Independent living state grants federal fund (629-00-3387).....	No limit
Independent living services for older blind federal fund (629-00-3388-5313).....	No limit

Supported employment for individuals with severe disabilities federal fund (629-00-3389).....	No limit
Independent living older blind – ARRA federal fund (629-00-3474-0454).....	No limit
Child care discretionary federal fund (629-00-3028-0522).....	No limit
SNAP employment and training pilot federal fund (629-00-3321-3321).....	No limit
SNAP technology project for success federal fund (629-00-3327-3327).....	No limit
Project maintenance reserve fund (629-00-2214-0150).....	No limit

(c) During the fiscal year ending June 30, 2020, the secretary for children and families, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas department for children and families to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2020, the secretary for children and families, with the approval of the director of the budget and subject to the provisions of federal grant agreements, may transfer moneys received under a federal grant that are credited to a federal fund of the Kansas department for children and families to another federal fund of the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports may transfer, in one or more amounts, from the nonfederal reimbursements fund (629-00-2585-4125) to the social welfare fund (629-00-2195-0110) the amount specified by the secretary for children and families.

(f) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Child care (629-00-2000-2406).....	\$5,033,679
------------------------------------	-------------

Provided, That any unencumbered balance in the child care account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Family preservation (629-00-2000-2413).....	\$3,241,062
---	-------------

Provided, That any unencumbered balance in the family preservation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(g) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the temporary assistance to needy families federal fund (629-00-3323-0530) for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature,

expenditures shall be made by the Kansas department for children and families from such moneys appropriated for fiscal year 2020 in an amount not to exceed \$3,000,000 for the purpose of funding early childhood home visitation programs provided by any organization that promotes child wellbeing and prevents the abuse and neglect of children through intensive home visits: *Provided, however*, That any such program shall: (1) Be offered to families whose income is less than 200% of the federal poverty level; (2) comply with requirements of the temporary assistance to needy families block grant; and (3) meet any other programmatic requirements of the federal guidelines for the temporary assistance to needy families program.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to study the impact of 2016 Senate Bill No. 367 on "crossover youth," specifically youth at risk of being placed in foster care due in whole or in part to conduct that has resulted or could result in juvenile offender allegations, and youth placed in foster care engaging in conduct that has resulted or could result in juvenile offender allegations: *Provided*, That the department shall study the following topics: numbers and demographics of crossover youth compared to the broader juvenile offender population; types and nature of calls to law enforcement related to crossover youth compared to the broader juvenile offender population; numbers and nature of alleged offender behaviors of crossover youth taken into custody by law enforcement pursuant to K.S.A. 38-2330(d)(1), and amendments thereto; numbers and nature of alleged offender behaviors of crossover youth taken for intake and assessment pursuant to K.S.A. 38-2330(c)(1)(B), and amendments thereto; release and referral determinations, including rates of detention, from intake and assessment process for crossover youth alleged to have engaged in behavior that may cause injury to self or others or damage to property and youth who pose a risk to public safety; use of detention risk assessment override for crossover youth; numbers of crossover youth receiving immediate intervention services, evidence-based services, or other corrections interventions designed to reduce the likelihood of reoffending, and the nature of the programs and services offered and outcomes achieved; any other juvenile offender information routinely captured by the department of corrections as defined in K.S.A. 38-2325(c), and amendments thereto, disaggregated for the crossover youth population; information on the types and classifications of placements used by crossover youth placed in foster care; information on placement stability of crossover youth placed in foster care; use of psychiatric residential treatment facilities by crossover youth including waitlist data; any other reportable event information routinely captured by the department of corrections as defined in K.S.A. 38-2325(e), and amendments thereto, disaggregated for the crossover youth population; gaps in available corrections interventions for crossover youth who are placed at home; gaps in available corrections interventions for crossover youth placed in foster care; and other matters relating to the impact of 2016 Senate Bill No. 367 on youth at risk of being placed or placed foster care; and any other topics designated by the working group: *Provided further*, That the Kansas department for children and families shall establish a working group to assist with the production, data collection, and analysis of the report that shall consist of the

following members, each to be appointed by the respective appointing authority on or before July 15, 2019: (1) the secretary of corrections or the secretary's designee; (2) the secretary for children and families or the secretary's designee; (3) one member appointed by Saint Francis ministries; (4) one member appointed by KVC health systems; (5) one member appointed by the association of community mental health centers of Kansas; (6) one member appointed by the Kansas sheriffs' association; (7) one member appointed by the Kansas district judges association; (8) one member appointed by the Kansas association of court services officers; (9) one member appointed by the Kansas county and district attorneys association; (10) one member appointed by the office of judicial administration with the Kansas judicial branch; and (11) one member appointed by the Kansas association of chiefs of police: *And provided further*, That the Kansas department for children and families shall submit a report on the findings of the study to the senate committees on ways and means and judiciary, the house of representatives committees on appropriations, corrections and juvenile justice, and judiciary, and the joint committee on corrections and juvenile justice oversight on or before November 1, 2019.

Sec. 88.

KANSAS GUARDIANSHIP PROGRAM

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Kansas guardianship program (261-00-1000-0300).....	\$1,307,946
---	-------------

Provided, That any unencumbered balance in the Kansas guardianship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Sec. 89.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Supplemental general state aid (652-00-1000-0840).....	\$10,383,000
--	--------------

(b) On the effective date of this act, of the \$520,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 76(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the teach for America pilot program account (652-00-1000-0200) the sum of \$250,000 is hereby lapsed.

(c) On the effective date of this act, of the \$4,771,500 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the school district juvenile detention facilities and Flint Hills job corps center grants account (652-00-1000-0290) the sum of \$927,439 is hereby lapsed.

(d) On the effective date of this act, of the \$327,500 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the governor's teaching excellence scholarships and awards account (652-00-1000-0770) the sum of \$142,326 is hereby lapsed.

(e) On the effective date of this act, of the \$2,046,657,545 appropriated for the

above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820) the sum of \$39,326,035 is hereby lapsed.

(f) On the effective date of this act, the director of accounts and reports shall transfer \$105,894 from the school district extraordinary declining enrollment fund (652-00-2290-2290) of the department of education to the state general fund.

(g) During the fiscal year ending June 30, 2019, the commissioner of education, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2019 from the state general fund for the department of education to another item of appropriation for fiscal year 2019 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) On the effective date of this act, of the \$5,632,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 76(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the KPERS – employer contributions account (652-00-1000-0100), the sum of \$2,045,850 is hereby lapsed.

Sec. 90.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (652-00-1000-0053).....\$13,534,862

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Special education services aid (652-00-1000-0700).....\$497,880,818

Provided, That any unencumbered balance in the special education services aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child, unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: *And provided further*; That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3425, and amendments thereto: *And provided further*; That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing provisos, for payments to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422, and amendments thereto.

State foundation aid (652-00-1000-0820).....\$2,225,115,906

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Supplemental state aid (652-00-1000-0840).....\$503,300,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Mentor teacher (652-00-1000-0440).....	\$1,300,000
Professional development (652-00-1000-0860).....	\$1,700,000
Information technology education opportunities (652-00-1000-0600).....	\$500,000
Discretionary grants (652-00-1000-0400).....	\$322,457

Provided, That the above agency shall make expenditures from the discretionary grants account during the fiscal year 2020, in the amount not less than \$125,000 for after school programs for middle school students in the sixth, seventh and eighth grades: *Provided further*; That the after school programs may also include fifth and ninth grade students, if they attend a junior high: *And provided further*; That such discretionary grants shall be awarded to after school programs that operate for a minimum of two hours a day, every day that school is in session, and a minimum of six hours a day for a minimum of five weeks during the summer: *And provided further*; That the discretionary grants awarded to after school programs shall require a \$1 for \$1 local match: *And provided further*; That the aggregate amount of discretionary grants awarded to any one after school program shall not exceed \$25,000.

School food assistance (652-00-1000-0320).....	\$2,510,486
School safety hotline (652-00-1000-0230).....	\$10,000
KPERS – employer contributions (652-00-1000-0100).....	\$37,875,372

Provided, That any unencumbered balance in the KPERS – employer contributions account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the KPERS – employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*; That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....	\$507,888,174
---	---------------

Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*; That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS employer contribution layering payment #1 (652-00-1000-0120).....	\$6,400,000
KPERS employer contribution layering payment #2.....	\$19,400,000

Career and technical education
transportation (652-00-1000-0190).....\$650,000

Education super highway (652-00-1000-0180).....\$512,882

Provided, That any unencumbered balance in the education super highway account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Juvenile transitional crisis center
pilot project (652-00-1000-0210).....\$300,000

Provided, That expenditures from the juvenile transitional crisis center pilot project account shall be used by the above agency during fiscal year 2020 to develop a regional crisis center pilot project at the Beloit special education cooperative, founded on research and evidence-based practices designed to meet the unique social and emotional needs of students identified as at-risk or with disabilities: *Provided further*, That such project shall provide individualized programming to attain such student's high school diploma and job skills while working through the social skills program: *And provided further*, That the commissioner of education shall provide an update on the implementation of the pilot project developed by this proviso to the legislature on or before the first day of the 2020 regular legislative session.

ACT and workkeys assessments
program (652-00-1000-0140).....\$2,800,000

Provided, That expenditures shall be made by the above agency from the ACT and workkeys assessments program account to provide the ACT college entrance exam and the three ACT workkeys assessments that are required to earn a national career readiness certificate to each student enrolled in grades nine through 12: *Provided further*, That expenditures may be made by the above agency from the account to provide for the pre-ACT exam for students enrolled in ninth grade: *And provided further*, That no student enrolled in grades nine through 12 of any school district shall be required to pay any fees or costs to take such exam and assessments: *And provided further*, That in no event shall any school district be required to provide for more than one exam and three assessments per student: *And provided further*, That the state board of education may enter into any contracts that are necessary to promote statewide cost savings to administer such exams and assessments.

Mental health intervention team
pilot program (652-00-1000-0150).....\$4,190,776

Provided, That any unencumbered balance in the mental health intervention team pilot program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made by the above agency to implement the mental health intervention team pilot program so as to improve social-emotional wellness and outcomes for students by increasing schools' access to counselors, social workers and psychologists statewide: *And provided further*, That school districts participating in such program shall enter into the necessary memorandums of understanding and other necessary agreements with participating community mental health centers and the appropriate state agencies to implement the pilot program: *And provided further*, That mental health intervention teams shall consist of school liaisons employed by the participating school district, and clinical therapists and case managers employed by the participating community mental health center: *And*

provided further, That the following shall participate in the pilot program for fiscal year 2020: (1) 23 schools in the Wichita school district (U.S.D. no. 259); (2) 28 schools in the Topeka school district (U.S.D. no. 501); (3) 10 schools in the Kansas City school district (U.S.D. no. 500); (4) 5 schools in the Parsons school district (U.S.D. no. 503); (5) 4 schools in the Garden City school district (U.S.D. no. 457); and (6) 9 schools served by the fiscal agent, Abilene school district (U.S.D. no. 435): *And provided further*, That additional pilot programs may be added as determined by the state board of education: *And provided further*, That on or before June 30, 2020, the director of the division of health care finance of the department of health and environment shall certify to the director of the budget and the director of the legislative research department the aggregate amount of expenditures for fiscal year 2020 for treatment and services for students provided under the mental health intervention team pilot program, or provided based on a referral from such program.

MHIT pilot program – online
 database (652-00-1000-0160).....\$500,000

Provided, That any unencumbered balance in the MHIT pilot program – online database account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

MHIT school liaisons (652-00-1000-0170).....\$3,263,110

Provided, That any unencumbered balance in the MHIT school liaisons account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *And provided further*, That expenditures shall be made by the above agency for mental health intervention team school liaisons employed by those school districts participating in the mental health intervention team pilot program: *And provided further*, That the salaries and wages for school liaisons shall be matched by participating school districts on a \$3 of state moneys for \$1 of school district moneys basis.

Educable deaf-blind and
 severely handicapped children's
 programs aid (652-00-1000-0630).....\$110,000

School district juvenile detention
 facilities and Flint Hills job corps
 center grants (652-00-1000-0290).....\$5,060,528

Provided, That any unencumbered balance in the school district juvenile detention facilities and Flint Hills job corps center grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made from the school district juvenile detention facilities and Flint Hills job corps center grants account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-1173, and amendments thereto.

Governor's teaching excellence scholarships
 and awards (652-00-1000-0770).....\$360,693

Provided, That any unencumbered balance in the governor's teaching excellence scholarships and awards account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the governor's teaching excellence scholarships and awards account for teaching excellence

scholarships shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *And provided further*, That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants for governor's teaching excellence scholarships shall be deposited in the state treasury and credited to the governor's teaching excellence scholarships program repayment fund (652-00-7221-7200).

Governor's scholars program scholarship and awards.....\$20,000

Evidence- or research-based reading programs.....\$1,200,000

Provided, That the above agency shall make expenditures from the evidence- or research-based reading programs account during fiscal year 2020 for any school district that has an evidence- or research-based reading program to help ensure achievement on grade level in reading approved by the state board of education: *Provided further*, That the school district shall submit to the state board of education the number of students participating in the evidence- or research-based reading program on September 20, 2019, in grades Pre-K through 3: *And provided further*, That all moneys in the evidence- or research-based reading programs account expended for fiscal year 2020 shall be matched by participating school districts on a \$3 of state moneys for \$1 of school district moneys basis: *And provided further*, That the state shall reimburse the school district from this account for actual expenses on a per pupil basis based on the number of students in the evidence- or research-based reading program: *And provided further*, That existing, approved Kansas reading success reading programs will continue to be supported, and additional reading programs may be added as determined by the state board of education.

Incentive for technical education (652-00-1000-0130).....\$80,000

Provided, That, notwithstanding the provisions of K.S.A. 72-3819, and amendments thereto, or any other statute, expenditures shall be made from the incentive for technical education account for grants to school districts to pay for the cost of tests or exams required for pupils to earn an industry-recognized credential in a high-need occupation as identified by the secretary of labor, in consultation with the state board of regents and the state board of education.

Teach for America (652-00-1000-0200).....\$261,000

School safety and security grants.....\$5,000,000

Provided, That all moneys in the school safety and security grants account expended for fiscal year 2020 shall be matched by the receiving school district on a \$1-for-\$1 basis from other moneys of the district: *Provided further*, That expenditures shall be made by the above agency from such account for fiscal year 2020 for disbursements of grant moneys approved by the state board of education for the acquisition and installation of security cameras and any other systems, equipment and services necessary for security monitoring of facilities operated by a school district, and for

securing doors, windows and any entrances to such facilities.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

State school district
finance fund (652-00-7393-7000).....No limit

School district capital
improvements fund (652-00-2880-2880).....No limit

Provided, That expenditures from the school district capital improvements fund shall be made only for the payment of general obligation bonds approved by voters under the authority of K.S.A. 72-5457, and amendments thereto.

Mineral production
education fund (652-00-7669-7669).....No limit

School district capital outlay
state aid fund.....No limit

Conversion of materials and
equipment fund (652-00-2420-2020).....No limit

State safety fund (652-00-2538-2030).....No limit

Provided, That notwithstanding the provisions of K.S.A. 8-272, and amendments thereto, or any other statute, funds shall be distributed during fiscal year 2020 as soon as moneys are available.

School bus safety fund (652-00-2532-2300)..... No limit

Motorcycle safety fund (652-00-2633-2050).....No limit

Federal indirect cost
reimbursement fund (652-00-2312-2200).....No limit

Teacher and administrator
fee fund (652-00-2723-2060).....No limit

Food assistance –
federal fund (652-00-3230-3020).....No limit

Food assistance – school
breakfast program –
federal fund (652-00-3529-3490).....No limit

Food assistance – national
school lunch program –
federal fund (652-00-3530-3500).....No limit

Food assistance – child
and adult care food program –
federal fund (652-00-3531-3510)..... No limit

Community-based
child abuse prevention –
federal fund (652-00-3319-7400).....No limit

Family and children investment fund (652-00-7375).....	No limit
Elementary and secondary school aid – federal fund (652-00-3233-3040).....	No limit
Educationally deprived children – state operations – federal fund (652-00-3131-3130).....	No limit
Elementary and secondary school – educationally deprived children – LEA's fund (652-00-3532-3520).....	No limit
Education of handicapped children fund – federal (652-00-3234-3050).....	No limit
Education of handicapped children fund – state operations – federal fund (652-00-3534-3540).....	No limit
Education of handicapped children fund – preschool – federal fund (652-00-3535-3550).....	No limit
Education of handicapped children fund – preschool state operations – federal (652-00-3536-3560).....	No limit
Elementary and secondary school aid – federal fund – migrant education fund (652-00-3537-3570).....	No limit
Elementary and secondary school aid – federal fund – migrant education – state operations (652-00-3538-3580).....	No limit
Vocational education title I – federal fund (652-00-3539-3590).....	No limit
Vocational education title I – federal fund – state operations (652-00-3540-3600).....	No limit
Educational research grants and projects fund (652-00-3592-3070).....	No limit
Inservice education workshop fee fund (652-00-2230-2010).....	No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of education is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice

education workshop fee fund.

Private donations, gifts, grants and bequests fund (652-00-7307-5000).....No limit

Reimbursement for services fund (652-00-3056-3200).....No limit

Communities in schools program fund (652-00-2221-2400).....No limit

Governor's teaching excellence scholarships program repayment fund (652-00-7221-7200).....No limit

Provided, That all expenditures from the governor's teaching excellence scholarships program repayment fund shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *Provided further*; That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*; That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*; That all moneys received by the department of education for repayment of grants made under the governor's teaching excellence scholarships program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the governor's teaching excellence scholarships program repayment fund.

State grants for improving teacher quality – federal fund (652-00-3526-3860).....No limit

State grants for improving teacher quality – federal fund – state operations (652-00-3527-3870).....No limit

21st century community learning centers – federal fund (652-00-3519-3890).....No limit

State assessments – federal fund (652-00-3520-3800).....No limit

Rural and low-income schools program – federal fund (652-00-3521-3810).....No limit

TANF children's programs – federal fund (652-00-3323-0531).....No limit

ESSA – student support academic enrichment – federal fund (652-00-3113-3113).....No limit

Language assistance state grants – federal fund (652-00-3522-3820).....No limit

Service clearing fund (652-00-2869-2800).....No limit

Local school district contribution program checkoff fund (652-00-7005-7005).....No limit

Educational technology

coordinator fund (652-00-2157-2157).....No limit

Provided, That expenditures shall be made by the above agency for the fiscal year ending June 30, 2020, from the educational technology coordinator fund of the department of education to provide data on the number of school districts served and cost savings for those districts in fiscal year 2020 in order to assess the cost effectiveness of the position of educational technology coordinator.

(c) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Parent education program (652-00-2000-2510).....\$8,437,635

Provided, That any unencumbered balance in the parent education program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant.

Children's cabinet
accountability fund (652-00-2000-2402).....\$375,000

Provided, That any unencumbered balance in the children's cabinet accountability fund account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

CIF grants (652-00-2000-2408).....\$18,127,914

Provided, That any unencumbered balance in the CIF grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Quality initiative infants
and toddlers (652-00-2000-2420).....\$500,000

Provided, That any unencumbered balance in the quality initiative infants and toddlers account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Early childhood block grant
autism diagnosis (652-00-2000-2422).....\$50,000

Provided, That any unencumbered balance in the early childhood block grant autism diagnosis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Communities aligned in early development
and education (652-00-2000-2550).....\$1,000,000

Pre-K pilot (652-00-2000-2535).....\$4,200,000

(d) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-1,148 or 38-1808, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund (652-00-7375-7900) of the department of education to the communities in schools program fund (652-00-2221-2400) of the department of education.

(e) On March 30, 2020, and June 30, 2020, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$550,000

from the state safety fund (652-00-2538-2030) to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state safety fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state safety fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the department of education by other state agencies that receive appropriations from the state general fund to provide such services.

(f) On July 1, 2019, and quarterly thereafter, the director of accounts and reports shall transfer \$72,500 from the state highway fund of the department of transportation to the school bus safety fund (652-00-2532-2300) of the department of education.

(g) On July 1, 2019, the director of accounts and reports shall transfer an amount certified by the commissioner of education from the motorcycle safety fund (652-00-2633-2050) of the department of education to the motorcycle safety fund (561-00-2366-2360) of the state board of regents: *Provided*, That the amount to be transferred shall be determined by the commissioner of education based on the amounts required to be paid pursuant to K.S.A. 8-272(b)(2), and amendments thereto.

(h) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, the following:

 KPERS – school employer
 contribution (652-00-1700-1700).....\$41,632,883

(i) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$97,250 from the USAC E-rate program federal fund (561-00-3920-3920) of the state board of regents to the education technology coordinator fund (652-00-2157-2157) of the department of education: *Provided*, That the department of education shall provide information and data regarding the number of school districts served and cost savings attained by such school districts in order to assess the cost effectiveness of having this education technology coordinator position: *Provided further*, That such information and data shall be available by the department of education by the end of the fiscal year 2020.

(j) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2020, the following:

 Children's cabinet administration (652-00-7000-7001).....\$256,234

Provided, That any unencumbered balance in the children's cabinet administration account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(k) During the fiscal year ending June 30, 2020, the commissioner of education, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of education to another item of appropriation for fiscal year 2020 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 91.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the

fiscal year ending June 30, 2021, the following:

State foundation aid (652-00-1000-0820).....\$2,305,700,929

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

Supplemental state aid (652-00-1000-0840).....\$519,300,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

KPERS – employer contributions (652-00-1000-0100).....\$38,417,749

Provided, That any unencumbered balance in the KPERS – employer contributions account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*, That all expenditures from the KPERS – employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....\$514,524,907

Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*, That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2021, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Mineral production education fund (652-00-7669-7669).....No limit

State school district finance fund (652-00-7393-7000).....No limit

(c) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2021, the following:

KPERS – school employer contribution (652-00-1700-1700).....\$41,640,023

Sec. 92.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (434-00-1000-0300).....\$1,269,471
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:
Provided, however; That expenditures from the operating expenditures account for official hospitality shall not exceed \$755.

Grants to libraries and library systems – grants
in aid (434-00-1000-0410).....\$1,067,914
Provided, That any unencumbered balance in the grants to libraries and library systems – grants in aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Grants to libraries and library systems – interlibrary
loan development (434-00-1000-0420).....\$1,135,467
Provided, That any unencumbered balance in the grants to libraries and library systems – interlibrary loan development account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Grants to libraries and library systems – talking
book services (434-00-1000-0430).....\$422,783
Provided, That any unencumbered balance in the grants to libraries and library systems – talking book services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- State library fund (434-00-2076-2500).....No limit
 - Federal library services and technology
act – fund (434-00-3257-3000).....No limit
 - Grants and gifts fund (434-00-7304-7000).....No limit
 - Statewide database
contribution (434-00-7304-7003).....No limit
- Sec. 93.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:
Operating expenditures (604-00-1000-0303).....\$7,528
Sec. 94.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:
Operating expenditures (604-00-1000-0303).....\$5,508,897
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:
Provided, however; That expenditures from the operating expenditures for official hospitality shall not exceed \$2,000.

Arts for the handicapped (604-00-1000-0502).....\$133,847

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (604-00-2093-2000).....No limit

Local services reimbursement fund (604-00-2088-2500).....No limit

Provided, That the Kansas state school for the blind is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

Student activity fees fund (604-00-2146-2100).....No limit

Special bequest fund (604-00-7333-5001).....No limit

Gift fund (604-00-7329-5100).....No limit

Nine month payroll clearing fund (604-00-7714-5200).....No limit

Education improvement – federal fund (604-00-3898-3750).....No limit

Preparation and mentoring of teachers of the blind and visually impaired – federal fund (604-00-3184-3180).....No limit

Special education state grants – federal fund (604-00-3234-3234).....No limit

Federal school lunch – federal fund (604-00-3530-3528).....No limit

School breakfast program – federal fund (604-00-3529-3529).....No limit

Deaf-blind project – federal fund (604-00-3583-3583).....No limit

Safe schools – federal fund (604-00-3569-3569).....No limit

Child and adult care food program – federal fund (604-00-3531-3531).....No limit

Summer food service program – federal fund (604-00-3591-3591).....No limit

Sec. 95.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (610-00-1000-0303).....\$84,553

Sec. 96.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (610-00-1000-0303).....\$9,248,303

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (610-00-2094-2000).....No limit

Local services reimbursement fund (610-00-2091-2200).....No limit

Provided, That the Kansas state school for the deaf is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*; That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

Student activity fees fund (610-00-2147-2100).....No limit

Special bequest fund (610-00-7321-5500).....No limit

Special workshop fund (610-00-7504-5800).....No limit

Gift fund (610-00-7330-5600).....No limit

Nine month payroll clearing fund (610-00-7715-5700).....No limit

Special education state grants – federal fund (610-00-3234-3234).....No limit

School breakfast program – federal fund (610-00-3529-3529).....No limit

School lunch program federal fund (610-00-3530-3528).....No limit

Special education preschool grants – federal fund (610-00-3535-3535).....No limit

Universal newborn screening – federal fund (610-00-3459-3459).....No limit

Summer food service program – federal fund (610-00-3591-3591).....No limit

Sec. 97.

STATE HISTORICAL SOCIETY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the heritage trust fund (288-00-

7379-7600) of the state historical society for state operations is hereby increased from \$57,992 to \$59,284.

Sec. 98.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (288-00-1000-0083).....\$4,110,152

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas humanities council (288-00-1000-0600).....\$50,501

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Credit card clearing fund (288-00-9455-9400).....No limit

Vehicle repair and replacement fund (288-00-6166-6000).....No limit

General fees fund (288-00-2047-2300).....No limit

Archeology fee fund (288-00-2638-2350).....No limit

Provided, That expenditures may be made from the archeology fee fund for operating expenses for providing archeological services by contract: *Provided further*; That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing archeological services by contract: *And provided further*; That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the archeology fee fund.

Conversion of materials and equipment fund (288-00-2436-2700).....No limit

Soil/water conservation fund (288-00-3083-3110).....No limit

Microfilm fees fund (288-00-2246-2370).....No limit

Provided, That expenditures may be made from the microfilm fees fund for operating expenses for providing imaging services: *Provided further*; That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing imaging services: *And provided further*; That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilm fees fund.

Records center fee fund (288-00-2132-2100).....No limit

Provided, That expenditures may be made from the records center fee fund for operating expenses for state records and for the trusted digital repository for electronic government records.

Historic properties fee fund (288-00-2164-2310).....No limit

Historic preservation grants in aid fund (288-00-3089-3700).....No limit

Historic preservation overhead fees fund (288-00-2916-2380).....No limit

National historic preservation act fund – local (288-00-3089-3000).....No limit

Private gifts, grants and bequests fund (288-00-7302-7000).....No limit

Museum and historic sites visitor donation fund (288-00-2142-2250).....No limit

Insurance collection replacement/ reimbursement fund (288-00-2182-2320).....No limit

Heritage trust fund (288-00-7379-7600).....No limit

Provided, That expenditures from the heritage trust fund for state operations shall not exceed \$64,820.

Land survey fee fund (288-00-2234-2330).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 58-2011, and amendments thereto, expenditures may be made by the above agency from the land survey fee fund for the fiscal year 2020 for operating expenditures that are not related to administering the land survey program.

National trails fund (288-00-3553-3353).....No limit

State historical society facilities fund (288-00-2192-2420).....No limit

Historic properties fund (288-00-2144-2400).....No limit

Law enforcement memorial fund (288-00-7344-7300).....No limit

Highway planning/ construction fund (288-00-3333-3333).....No limit

Save America's treasures fund (288-00-3923-4000).....No limit

Archeology federal fund (288-00-2638-2350).....No limit

Property sale proceeds fund (288-00-2414-2500).....No limit

Provided, That proceeds from the sale of property pursuant to K.S.A. 75-2701, and amendments thereto, shall be deposited in the state treasury and credited to the property sale proceeds fund.

(c) Notwithstanding the provisions of K.S.A. 75-2721, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020 to fix admission fees at constitution hall in Lecompton, Kansas, at \$3 per adult single admission, \$1 per student

single admission, \$2 per student for guided tours and \$3 per adult for guided tours: *Provided, however;* That such admission fees may be increased by the above agency during fiscal year 2020 if all moneys from such admission fees are invested in constitution hall and the total amount of such admission fees exceeds the amount of the Lecompton historical society's constitution hall promotional expenses as determined by the average of such promotional expenses for the preceding three calendar years: *Provided further;* That the state historical society may request annual financial statements from the Lecompton historical society for the purpose of calculating such three-year average of promotional expenses.

Sec. 99.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (246-00-1000-0013).....\$32,830,406

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Master's-level nursing capacity (246-00-1000-0100).....\$130,881

Kansas wetlands education center at Cheyenne bottoms (246-00-1000-0200).....\$257,224

Provided, That any unencumbered balance in the Kansas wetlands education center at Cheyenne bottoms account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas academy of math and science (246-00-1000-0300).....\$719,946

Provided, That any unencumbered balance in the Kansas academy of math and science account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (246-00-5185-5050).....No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

General fees fund (246-00-2035-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further;* That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (246-00-2510-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Special events; technology equipment; Gross coliseum services; capital improvements;

performing arts center services; farm income; choral music clinic; yearbook; off-campus tours; memorial union activities; student activity (unallocated); tiger media; conferences, clinics and workshops – noncredit; summer laboratory school; little theater; library services; student affairs; speech and debate; student government; counseling center services; interest on local funds; student identification cards; nurse education programs; athletics; placement fees; virtual college classes; speech and hearing; child care services for dependent students; computer services; interactive television contributions; midwestern student exchange; departmental receipts for all sales, refunds and other collections not specifically enumerated above: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further,* That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further,* That expenditures may be made from the restricted fees fund for official hospitality.

Education opportunity act –
 federal fund (246-00-3394-3500).....No limit

Service clearing fund (246-00-6000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Computer services, storeroom for official supplies including office supplies, paper products, janitorial supplies, printing and duplicating, car pool, postage, copy center, and telecommunications and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Commencement fees fund (246-00-2511-2050).....No limit

Health fees fund (246-00-5101-5000).....No limit

Provided, That expenditures from the health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Student union fees fund (246-00-5102-5010).....No limit

Provided, That expenditures may be made from the student union fees fund for official hospitality.

Kansas career work study
 program fund (246-00-2548-2060).....No limit

Economic opportunity act –
 federal fund (246-00-3034-3000).....No limit

Faculty of distinction	
matching fund (246-00-2471-2400).....	No limit
Nine month payroll clearing	
account fund (246-00-7709-7060).....	No limit
Federal Perkins student	
loan fund (246-00-7501-7050).....	No limit
Housing system	
revenue fund (246-00-5103-5020).....	No limit
<i>Provided, That expenditures may be made from the housing system revenue fund for official hospitality.</i>	
Institutional overhead fund (246-00-2900-2070).....	No limit
Oil and gas royalties fund (246-00-2036-2010).....	No limit
Housing system	
suspense fund (246-00-5707-5090).....	No limit
Sponsored research	
overhead fund (246-00-2914-2080).....	No limit
Kansas distinguished	
scholarship fund (246-00-7204-7000).....	No limit
Temporary deposit fund (246-00-9013-9400).....	No limit
Federal receipts	
suspense fund (246-00-9105-9410).....	No limit
Suspense fund (246-00-9134-9420).....	No limit
Mandatory retirement annuity	
clearing fund (246-00-9136-9430).....	No limit
Voluntary tax shelter annuity	
clearing fund (246-00-9163-9440).....	No limit
Agency payroll deduction	
clearing fund (246-00-9197-9450).....	No limit
Pre-tax parking	
clearing fund (246-00-9220-9200).....	No limit
University payroll fund (246-00-9800).....	No limit
University federal fund (246-00-3141-3140).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: Provided further, That expenditures may be made by the above agency from this fund to procure a policy of accident, personal liability and excess automobile liability insurance insuring volunteers participating in the senior companion program against loss in accordance with specifications of federal grant guidelines as provided in K.S.A. 75-4101, and amendments thereto.</i>	
Lewis field stadium revenue fund (246-00-5150-5180).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Fort Hays

state university of not to exceed \$125,000 from the general fees fund (246-00-2035-2000) to the federal Perkins student loan fund (246-00-7501-7050).

Sec. 100.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (367-00-1000-0003).....\$94,287,403

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Midwest institute for comparative stem cell biology (367-00-1000-0170).....\$129,833

Provided, That any unencumbered balance in the midwest institute for comparative stem cell biology account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Global food systems (367-00-1000-0190).....\$5,000,000

Provided, That unencumbered balance in the global food systems account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the global food systems account expended for fiscal year 2020 shall be matched by Kansas state university on a \$1 for \$1 basis from other moneys of Kansas state university: *And provided further*; That Kansas state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how the global food systems-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Kansas state university polytechnic campus (including official hospitality) (367-00-1000-0150).....\$6,658,717

Provided, That any unencumbered balance in the Kansas state university polytechnic campus (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (367-00-5181).....No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking improvements.

Faculty of distinction matching fund (367-00-2472-2500).....No limit

General fees fund (367-00-2062-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the

general fees fund for official hospitality.

Interest on endowment fund (367-00-7100-7200).....No limit

Restricted fees fund (367-00-2520-2080).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Technology equipment; flight services; communications and marketing; computer services; copy centers; standardized test fees; placement center; recreational services; college of technology and aviation; motor pool; music; professorships; student activities fees; army and aerospace uniforms; aerospace uniform augmentation; biology sales and services; chemistry; field camps; state department of education; physics storeroom; sponsored research, instruction, public service, equipment and facility grants; chemical engineering; nuclear engineering; contract-post office; library collections; civil engineering; continuing education; sponsored construction or improvement projects; attorney, educational and personal development, human capital resources; student financial assistance; application for undergraduate programs; speech and hearing fees; gifts; human development and family research and training; college of education – publications and services; guaranteed student loan application processing; student identification card; auditorium receipts; catalog sales; emission spectroscopy fees; interagency consulting; sales and services of educational programs; transcript fees; facility use fees; human ecology storeroom; college of human ecology sales; family resource center fees; human movement performance; application for post baccalaureate programs; art exhibit fees; college of education – Kansas careers; foreign student application fee; student union repair and replacement reserve; departmental receipts for all sales, refunds and other collections; institutional support fee; miscellaneous renovations – construction; speech receipts; art museum; exchange program; flight training lab fees; administrative reimbursements; parking fees; postage center; printing; short courses and conferences; student government association receipts; regents educational communications center; late registration fee; engineering equipment fee; architecture equipment fee; biotechnology facility; English language program; international programs; Bramlage coliseum; planning and analysis; telecommunications; comparative medicine; Marlatt memorial park; departmental student organization receipts; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures from the restricted fees fund may be made for the purchase of insurance for operation and testing of completed project aircraft and for operation of aircraft used in professional pilot training, including coverage for public liability, physical damage, medical payments and voluntary settlement coverages: *And provided*

further; That expenditures may be made from this fund for official hospitality.

Kansas career work study
program fund (367-00-2540-2090).....No limit

Service clearing fund (367-00-6003-7000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Supplies stores; telecommunications services; photographic services; K-State printing services; postage; facilities services; facilities carpool; public safety services; facility planning services; facilities storeroom; computing services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Sponsored research
overhead fund (367-00-2901-2160).....No limit

Provided, That expenditures may be made from the sponsored research overhead fund for official hospitality.

Housing system
suspense fund (367-00-5708-4830).....No limit

Housing system operations fund (367-00-5163).....No limit

Provided, That expenditures may be made from the housing system operations fund for official hospitality.

State emergency fund –
building repair (367-00-2451-2451).....No limit

Housing system repair, equipment and
improvement fund (367-00-5641-4740).....No limit

Coliseum system repair, equipment and
improvement fund (367-00-5642-4750).....No limit

Mandatory retirement annuity
clearing fund (367-00-9137-9310).....No limit

Student health fees fund (367-00-5109-4410).....No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Scholarship funds fund (367-00-7201-7210).....No limit

Perkins student loan fund (367-00-7506-7260).....No limit

Federal award advance payment –
U.S. department of education
awards fund (367-00-3855-3350).....No limit

State agricultural
university fund (367-00-7400-7250).....No limit

Salina – student union
fees fund (367-00-5114-4420).....No limit

Salina – housing system
revenue fund (367-00-5117-4430).....No limit

Salina – housing system

suspense fund (367-00-5724-4890).....	No limit
Kansas comprehensive	
grant fund (367-00-7223-7300).....	No limit
Temporary deposit fund (367-00-9020-9300).....	No limit
Business procurement card	
clearing fund (367-00-9102-9400).....	No limit
Suspense fund (367-00-9146-9320).....	No limit
Voluntary tax shelter annuity	
clearing fund (367-00-9164-9330).....	No limit
Agency payroll deduction	
clearing fund (367-00-9186-9360).....	No limit
Pre-tax parking	
clearing fund (367-00-9221-9200).....	No limit
Salina student life center	
revenue fund (367-00-5111-5120).....	No limit
Child care facility	
revenue fund (367-00-5125-5101).....	No limit
University federal fund (367-00-3142).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Animal health	
research fund (367-00-2053-2053).....	No limit
National bio agro-defense	
facility fund (367-00-2058-2058).....	No limit
<i>Provided, That all expenditures from the national bio agro-defense facility fund shall be expended in accordance with the governor's national bio agro-defense facility steering committee's plan and shall be approved by the president of Kansas state university.</i>	
Kan-grow engineering	
fund – KSU (367-00-2154-2154).....	No limit
Payroll clearing fund (367-00-9801-9000).....	No limit
Fed ext emp clearing fund –	
employee deduct (367-00-9182-9340).....	No limit
Fed ext emp clearing fund –	
employer deduct (367-00-9183-9350).....	No limit
Temp dep fund	
external source (367-00-9065-9305).....	No limit
Nine month payroll	
clearing fund (367-00-7710-7270).....	No limit
Interest bearing grants fund (367-00-2630-2630).....	No limit

Provided, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the interest bearing grants fund interest earnings based on: (1) The average daily balance in the interest bearing grants fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Student union renovation expansion
 revenue fund (367-00-5191-4650).....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed \$100,000 from the general fees fund (367-00-2062-2000) to the Perkins student loan fund (367-00-7506-7260).

Sec. 101.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
 AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Cooperative extension service (including
 official hospitality) (369-00-1000-1020).....\$18,165,563

Provided, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Agricultural experiment stations (including
 official hospitality) (369-00-1000-1030).....\$29,085,091

Provided, That any unencumbered balance in the agricultural experiment stations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Wildfire suppression/state forest service.....\$650,000

Provided, That any unencumbered balance in the wildfire suppression/state forest service account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Restricted fees fund (369-00-2697-1100).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Plant pathology; Kansas artificial breeding service unit; technology equipment; professorships; agricultural experiment station, director's office; agronomy – Ashland farm; KSU agricultural research center – Hays; KSU southeast agricultural research center; KSU southwest research extension center; agronomy – general; agronomy – experimental field crop sales; entomology sales; grain science and industry – Kansas state university; food and nutrition research; extension services and publication; sponsored construction or improvement projects; gifts; comparative medicine; sales and services of educational programs; animal sciences and industry livestock and product sales; horticulture greenhouse and farm products sales; Konza prairie operations;

departmental receipts for all sales, refunds and other collections; institutional support fee; KSU northwest research extension center operations; sponsored research, public service, equipment and facility grants; statistical laboratory; equipment/pesticide storage building; miscellaneous renovation – construction; other specifically designated receipts not available for general operations of the university: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further,* That expenditures may be made from the Kansas agricultural mediation service account of the restricted fees fund during fiscal year 2020: *And provided further,* That expenditures may be made from this fund for official hospitality.

Fertilizer research fund (369-00-2263-1150).....No limit

Sponsored research

overhead fund (369-00-2921-1200).....No limit

Provided, That expenditures may be made from the sponsored research overhead fund for official hospitality.

Federal awards – advance

payment fund (369-00-3872-1360).....No limit

Smith-Lever special program grant –

federal fund (369-00-3047-1330).....No limit

Faculty of distinction

matching fund (369-00-2479-1190).....No limit

Agricultural land

use-value fund (369-00-2364-1180).....No limit

University federal fund (369-00-3144).....No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Agricultural experiment

stations (369-00-1900-1900).....\$295,046

Sec. 102.

KANSAS STATE UNIVERSITY
VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the

fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (368-00-1000-5003).....\$9,576,408

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating enhancement (368-00-1000-5023).....\$5,005,170

Provided, That any unencumbered balance in the operating enhancement account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the operating enhancement account shall be expended in accordance with the plan submitted by the board of regents for improving the rankings of the Kansas state university veterinary medical center and shall be approved by the president of Kansas state university.

Veterinary training program for rural Kansas (368-00-1000-5013).....\$400,000

Provided, That any unencumbered balance in the veterinary training program for rural Kansas account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (368-00-2129-5500).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the general fees fund for official hospitality.

Vet health center revenue fund (including official hospitality) (368-00-5160-5300).....No limit

Faculty of distinction matching fund (368-00-2478-5220).....No limit

Restricted fees fund (368-00-2590-5530).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Sponsored research, instruction, public service, equipment and facility grants; sponsored construction or improvement projects; technology equipment; pathology fees; laboratory test fees; miscellaneous renovations or construction; dean of veterinary medicine receipts; gifts; application for postbaccalaureate programs; professorship; embryo transfer unit; swine serology; rapid focal fluorescent inhibition test; comparative medicine; storerooms; departmental receipts for all sales, refunds and other collections; departmental student organization receipts; other specifically designated receipts not available for general operation of the Kansas state university veterinary medical center: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with

the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures may be made from this fund for official hospitality.

Health professions student loan fund (368-00-7521-5710).....No limit
University federal fund (368-00-3143-5140).....No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed a total of \$15,000 from the general fees fund (368-00-2129-5500) to the health professions student loan fund (368-00-7521-5710).

Sec. 103.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (379-00-1000-0083).....\$31,614,781

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Reading recovery program (379-00-1000-0100).....\$212,552

Provided, That expenditures may be made from the reading recovery program account for official hospitality.

Nat'l board cert/future teacher academy (379-00-1000-0200).....\$129,050

Provided, That expenditures may be made from the nat'l board cert/future teacher academy account for official hospitality.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (379-00-5186).....No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

General fees fund (379-00-2069-2010).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the

general fees fund for official hospitality.

- Interest on state normal school fund (379-00-7101-7000).....No limit
- Restricted fees fund (379-00-2526-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services, student activity; technology equipment; student union; sponsored research; computer services; extension classes; gifts and grants (for teaching, research and capital improvements); capital improvements; business school contributions; state department of education (vocational); library services; library collections; interest on local funds; receipts from conferences, clinics, and workshops held on campus for which no college credit is given; physical plant reimbursements from auxiliary enterprises; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further*, That expenditures may be made from the restricted fees fund for official hospitality.

- Service clearing fund (379-00-6004).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Telecommunications services; state car operation; ESU press including duplicating and reproducing; postage; physical plant storeroom including motor fuel inventory; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

- Commencement fees fund (379-00-2527-2050).....No limit

- Kansas career work study program fund (379-00-2549-2060).....No limit
- Student health fees fund (379-00-5115-5010).....No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

- Faculty of distinction matching fund (379-00-2473-2400).....No limit
- Bureau of educational

measurements fund (379-00-5118-5020).....	No limit
National direct student	
loan fund (379-00-7507-7040).....	No limit
Economic opportunity act – work study –	
federal fund (379-00-3128-3000).....	No limit
Educational opportunity grants –	
federal fund (379-00-3129-3010).....	No limit
Basic opportunity grant program –	
federal fund (379-00-3130-3020).....	No limit
Research and institutional	
overhead fund (379-00-2902-2070).....	No limit
Kansas comprehensive	
grant fund (379-00-7224-7060).....	No limit
Housing system	
suspense fund (379-00-5701-5130).....	No limit
Housing system	
operations fund (379-00-5169-5050).....	No limit
Kansas distinguished	
scholarship fund (379-00-2762-2700).....	No limit
University federal fund (379-00-3145).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Twin towers project	
revenue fund (379-00-5120-5030).....	No limit
Nine month payroll	
clearing fund (379-00-7712-7050).....	No limit
Temporary deposit fund (379-00-9022-9510).....	No limit
Federal receipts	
suspense fund (379-00-9085-9520).....	No limit
Suspense fund (379-00-9021).....	No limit
Mandatory retirement annuity	
clearing fund (379-00-9138-9530).....	No limit
Voluntary tax shelter annuity	
clearing fund (379-00-9165-9540).....	No limit
Agency payroll deduction	
clearing fund (379-00-9196-9550).....	No limit
Pre-tax parking	
clearing fund (379-00-9222-9200).....	No limit
University payroll fund (379-00-9802).....	No limit
Leveraging educational assistance partnership	

federal fund (379-00-3224-3200).....No limit
 National direct student
 loan fund (379-00-7507-7040).....No limit
 Student union refurbishing fund (379-00-5161-5040).....No limit
 Housing system repairs, equipment and
 improvement fund (379-00-5650-5120).....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Emporia state university of not to exceed \$30,000 from the general fees fund (379-00-2069-2010) to the national direct student loan fund (379-00-7507-7040).

Sec. 104.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including
 official hospitality) (385-00-1000-0063).....\$34,124,230

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

School of construction (385-00-1000-0200).....\$746,787

Provided, That any unencumbered balance in the school of construction account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Polymer science program (385-00-1000-0300).....\$1,001,741

Provided, That any unencumbered balance in the polymer science program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (385-00-5187-5060).....No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking lot improvements.

General fees fund (385-00-2070-2010).....No limit

Provided, That all moneys received for tuition received from students participating in the gorilla advantage program or the midwestern student exchange program shall be deposited in the state treasury to the credit of the general fees fund: *Provided further*; That expenditures may be made from the general fees fund to match federal grant moneys: *And provided further*; That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (385-00-2529-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services; capital improvements; instructional technology fee; technology equipment; student activity fee accounts; commencement fees; ROTC activities; continuing education receipts; vocational auto parts and service fees; receipts from

campus, conferences and meetings held on campus; library service collections and fines; grants from other state agencies; *Midwest Quarterly*; chamber music series; contract – post office; gifts and grants; intensive English program; business and technology institute; public sector radio station activities; economic opportunity – state match; Kansas career work study; regents supplemental grants; departmental receipts, and other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That surplus restricted fees moneys generated by the music department may be transferred to the Pittsburg state university foundation, inc., for the express purpose of awarding music scholarships: *And provided further*, That expenditures may be made from this fund for official hospitality.

Service clearing fund (385-00-6005).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Duplicating and printing services; instructional media division; office stationery and supplies; motor carpool; postage services; photo services; telephone services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Hospital and student health fees fund (385-00-5126-5010).....No limit

Provided, That expenditures from the hospital and student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center: *Provided further*, That expenditures may be made from this fund for capital improvement projects for hospital and student health center improvements.

Suspense fund (385-00-9024-9510).....No limit

Faculty of distinction matching fund (385-00-2474-2400).....No limit

Perkins student loan fund (385-00-7509-7020).....No limit

Sponsored research overhead fund (385-00-2903-2903).....No limit

College work study federal fund (385-00-3498-3030).....No limit

Nursing student loan fund (385-00-7508-7010).....No limit

Housing system suspense fund (385-00-5703-5170).....No limit

Housing system	
operations fund (385-00-5165-5050).....	No limit
Housing system repairs, equipment and	
improvement fund (385-00-5646-5160).....	No limit
Kansas comprehensive	
grant fund (385-00-7227-7200).....	No limit
Kansas career work study	
program fund (385-00-2552-2060).....	No limit
Nine month payroll	
clearing fund (385-00-7713-7030).....	No limit
Payroll clearing fund (385-00-9023-9500).....	No limit
Temporary deposit fund (385-00-9025-9520).....	No limit
Federal receipts	
suspense fund (385-00-9104-9530).....	No limit
BPC clearing fund (385-00-9109-9570).....	No limit
Mandatory retirement annuity	
clearing fund (385-00-9139-9540).....	No limit
Voluntary tax shelter annuity	
clearing fund (385-00-9166-9550).....	No limit
Agency payroll deduction	
clearing fund (385-00-9195-9560).....	No limit
Pre-tax parking	
clearing fund (385-00-9223-9200).....	No limit
University payroll fund (385-00-9803).....	No limit
University federal fund (385-00-3146).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Overman student center	
renovation fund (385-00-2820-2820).....	No limit
Student health center	
revenue fund (385-00-2828-2851).....	No limit
Horace Mann building	
renovation fund (385-00-2833).....	No limit
Revenue 2014A fund (385-00-5106-5105).....	No limit
(c) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer amounts specified by the president of Pittsburg state university of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (385-00-2070-2010) to the following specified funds and accounts of funds: Perkins student loan fund (385-00-7509-7020); nursing student loan fund (385-00-7508-7010).	

Sec. 105.

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(b) On the effective date of this act, the provisions of section 130(c) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 106.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (682-00-1000-0023).....\$128,239,467

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Geological survey (682-00-1000-0170).....\$5,963,998

Provided, That any unencumbered balance in the geological survey account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from the geological survey account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the geological survey account of the state general fund for fiscal year 2020 for seismic surveys in an amount not less than \$100,000.

Umbilical cord matrix project (682-00-1000-0370).....\$130,376

Provided, That any unencumbered balance in the umbilical cord matrix project account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking facilities revenue fund (682-00-5175-5070).....No limit

Provided, That expenditures may be made from the parking facilities revenue fund for capital improvement projects for parking improvements.

Faculty of distinction matching fund (682-00-2475-2500).....No limit

General fees fund (682-00-2107-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match

federal grant moneys.

Interest fund (682-00-7103-7000).....No limit

Sponsored research
overhead fund (682-00-2905-2160).....No limit

Law enforcement training
center fund (682-00-2133-2020).....No limit

Provided, That expenditures may be made from the law enforcement training center fund to cover the costs of tuition for students enrolled in the law enforcement training program in addition to the costs of salaries and wages and other operating expenditures for the program: *Provided further*, That expenditures may be made from the law enforcement training center fund for the acquisition of tracts of land.

Law enforcement training center
fees fund (682-00-2763-2700).....No limit

Provided, That all moneys received for tuition from students enrolling in the basic law enforcement training program for undergraduate or graduate credit shall be deposited in the state treasury and credited to the law enforcement training center fees fund.

Restricted fees fund (682-00-2545).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Institute for policy and social research; technology equipment; capital improvements; concert course; speech, language and hearing clinic; perceptual motor clinic; application for admission fees; named professorships; summer institutes and workshops; dramatics; economic opportunity act; executive management; continuing education programs; geology field trips; gifts and grants; extension services; counseling center; investment income from bequests; reimbursable salaries; music and art camp; child development lab preschools; orientation center; educational placement; press publications; Rice estate educational project; sponsored research; student activities; sale of surplus books and art objects; building use charges; Kansas applied remote sensing program; executive master's degree in business administration; applied English center; cartographic services; economic education; study abroad programs; computer services; recreational activities; animal care activities; geological survey; midwestern student exchange; department commercial receipts for all sales, refunds, and all other collections or receipts not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That moneys received for student fees in any account of the restricted fees fund may be transferred to one or more other accounts of the restricted fees fund.

Service clearing fund (682-00-6006).....No limit

Provided, That the service clearing fund shall be used for the following service

activities: Residence hall food stores; university motor pool; military uniforms; telecommunications service; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Health service fund (682-00-5136-5030).....	No limit
Kansas career work study program fund (682-00-2534-2050).....	No limit
Student union fund (682-00-5137-5040).....	No limit
Federal Perkins loan fund (682-00-7512-7040).....	No limit
Health professions student loan fund (682-00-7513-7050).....	No limit
Housing system suspense fund (682-00-5704-5150).....	No limit
Housing system operations fund (682-00-5142-5050).....	No limit
Housing system repairs, equipment and improvement fund (682-00-5621-5110).....	No limit
Educational opportunity act – federal fund (682-00-3842-3020).....	No limit
Loans for disadvantaged students fund (682-00-7510-7100).....	No limit
Prepaid tuition fees clearing fund (682-00-7765).....	No limit
Kansas comprehensive grant fund (682-00-7226-7110).....	No limit
Fire service training fund (682-00-2123-2170).....	No limit
University federal fund (682-00-3147).....	No limit
Johnson county education research triangle fund (682-00-2393-2390).....	No limit
Temporary deposit fund (682-00-9061-9020).....	No limit
Suspense fund (682-00-9060-9010).....	No limit
BPC clearing fund (682-00-9119-9050).....	No limit
Mandatory retirement annuity clearing fund (682-00-9142-9030).....	No limit
Voluntary tax shelter annuity clearing fund (682-00-9167-9040).....	No limit
Agency payroll deduction clearing fund (682-00-9193-9060).....	No limit
Pre-tax parking clearing fund (682-00-9224-9200).....	No limit
University payroll fund (682-00-9806).....	No limit
GTA/GRA emp health insurance clearing fund (682-00-9063-9070).....	No limit
Standard water data	

repository fund (682-00-2463-2463).....	No limit
Multicultural rescr center	
construction fund (682-00-2890-2890).....	No limit
Kan-grow engineering	
fund – KU (682-00-2153-2153).....	No limit
Child care facility revenue	
bond fund (682-00-2372).....	No limit
Student recreation fitness center	
KDFA fund (682-00-2864-2860).....	No limit
Student union renovation	
revenue fund (682-00-5171-5060).....	No limit
Parking facility KDFA 1993G	
revenue fund (682-00-5175-5070).....	No limit
Student health facility	
maintenance, repair and equipment	
fee fund (682-00-5640-5120).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the water plan project or projects specified, the following:

 Geological survey (682-00-1800-1810).....\$26,841

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the geological survey account is hereby reappropriated for fiscal year 2020.

Sec. 107.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

 Operating expenditures (including official hospitality) (683-00-1000-0503).....\$99,571,692

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from this account may be used to reimburse medical residents in residency programs located in Kansas City at the university of Kansas medical center for the purchase of health insurance for residents' dependents.

 Medical scholarships and loans (683-00-1000-0600).....\$4,488,171

Provided, That any unencumbered balance in the medical scholarships and loans account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Midwest stem cell therapy center (683-00-1000-0800).....\$749,822

Provided, That any unencumbered balance in the midwest stem cell therapy center account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Rural health bridging (683-00-1000-1010).....\$140,000
Cancer center research (683-00-1000-0700).....\$4,957,327

Provided, That any unencumbered balance in the cancer center research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all moneys in the cancer center research account expended for fiscal year 2020 shall be matched by the university of Kansas medical center on a \$1 for \$1 basis from other moneys of the university of Kansas medical center: *And provided further*, That the university of Kansas medical center shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how cancer center research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Medical scholarships and loans psychiatry (683-00-1000).....\$970,000

Provided, That any unencumbered balance in the medical scholarships and loans psychiatry account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Rural health bridging psychiatry (683-00-1000).....\$30,000

Provided, That any unencumbered balance in the rural health bridging psychiatry account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (683-00-2108-2500).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Midwest stem cell therapy center fund (683-00-2072-2072).....\$0

Faculty of distinction matching fund (683-00-2476-2400).....No limit

Restricted fees fund (683-00-2551).....No limit

Provided, That restricted fees shall be limited to the following accounts: Technology equipment; capital improvements; computer services; expenses reimbursed by the Kansas university endowment association; postgraduate fees; pathology fees; student

health insurance premiums; gift receipts; designated research collaboration; facilities use; photography; continuing education; student activity fees; student application fees; department duplicating; student health services; student identification badges; student transcript fees; loan administration fees; fitness center fees; occupational health fees; employee health; telekid care fees; area outreach fees; police fees; endowment payroll reimbursement; rental property; e-learning fees; surplus property sales; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; Kansas university physicians inc., salaries reimbursements; housestaff activity fees; anatomy cadavers; biotechnology services; energy center funded depreciation; biostatistics; electron microscope services; Wichita faculty contracts; physical therapy services; legal fee reimbursements; sponsored research; departmental commercial receipts for all sales, refunds and all other collections of receipts not specifically enumerated above; Kansas department for children and families cost-sharing: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Scientific research and development – special revenue fund (683-00-2926).....No limit

Kansas breast cancer research fund (683-00-2671-2660).....No limit

Sponsored research overhead fund (683-00-2907-2800).....No limit

Parking facility revenue fund – KC campus (683-00-5176-5550).....No limit

Provided, That expenditures may be made from the parking facility revenue fund – KC campus for capital improvement projects for parking improvements.

Parking fee fund – Wichita campus (683-00-5180-5590).....No limit

Provided, That expenditures may be made from the parking fee fund – Wichita campus for capital improvement projects for parking improvements.

Services to hospital authority fund (683-00-2915-2900).....No limit

Direct medical education reimbursement fund (683-00-2918-3000).....No limit

Service clearing fund (683-00-6007).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Printing services; purchasing storeroom; university motor pool; physical plant

storeroom; photo services; telecommunications services; facilities operations discretionary repairs; animal care; instructional services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Educational nurse faculty loan
program fund (683-00-7505-7540).....No limit

Federal college work
study fund (683-00-3256-3520).....No limit

AMA education and
research grant fund (683-00-7207-7500).....No limit

Federal health professions/
primary care student
loan fund (683-00-7516-7560).....No limit

Federal nursing student
loan fund (683-00-7517-7570).....No limit

Suspense fund (683-00-9057-9500).....No limit

Federal student educational opportunity
grant fund (683-00-3255-3510).....No limit

Federal Pell grant fund (683-00-3252-3500).....No limit

Federal Perkins student
loan fund (683-00-7515-7550).....No limit

Medical loan repayment fund (683-00-7214-7520).....No limit

Provided, That expenditures from the medical loan repayment fund for attorney fees and litigation costs associated with the administration of the medical scholarship and loan program shall be in addition to any expenditure limitation imposed on the operating expenditures account of the medical loan repayment fund.

Medical student loan programs provider
assessment fund (683-00-2625-2650).....No limit

Graduate medical education administration
reserve fund (683-00-5652-5640).....No limit

University of Kansas medical center
private practice foundation
reserve fund (683-00-5659-5660).....No limit

Robert Wood Johnson
award fund (683-00-7328-7530).....No limit

Federal scholarship for disadvantaged
students fund (683-00-3094-3100).....No limit

Temporary deposit fund (683-00-9058-9510).....No limit

Mandatory retirement annuity
clearing fund (683-00-9143-9520).....No limit

Voluntary tax shelter annuity
clearing fund (683-00-9168-9530).....No limit

Agency payroll deduction

clearing fund (683-00-9194-9600).....	No limit
Pre-tax parking clearing fund (683-00-9225-9200).....	No limit
University payroll fund (683-00-9807).....	No limit
University federal fund (683-00-3148).....	No limit
Leveraging educational assistance partnership federal fund (683-00-3223-3200).....	No limit
Graduate medical education support fund (683-00-5653-5650).....	No limit
Johnson county education research triangle fund (683-00-2394-2390).....	No limit
Psychiatry medical loan repayment fund (683-00-7233-7233).....	No limit
Rural health bridging psychiatry fund (683-00-2218-2218).....	No limit
Cancer center research (683-00-2551-2700).....	No limit
Graduate medical education reimbursement fund (683-00-2918-3050).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (683-00-2108-2500) to the following funds: Federal nursing student loan fund (683-00-7517-7570); federal student education opportunity grant fund (683-00-3255-3510); federal college work study fund (683-00-3256-3520); educational nurse faculty loan program fund (683-00-7505-7540); federal health professions/primary care student loan fund (683-00-7516-7560).

(d) During the fiscal year ending June 30, 2020, and within the limits of appropriations therefor, the university of Kansas medical center may enter into contracts to purchase additional malpractice insurance for medical students enrolled at the university of Kansas medical center while in clinical training at the university of Kansas medical center or at other health care institutions.

Sec. 108.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (715-00-1000-0003).....\$63,611,941

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Aviation research (715-00-1000-0015).....\$10,000,000

Provided, That any unencumbered balance in the aviation research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all moneys in the aviation research account expended for fiscal year 2020 shall be matched by Wichita state university on a \$1 for \$1 basis from other moneys of

Wichita state university: *And provided further*; That Wichita state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how aviation research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Technology transfer facility (715-00-1000-0005).....	\$2,000,000
Aviation infrastructure (715-00-1000-0010).....	\$5,200,000

Provided, That during the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the aviation infrastructure account for fiscal year 2020 by Wichita state university by this or other appropriation act of the 2019 regular session of the legislature, the moneys appropriated in the aviation infrastructure account for fiscal year 2020 may only be expended for training and equipment expenditures of the national center for aviation training.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (715-00-2112).....	No limit
--------------------------------------	----------

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (715-00-2558).....	No limit
---	----------

Provided, That restricted fees shall be limited to receipts for the following accounts: Summer school workshops; technology equipment; concert course; dramatics; continuing education; flight training; gifts and grants (for teaching, research, and capital improvements); capital improvements; testing service; state department of education (vocational); investment income from bequests; sale of surplus books and art objects; public service; veterans counseling and educational benefits; sponsored research; campus privilege fee; student activities; national defense education programs; engineering equipment fee; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*; That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*; That expenditures from this fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff at the student health center: *And provided further*; That

expenditures may be made from this fund for official hospitality.

Service clearing fund (715-00-6008).....	No limit
<i>Provided</i> , That the service clearing fund shall be used for the following service activities: Central service duplicating and reproducing bureau; automobiles; furniture stores; postal clearing; telecommunications; computer services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.	
Faculty of distinction matching fund (715-00-2477-2400).....	No limit
Kansas career work study program fund (715-00-2536-2020).....	No limit
Scholarship funds fund (715-00-7211-7000).....	No limit
Sponsored research overhead fund (715-00-2908-2080).....	No limit
Economic opportunity act – federal fund (715-00-3265-3100).....	No limit
Educational opportunity grant – federal fund (715-00-3266-3110).....	No limit
Nine month payroll clearing account fund (715-00-7717-7030).....	No limit
Pell grants federal fund (715-00-3366-3120).....	No limit
Housing system suspense fund (715-00-5705-5160).....	No limit
WSU housing system depreciation and replacement fund (715-00-5800-5260).....	No limit
National direct student loan fund (715-00-7519-7010).....	No limit
WSU housing systems revenue fund (715-00-5100-5250).....	No limit
WSU housing system surplus fund (715-00-5620-5270).....	No limit
University federal fund (715-00-3149-3140).....	No limit
<i>Provided</i> , That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.	
Center of innovation for biomaterials in orthopaedic research – Wichita state university fund (715-00-2750-2700).....	No limit
Kan-grow engineering fund – WSU (715-00-2155-2155).....	No limit
Aviation research fund (715-00-2052-2052).....	No limit
Temporary deposit fund (715-00-9059-9500).....	No limit

Suspense fund (715-00-9077).....	No limit
Mandatory retirement annuity clearing fund (715-00-9144-9520).....	No limit
Voluntary tax shelter annuity clearing fund (715-00-9169-9530).....	No limit
Agency payroll deduction clearing fund (715-00-9198-9400).....	No limit
Pre-tax parking clearing fund (715-00-9226-9200).....	No limit
Parking system project K DFA bond revenue fund (715-00-5148-5000).....	No limit
Parking system project maintenance K DFA revenue bond fund (715-00-5159-5040).....	No limit

Sec. 109.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Tuition for technical education (561-00-1000-0120).....	\$4,500,000
--	-------------

(b) The appropriation to the national guard educational assistance account (561-00-1000-1300) for the fiscal year ending June 30, 2019, authorized by section 93(a) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto.

Sec. 110.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (561-00-1000-0103).....	\$4,433,600
--	-------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, during fiscal year 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2020 by the state board of regents as authorized by this or other appropriation act of the 2019 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2020 for attendance at an in-state meeting by members of the state board of regents for participation in matters of educational interest to the state of Kansas, upon approval of such attendance and participation by the state board of regents: *And provided further*, That each member of the state board of regents attending an in-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in

K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during fiscal year 2020, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2020 by the state board of regents as authorized by this or other appropriation act of the 2019 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2020 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

Midwest higher education
commission (561-00-1000-0250).....\$95,000

State scholarship program (561-00-1000-4300).....\$1,035,919

Provided, That any unencumbered balance in the state scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the state scholarship program account for the state scholarship program under K.S.A. 74-32,239, and amendments thereto, and for the Kansas distinguished scholarship program under K.S.A. 74-3278 through 74-3283, and amendments thereto: *And provided further*, That, of the total amount appropriated in the state scholarship program account, the amount dedicated for the Kansas distinguished scholarship program shall not exceed \$25,000.

Postsecondary education operating.....\$15,735,298

Comprehensive grant
program (561-00-1000-4500).....\$16,258,338

Provided, That any unencumbered balance in the comprehensive grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Ethnic minority
scholarship program (561-00-1000-2410).....\$296,498

Provided, That any unencumbered balance in the ethnic minority scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas work-study program (561-00-1000-2000).....\$546,813

Provided, That any unencumbered balance in the Kansas work-study program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the state board of regents is hereby authorized to transfer moneys from the Kansas work-study program account to the Kansas career work-study program fund of any institution under its jurisdiction participating in the Kansas work-study program established by K.S.A. 74-3274 et seq., and amendments thereto: *And provided further*, That all moneys transferred from this account to the Kansas career

work-study program fund of any such institution shall be expended for and in accordance with the Kansas work-study program.

ROTC service scholarships (561-00-1000-4600).....\$175,335

Provided, That any unencumbered balance in the ROTC service scholarships account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Military service scholarships (561-00-1000-1310).....\$500,314

Provided, That any unencumbered balance in the military service scholarships account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the military service scholarships account shall be made for scholarships awarded under the military service scholarship program act, K.S.A. 74-32,227 through 74-32,232, and amendments thereto.

Teachers scholarship program (561-00-1000-0800).....\$1,547,023

Provided, That any unencumbered balance in the teachers scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

National guard educational assistance (561-00-1000-1300).....\$3,000,434

Provided, That any unencumbered balance in the national guard educational assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That moneys in the national guard educational assistance account represent and include the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto.

Career technical workforce grant (561-00-1000-2200).....\$114,075

Provided, That any unencumbered balance in the career technical workforce grant account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing student scholarship program (561-00-1000-4100).....\$417,255

Provided, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Optometry education program (561-00-1000-1100).....\$107,089

Provided, That any unencumbered balance in the optometry education program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Municipal university operating grant (561-00-1000-1010).....\$12,213,922

Adult basic education (561-00-1000-0900).....\$1,457,031

Postsecondary tiered technical education state aid (561-00-1000-0760).....\$59,830,665

Provided, That if the amount of moneys appropriated for the above agency for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature, in the postsecondary tiered technical education state aid account (561-00-1000-0760) is \$58,300,000 or greater, then the difference between the amount of moneys appropriated for the fiscal year 2020 and \$58,300,000 shall be distributed based on each eligible institution's calculated gap, according to the postsecondary tiered technical education state aid act, K.S.A. 71-1801 through 71-1810, and amendments thereto, as determined by the state board of regents: *Provided further*, That if the amount of moneys appropriated for the above agency for fiscal year 2020 is less than \$58,300,000, then each eligible institution shall receive an amount of moneys proportionally adjusted to equal the amount of moneys such eligible institution received in fiscal year 2016.

Non-tiered course credit
hour grant (561-00-1000-0550).....\$78,503,473

Provided, That if the amount of moneys appropriated for the above agency for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature, in the non-tiered course credit hour grant account is \$76,496,329 or greater, then the difference between the amount of moneys appropriated for the fiscal year 2020 and \$76,496,329 shall be distributed based on each eligible institution's calculated gap, as determined by the state board of regents.

Technology equipment at community colleges and
Washburn university (561-00-1000-0500).....\$398,475

Provided, That the state board of regents is hereby authorized to make expenditures from the technology equipment at community colleges and Washburn university account for grants to community colleges and Washburn university pursuant to grant applications for the purchase of technology equipment, in accordance with guidelines established by the state board of regents.

Vocational education capital
outlay aid (561-00-1000-0310).....\$71,585

Tuition waivers (561-00-1000-1650).....\$134,657

Nurse educator
grant program (561-00-1000-4120).....\$188,126

Provided, That any unencumbered balance in the nurse educator grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the nurse educator grant program account shall be made for scholarships awarded under the nurse educator service scholarship program act.

Nursing faculty and supplies
grant program (561-00-1000-4130).....\$1,787,193

Provided, That any unencumbered balance in the nursing faculty and supplies grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the state board of regents is hereby authorized to make grants to Kansas postsecondary educational institutions with accredited nursing programs from the nursing faculty and supplies grant program account for expansion of nursing faculty and laboratory supplies: *And provided further*, That such grants shall be

either need-based or competitive and shall be matched on the basis of \$1 from the nursing faculty and supplies grant program account for \$1 from the postsecondary educational institution receiving the grant.

Postsecondary technical education authority (561-00-1000-0750).....\$19,871

Tuition for technical education (561-00-1000-0120).....\$29,050,000

Provided, That, any unencumbered balance in the tuition for technical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided further, That, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2020 for the payment of technical education tuition for adult students who are enrolled in technical education classes while obtaining a GED using the Accelerating Opportunity program: And provided further, That, such expenditures shall be in an amount not less than \$500,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Osteopathic medical service scholarship repayment fund (561-00-7216-6300).....No limit

KAN-ED services fee fund (561-00-2814-2814).....No limit

Earned indirect costs fund – federal (561-00-3642-3600).....No limit

Faculty of distinction program fund (561-00-7200-7050).....No limit

Paul Douglas teacher scholarship fund – federal (561-00-3879-3950).....No limit

GED credentials processing fees fund (561-00-2151-2100).....No limit

Tuition waiver gifts, grants and reimbursements fund (561-00-7230-7230).....No limit

Adult basic education – federal fund (561-00-3042-3000).....No limit

Adult basic education – federal fund (561-00-3042).....No limit

Truck driver training fund (561-00-2172-4900).....No limit

Improving teacher quality grant federal fund (561-00-3526-3526).....No limit

State scholarship discontinued attendance fund (561-00-7213-6100).....No limit

Kansas ethnic minority fellowship program fund (561-00-7238-7600).....	No limit
Private postsecondary educational institution degree authorization expense reimbursement fee fund (561-00-2643-3300).....	No limit
Substance abuse education fund – federal (561-00-3805-4000).....	No limit
Nursing service scholarship program fund (561-00-7220-6800).....	No limit
Clearing fund (561-00-9029-9100).....	No limit
Conversion of materials and equipment fund (561-00-2433-3200).....	No limit
Motorcycle safety fund (561-00-2366-2360).....	No limit
Financial aid services fee fund (561-00-2280-2800).....	No limit
<i>Provided, That expenditures may be made from the financial aid services fee fund for operating expenditures directly or indirectly related to the operating costs associated with student financial assistance programs administered by the state board of regents: Provided further, That the chief executive officer of the state board of regents is hereby authorized to fix, charge and collect fees for the processing of applications and other activities related to student financial assistance programs administered by the state board of regents: And provided further, That such fees shall be fixed in order to recover all or a part of the direct and indirect operating expenses incurred for administering such programs: And provided further, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial aid services fee fund.</i>	
Inservice education workshop fee fund (561-00-2266).....	No limit
Optometry education repayment fund (561-00-7203-7100).....	No limit
Teacher scholarship repayment fund (561-00-7205-7200).....	No limit
Nursing service scholarship repayment fund (561-00-7210-7400).....	No limit
Nurse educator service scholarship repayment fund (561-00-7231-7300).....	No limit
ROTC service scholarship repayment fund (561-00-7232-7232).....	No limit
Carl D. Perkins vocational and technical education – federal fund (561-00-3539-3539).....	No limit
College access challenge grant program (561-00-3880-3955).....	No limit

Kansas national guard	
educational assistance program	
repayment fund (561-00-7228-7000).....	No limit
Grants fund (561-00-2525-2500).....	No limit
Workforce development	
loan fund (561-00-7518-7900).....	No limit
Regents clearing fund (561-00-9052-9200).....	No limit
Private and out-of-state	
postsecondary educational institution	
fee fund (561-00-2614-2610).....	No limit
KanTRAIN federal fund (561-00-3578-3578).....	No limit
USAC E-rate program	
federal fund (561-00-3920-3920).....	No limit
WIOA youth activities federal fund (561-00-3039).....	No limit
WIOA adult set-aside federal fund (561-00-3270).....	No limit
WIOA dislocated workers set-aside	
federal fund (561-00-3428).....	No limit
Temporary assistance for needy families	
federal fund (561-00-3323-3323).....	No limit
Workforce data quality initiative	
federal fund (561-00-3237-3237).....	No limit
Postsecondary education performance-based	
incentives fund (561-00-2777-2777).....	\$125,000
Private donations, gifts, grants	
bequest fund (561-00-7262-7700).....	No limit
WIOA pilot demonstration	
research project (561-00-3237-3237).....	No limit

(c) During the fiscal year ending June 30, 2020, the chief executive officer of the state board of regents, with the approval of the director of the budget, may transfer any part of any item of appropriation in an account of the state general fund for the fiscal year ending June 30, 2020, to another item of appropriation in an account of the state general fund for fiscal year 2020. The chief executive officer of the state board of regents shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research. As used in this subsection, "account": (1) Means the operating expenditures (including official hospitality) account of the state board of regents (561-00-1000-0103), the university of Kansas (682-00-1000-0023), the university of Kansas medical center (683-00-1000-0503), Kansas state university (367-00-1000-0003), Kansas state university veterinary medical center (368-00-1000-5003), Kansas state university extension systems and agriculture research programs (369-00-1000-1020) and (369-00-1000-1030), Wichita state university (715-00-1000-0003), Emporia state university (379-00-1000-0083), Pittsburg state university (385-00-1000-0063) and Fort Hays state university (246-00-1000-0013); and (2) includes each other account of the state general fund of the state board of regents.

(d) (1) In addition to the other purposes for which expenditures may be made by any state educational institution from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for such state educational institution as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by such state educational institution from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for the purposes of capital improvement projects making energy and other conservation improvements: *Provided*, That such capital improvement projects are hereby approved for such state educational institution for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of issuance of one or more series of bonds by the Kansas development finance authority in accordance with that statute from time to time during fiscal year 2020: *Provided, however*, That no such bonds shall be issued until the state board of regents has first advised and consulted on any such project with the joint committee on state building construction: *Provided further*, That the amount of the bond proceeds that may be utilized for any such capital improvement project shall be subject to approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That, in addition to such project costs, any such amount of bond proceeds may include costs of issuance, capitalized interest and any required reserves for the payment of principal and interest on such bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That payments relating to principal and interest on such bonds shall be subject to and dependent upon annual appropriations therefor to the state educational institution for which the bonds are issued: *And provided further*, That each energy conservation capital improvement project for which bonds are issued for financing under this subsection shall be designed and completed in order to have cost savings sufficient to be equal to or greater than the cost of debt service on such bonds: *And provided further*, That the state board of regents shall prepare and submit a report to the committee on appropriations of the house of representatives and the committee on ways and means of the senate on the savings attributable to energy conservation capital improvements for which bonds are issued for financing under this subsection (d)(1) at the beginning of the 2020 regular session of the legislature.

(2) As used in this subsection, "state educational institution" includes each state educational institution as defined in K.S.A. 76-711, and amendments thereto.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

SEDIF – vocational education capital
 outlay aid (561-00-1900-1950).....\$2,547,726

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the SEDIF – vocational education capital outlay aid account is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from the SEDIF – vocational education capital outlay aid account for each grant of vocational education capital outlay aid shall be matched by the postsecondary institution awarded such grant in an amount which is equal to 50% of the grant.

SEDIF – technology innovation and internship program (561-00-1900-1960).....\$179,284

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the SEDIF – technology innovation and internship program account is hereby reappropriated for fiscal year 2020.

SEDIF – EPSCOR (561-00-1900-1970).....\$993,265

Community and technical college competitive grants (561-00-1900-1980).....\$500,000

Provided, That all moneys in the community and technical college competitive grants account shall be for grants awarded to community and technical colleges under a competitive grant program administered by the secretary of commerce: *Provided further*, That all expenditures from such account shall be for competitive grants to community and technical colleges that require a local match of nonstate moneys on a \$1 for \$1 basis, from either the college or private industry partner, and that will develop innovative programs with private companies needing specific job skills or will meet other industry needs that cannot be addressed with current funding streams.

(f) (1) On July 1, 2019, the WIA adult set-aside federal fund (561-00-3270) of the state board of regents is hereby redesignated as the WIOA adult set-aside federal fund of the state board of regents.

(2) On July 1, 2019, the WIA youth activities federal fund (561-00-3039) of the state board of regents is hereby redesignated as the WIOA youth activities federal fund of the state board of regents.

(3) On July 1, 2019, the WIA dislocated workers federal fund (561-00-3428) of the state board of regents is hereby redesignated as the WIOA dislocated workers set-aside federal fund of the state board of regents.

(4) On July 1, 2019, the WIA pilot demonstration research project (561-00-3237-3237) of the state board of regents is hereby redesignated as the WIOA pilot demonstration research project of the state board of regents.

Sec. 111.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (521-00-1000-0152).....\$897,168

Treatment and programs – medical and mental (521-00-1000-0152).....\$2,850,944

Evidence-based programs (521-00-1000-0050).....\$6,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

WIOA adult activities – federal fund (352-00-3270-3270)..... No limit

WIOA youth activities – federal fund (352-00-3039-3039)..... No limit

WIOA dislocated worker activities –

federal fund (352-00-3428-3428)..... No limit

(c) On the effective date of this act, of the \$3,994,250 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 215(c) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – Topeka complex and Larned juvenile correctional facility account (521-00-8100-8119), the sum of \$162 is hereby lapsed.

Sec. 112.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (521-00-1000-0603).....\$64,795,186

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Operating expenditures – juvenile services (521-00-1000-0103).....\$2,457,754

Provided, That any unencumbered balance in the operating expenditures – juvenile services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Evidence-based programs (521-00-1000-0050).....\$12,485,102

Provided, That any unencumbered balance in the evidence-based programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 2018 Supp. 75-52,164, and amendments thereto, or any other statute, expenditures may be made from this account to conduct research into, and development of, evidence-based practices to reduce offender behavior and recidivism among juveniles: *Provided, however*; That the expenditures for such research and development shall not exceed \$1,000,000.

Community corrections (521-00-1000-0220).....\$20,246,526

Provided, That any unencumbered balance in the community corrections account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That no expenditures may be made by any county from any grant made to such county from the community corrections account for either half of state fiscal year 2020 that supplant any amount of local public or private funding of existing programs as determined in accordance with rules and regulations adopted by the secretary of corrections.

Local jail payments (521-00-1000-0510).....\$800,000

Provided, That any unencumbered balance in the local jail payments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 19-1930, and amendments thereto, payments by the department of corrections under K.S.A. 19-1930(b), and amendments thereto, for the cost of maintenance of prisoners shall not exceed the per capita daily operating cost, not including inmate programs, for the department of corrections.

Treatment and programs –
offender programs (521-00-1000-0151).....\$4,990,523

Provided, That any unencumbered balance in the treatment and programs – offender programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Treatment and programs – medical
and mental (521-00-1000-0152).....\$74,684,824

Provided, That any unencumbered balance in the treatment and programs – medical and mental account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Treatment and programs –
KUMC contract (521-00-1000-0154).....\$1,919,916

Provided, That any unencumbered balance in the treatment and programs – KUMC contract account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Purchase of services (521-00-1000-0300).....\$6,422,209

Provided, That any unencumbered balance in the purchase of services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Prevention and graduated sanctions
community grants (521-00-1000-0221).....\$19,388,026

Provided, That any unencumbered balance in the prevention and graduated sanctions community grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That money awarded as grants from the prevention and graduated sanctions community grants account is not an entitlement to communities, but a grant that must meet conditions prescribed by the above agency for appropriate outcomes.

Topeka correctional facility –
facilities operations (660-00-1000-0303).....\$16,033,887

Provided, That any unencumbered balance in the Topeka correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from the Topeka correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Hutchinson correctional facility –
facilities operations (313-00-1000-0303).....\$33,388,912

Provided, That any unencumbered balance in the Hutchinson correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from the Hutchinson correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Lansing correctional facility –
facilities operations (400-00-1000-0303).....\$36,091,162

Provided, That any unencumbered balance in the Lansing correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby

reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Lansing correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Ellsworth correctional facility –
 facilities operations (177-00-1000-0303).....\$15,450,320

Provided, That any unencumbered balance in the Ellsworth correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Ellsworth correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Winfield correctional facility –
 facilities operations (712-00-1000-0303).....\$13,974,888

Provided, That any unencumbered balance in the Winfield correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Winfield correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Norton correctional facility –
 facilities operations (581-00-1000-0303).....\$16,759,613

Provided, That any unencumbered balance in the Norton correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Norton correctional facility – facilities operations account for official hospitality shall not exceed \$500.

El Dorado correctional facility –
 facilities operations (195-00-1000-0303).....\$30,930,213

Provided, That any unencumbered balance in the El Dorado correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the El Dorado correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Larned correctional mental health facility –
 facilities operations (408-00-1000-0303).....\$11,748,424

Provided, That any unencumbered balance in the Larned correctional mental health facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Larned correctional mental health facility – facilities operations account for official hospitality shall not exceed \$500.

Kansas juvenile correctional complex –
 facilities operations (352-00-1000-0303).....\$20,532,243

Provided, That any unencumbered balance in the Kansas juvenile correctional complex – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Kansas juvenile correctional complex – facilities operations account for official

hospitality shall not exceed \$500: *Provided further*, That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other accredited educational services providers.

Facilities operations (521-00-1000-0303).....\$15,866,555

Provided, That any unencumbered balance in the facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Facilities shrinkage (521-00-1000).....\$3,000,000

Provided, That any unencumbered balance in the facilities shrinkage account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Supervision fees fund (521-00-2116-2100).....No limit

Justice reinvestment technical assistance
for state governments project –
federal fund (521-00-3758-3758).....No limit

Residential substance abuse treatment –
federal fund (521-00-3006-3101).....No limit

Department of corrections forensic
psychologist fund (521-00-2492-2492).....No limit

Provided, That expenditures may be made from the department of corrections forensic psychologist fund for general health care contract expenses.

Ed Byrne memorial
justice assistance grants –
federal fund (521-00-3057).....No limit

Violence against women –
federal fund (521-00-3214).....No limit

Sex offender management grant –
federal fund (521-00-3206-3206).....No limit

Department of corrections state asset
forfeiture fund (521-00-2460-2400).....No limit

Prisoner reentry intv demo –
federal fund (521-00-3063).....No limit

Victims of crime act –
federal fund (521-00-3260).....No limit

Correctional industries fund (522-00-6126-7300).....No limit

Provided, That expenditures may be made from the correctional industries fund for official hospitality.

Ed Byrne state and local law assistance –
federal fund (521-00-3213-3213).....No limit

Bulletproof vest partnership –

federal fund (521-00-3216-3216).....	No limit
Safeguard community grants – federal fund (521-00-3225).....	No limit
Workforce investment act –	
federal fund (521-00-3237-3237).....	No limit
Workplace and community transition training –	
federal fund (521-00-3281-3281).....	No limit
USMS reimbursement –	
federal fund (521-00-3562-3562).....	No limit
Community awareness project –	
federal fund (521-00-3250-3250).....	No limit
Corrections training and staff development –	
federal fund (521-00-3413-3413).....	No limit
Second chance act –	
federal fund (521-00-3895-3895).....	No limit
Alcohol and drug abuse	
treatment fund (521-00-2339-2110).....	No limit
<i>Provided, That expenditures may be made from the alcohol and drug abuse treatment fund for payments associated with providing treatment services to offenders who were driving under the influence of alcohol or drugs regardless of when the services were rendered.</i>	
Juvenile delinquency prevention	
trust fund (521-00-7322-7000).....	No limit
State of Kansas – department	
of corrections inmate	
benefit fund (521-00-7950-5350).....	No limit
Department of corrections –	
alien incarceration grant	
fund – federal (521-00-3943-3800).....	No limit
Department of corrections – general	
fees fund (521-00-2427-2450).....	No limit
<i>Provided, That expenditures may be made from the department of corrections – general fees fund for operating expenditures for training programs for correctional personnel, including official hospitality: Provided further, That the secretary of corrections is hereby authorized to fix, charge and collect fees for such programs: And provided further, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: And provided further, That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the department of corrections – general fees fund.</i>	
Topeka correctional facility – community	
development block grant –	
federal fund (660-00-3581-3100).....	No limit
Topeka correctional facility –	
bureau of prisons contract –	

federal fund (660-00-3582-3200).....	No limit
Topeka correctional facility – general	
fees fund (660-00-2090-2090).....	No limit
Hutchinson correctional facility – general	
fees fund (313-00-2051-2000).....	No limit
Lansing correctional facility – general	
fees fund (400-00-2040-2040).....	No limit
Ellsworth correctional facility – general	
fees fund (177-00-2227-2000).....	No limit
Winfield correctional facility – general	
fees fund (712-00-2237-2000).....	No limit
Norton correctional facility – general	
fees fund (581-00-2238-2000).....	No limit
El Dorado correctional facility – general	
fees fund (195-00-2252-2000).....	No limit
Larned correctional mental	
health facility – general	
fees fund (408-00-2145-2000).....	No limit
Community corrections	
supervision fund (521-00-2748-2748).....	No limit
Community corrections special	
revenue fund (521-00-2447-2447).....	No limit
Medical assistance program –	
federal fund (521-00-3414).....	No limit
Title IV-E fund (521-00-3337).....	No limit
Juvenile accountability incentive block grant –	
federal fund (521-00-3002).....	No limit
Juvenile justice delinquency prevention –	
federal fund (521-00-3351).....	No limit
Juvenile justice fee fund –	
central office (521-00-2257).....	No limit
Juvenile justice federal fund – Kansas juvenile	
correctional complex (352-00-3359-3100).....	No limit
Byrne grant – federal fund – Kansas juvenile	
correctional complex (352-00-3057-3057).....	No limit
Byrne grant – federal fund (521-00-3353-3200).....	No limit
Title V – delinquency prevention program –	
federal fund (521-00-3208).....	No limit
Title VI-B special education federal fund.....	No limit
Title I program for neglected	
and delinquent children –	
federal fund (521-00-3009).....	No limit

Improving teacher quality state grants – federal fund (521-00-3526-3526).....	No limit
Kansas juvenile correctional complex – juvenile accountability block grant – federal fund (352-00-3002-3540).....	No limit
National school lunch program – federal fund – Kansas juvenile correctional complex (352-00-3530-3530).....	No limit
Kansas juvenile correctional complex fee fund (352-00-2321-2300).....	No limit
Kansas juvenile correctional complex – Title I neglected and delinquent children – federal fund (352-00-3009-3009).....	No limit
National school breakfast program – federal fund – Kansas juvenile correctional complex (352-00-3529-3529).....	No limit
WIOA – adult activities – federal fund (352-00-3270-3270).....	No limit
WIOA youth activities – federal fund (352-00-3039-3039).....	No limit
WIOA – dislocated worker activities – federal fund (352-00-3428-3428).....	No limit
Kansas juvenile correctional complex – gifts, grants and donations fund (352-00-7016-7000).....	No limit
Dev/test/demo new prgs – Kansas juvenile correctional complex – federal fund (352-00-3207-3207).....	No limit
Kansas juvenile correctional complex – improvement fund (352-00-2481-2400).....	No limit
Comprehensive approach to sex offender management discretionary grant – Kansas juvenile correctional complex – federal fund (352-00-3206-3206).....	No limit
Kansas juvenile justice improvement fund (521-00-2205-2205).....	No limit
Juvenile alternatives to detention fund (521-00-2250).....	No limit
<i>Provided</i> , That notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, or any other statute, expenditures may be made by the above agency from the juvenile alternatives to detention fund for per diem payments to detention centers: <i>Provided, however</i> ; That expenditures from the juvenile alternatives to detention fund for per diem payments to detention centers shall not exceed \$2,258,988.	
Title VI-B special education fund.....	No limit

(c) During the fiscal year ending June 30, 2020, the secretary of corrections, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the department of corrections or any correctional institution, correctional facility or juvenile facility under the general supervision and management of the secretary of corrections to another item of appropriation for fiscal year 2020 from the state general fund for the department of corrections or any correctional institution, correctional facility or juvenile facility under the general supervision and management of the secretary of corrections. The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the secretary of corrections any duly authorized claim to be paid from the local jail payments account (521-00-1000-0510) of the state general fund during fiscal year 2020 for costs pursuant to K.S.A. 19-1930(b), and amendments thereto, even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act.

(e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the director of Kansas correctional industries any duly authorized claim to be paid from the correctional industries fund (522-00-6126-7300) during fiscal year 2020 for operating or manufacturing costs even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act. The director of Kansas correctional industries shall provide to the director of the budget on or before September 15, 2019, a detailed accounting of all such payments made from the correctional industries fund during fiscal year 2019.

(f) During the fiscal year ending June 30, 2020, the secretary of corrections, with the approval of the director of the budget, may make transfers from the correctional industries fund (522-00-6126-7300) to the department of corrections – general fees fund (521-00-2427-2450). The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) During the fiscal year ending June 30, 2020, all expenditures made by the department of corrections from the correctional industries fund (522-00-6126-7300) shall be made on budget for all purposes of state accounting and budgeting for the department of corrections.

(h) In addition to the other purposes for which expenditures may be made by the department of corrections from the juvenile alternatives to detention fund (521-00-2250) for fiscal year 2020, notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, the department of corrections is hereby authorized and directed to make expenditures from the juvenile alternatives to detention fund for fiscal year 2020 for purchase of services.

(i) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-52,164, and amendments thereto, or any other statute, during fiscal year 2020, the director of

accounts and reports shall transfer the amount certified pursuant to K.S.A. 2018 Supp. 75-52,164(b), and amendments thereto, from each account of the state general fund of a state agency that has been determined by the secretary of corrections to be actual or projected cost savings to the evidence-based juvenile program account of the state general fund of the department of corrections: *Provided*, That the secretary of corrections shall transmit a copy of each such certification to the director of legislative research.

Sec. 113.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (034-00-1000-0053).....	\$84,417
Rehabilitation and repair projects (034-00-1000-8000).....	\$1,698,118
Disaster relief (034-00-1000-0200).....	\$250,000

(b) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 141(a) of chapter 104 of the 2017 Session Laws of Kansas on the operating expenditures account (034-00-1000-0053) of the state general fund of the adjutant general is hereby increased from \$1,250 to \$2,500.

(c) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$120,000 from the state highway fund of the department of transportation to the office of emergency communications fund (034-00-2496-2496) of the adjutant general.

Sec. 114.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (034-00-1000-0053).....	\$5,452,089
<i>Provided</i> , That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: <i>Provided, however</i> , That expenditures from this account for official hospitality shall not exceed \$2,500.	

Incident management team (034-00-1000-0105).....	\$15,554
<i>Provided</i> , That any unencumbered balance in the incident management team account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.	

Civil air patrol – operating expenditures (034-00-1000-0103).....	\$41,431
Disaster relief (034-00-1000-0200).....	\$6,027,787

Provided, That any unencumbered balance in the disaster relief account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Military activation payments (034-00-1000-0300).....	\$6,000
<i>Provided</i> , That any unencumbered balance in the military activation payments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year	

2020: *Provided further*, That all expenditures from the military activation payments account shall be for military activation payments authorized by and subject to the provisions of K.S.A. 2018 Supp. 75-3228, and amendments thereto.

Kansas military emergency relief (034-00-1000-0400).....\$9,881

Provided, That expenditures may be made from the Kansas military emergency relief account for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief account shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief account.

Kansas air national guard mission support personnel.....\$62,000

Provided, That expenditures shall be made from the Kansas air national guard mission support personnel account during fiscal year 2020 by the above agency to pay the state's match of the salaries and wages for four additional positions at McConnell air force base 184th intelligence wing: *Provided further*, That such positions shall perform such duties as the adjutant general shall assign, and serve in the unclassified service under the Kansas civil service act.

Any unencumbered balance in excess of \$100 as of June 30, 2019, in each of the following accounts is hereby reappropriated for fiscal year 2020: Force protection, calibrators decommission and replacement, environmental clean-up projects.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas intelligence fusion center fund.....No limit
General fees fund (034-00-2102)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees agreed upon in memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred under the provisions of the memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received pursuant to such memorandums of understanding shall be deposited in the state treasury in accordance

with the provisions of K.S.A.75-4215, and amendments thereto, and shall be credited to the general fees fund.

Office of emergency communications fund (034-00-2496-2496)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the office of emergency communications fund.

Conversion of materials and equipment fund – military division (034-00-2400-2030)No limit

Adjutant general expense fund (034-00-2357).....No limit

State asset forfeiture fund (034-00-2498-2498).....No limit

State emergency fund (034-00-2437).....No limit

State emergency fund weather disasters 5/4/2007 (034-00-2441).....No limit

State emergency fund weather disasters 12/06, 7/07 (034-00-2445).....No limit

Disaster grants – public assistance federal fund (034-00-3005).....No limit

National guard military operations/maintenance federal fund (034-00-3055-3300).....No limit

Econ adjustment/military installation federal fund (034-00-3196-3196).....No limit

Disaster assistance to individual/household federal fund (034-00-3405-3405).....No limit

Interoperability communication equipment fund (034-00-3449-3449).....No limit

Pre-disaster mitigation – federal fund (034-00-3268-3269).....No limit

Hazard material training and planning – federal fund (034-00-3121-3310).....No limit

State homeland security program federal fund (034-00-3629-3629).....No limit

Nuclear safety emergency management fee fund (034-00-2081-2200).....No limit

Provided, That, notwithstanding the provisions of any other statute, the adjutant general may make transfers of moneys from the nuclear safety emergency management fee fund to other state agencies for fiscal year 2020 pursuant to agreements, which are hereby authorized to be entered into by the adjutant general with other state agencies to provide appropriate emergency management plans to administer the Kansas nuclear safety emergency management act, K.S.A. 48-940 et seq., and amendments thereto.

Military fees fund – federal (034-00-2152).....No limit

Provided, That all moneys received by the adjutant general from the federal government for reimbursement for expenditures made under agreements with the federal government shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military fees fund – federal.

Armories and units general fees fund (034-00-2171-2010).....No limit

Emergency systems for advanced registration for volunteer health professionals – federal fund (034-00-3748-3748).....No limit

Civil air patrol – grants and contributions – federal fund (034-00-7315-7000).....No limit

Emergency management performance grant – federal fund (034-00-3342-3342).....No limit

NG – federal forfeiture fund (034-00-2184-2100).....No limit

Inaugural expense fund (034-00-2003-2300).....No limit

Kansas military emergency relief fund (034-00-2658-2650).....No limit

Provided, That expenditures may be made from the Kansas military emergency relief fund for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief fund shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief fund.

Emergency management assistance compact federal fund (034-00-3609-3605)No limit

Public safety interoperable communications grant program federal fund (034-00-3340-3340).....No limit

Military construction national guard federal fund (034-00-3192-3192).....	No limit
National guard civilian youth opportunities federal fund (034-00-3193-3193).....	No limit
Hazard mitigation grant federal fund (034-00-3019).....	No limit
Citizen corps federal fund (034-00-3341-3341).....	No limit
Law enforcement terrorism prevention program federal fund (034-00-3613-3600).....	No limit
Safe and drug-free schools and communities national programs federal fund (034-00-3569-3569).....	No limit
National guard museum assistance fund (034-00-8306-8300).....	No limit
<i>Provided</i> , That all expenditures from the national guard museum assistance fund shall be made for an expansion of the 35 th infantry division museum and education center facility.	
Great plains joint regional training center fee fund (034-00-2688-2688).....	No limit
<i>Provided</i> , That expenditures may be made from the great plains joint regional training center fee fund for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: <i>Provided further</i> , That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: <i>And provided further</i> , That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: <i>And provided further</i> , That all fees received for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the great plains joint regional training center fee fund.	
State and local implementation grant program – federal fund (034-00-3576-3576).....	No limit
Military honors funeral fund (034-00-2789-2789).....	No limit
<i>Provided</i> , That the adjutant general is hereby authorized to accept gifts and donations of money during fiscal year 2020 for military funeral honors or purposes related thereto: <i>Provided further</i> , That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military honors funeral fund.	
Fire management assistance grant – federal fund (034-00-3320-3320).....	No limit

Kansas national guard counter drug state forfeiture fund.....No limit

(c) In addition to the other purposes for which expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the adjutant general from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, notwithstanding the provisions of K.S.A. 48-205, and amendments thereto, or any other statute, in addition to other positions within the adjutant general's department in the unclassified service as prescribed by law for additional positions in the unclassified service under the Kansas civil service act: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the adjutant general may appoint a deputy adjutant general, who shall have no military command authority, and who may be a civilian and shall have served at least five years as a commissioned officer with the Kansas national guard, who will perform such duties as the adjutant general shall assign, and who will serve in the unclassified service under the Kansas civil service act: *Provided further*, That the position of such deputy adjutant general in the unclassified service under the Kansas civil service act shall be established by the adjutant general within the position limitation established for the adjutant general on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2020 made by this or other appropriation act of the 2019 regular session of the legislature.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$320,000 from the state highway fund of the department of transportation to the office of emergency communications fund (034-00-2496-2496) of the adjutant general.

(e) During the fiscal year ending June 30, 2020, the adjutant general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020, from the state general fund for the adjutant general to another item of appropriation for fiscal year 2020 from the state general fund for the adjutant general: *Provided*, That the adjutant general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 115.

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law, purchases of nationally recognized adopted codes for resale and federally reimbursed overtime, shall not exceed the following:

Fire marshal fee fund (234-00-2330-2000).....\$5,963,108

Provided, That expenditures from the fire marshal fee fund for official hospitality shall not exceed \$1,000.

Boiler inspection fee fund (234-00-2128-2128).....No limit

Gifts, grants and donations fund (234-00-7405-7400).....	No limit
Intragovernmental service fund (234-00-6160-6000).....	No limit
Explosives regulatory and training fund (234-00-2361-2361).....	No limit
State fire marshal liquefied petroleum gas fee fund (234-00-2608-2600).....	No limit
Emergency response fund (234-00-2589).....	No limit
<i>Provided</i> , That expenditures may be made by the state fire marshal from the emergency response fund for fiscal year 2020 for the purposes of responding to specific incidences of emergencies related to hazardous materials or search and rescue incidents without prior approval of the state finance council: <i>Provided, however</i> , That expenditures from the emergency response fund during fiscal year 2020 for the purposes of responding to any specific incidence of an emergency related to hazardous materials or search and rescue incidents without prior approval by the state finance council shall not exceed \$25,000, except upon approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.	
Fire safety standard and firefighter protection act enforcement fund (234-00-2694-2620).....	No limit
Cigarette fire safety standard and firefighter protection act fund (234-00-2696-2630).....	No limit
Non-fuel flammable or combustible liquid aboveground storage tank system fund (234-00-2626-2610).....	No limit
Homeland security grant – federal fund (234-00-3199).....	No limit
FFY12 HMEP grant – federal fund (234-00-3121-3121).....	No limit
Contract inspections fund (234-00-6122-6122).....	No limit

(b) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the state fire marshal, with the approval of the director of the budget, may transfer funds from the fire marshal fee fund (234-00-2330-2000) to the emergency response fund (234-00-2589) of the state fire marshal. The state fire marshal shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research and the director of the budget: *Provided*, That the aggregate amount of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$500,000.

(c) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited

to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) during fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2020 are insufficient to fund the budgeted expenditures and transfers from the fire marshal fee fund for fiscal year 2020 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the emergency response fund (234-00-2589) to the fire marshal fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the fire marshal fee fund for the remainder of fiscal year 2020 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) and any other resources available to the fire marshal fee fund during the fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2020 are insufficient to meet in full the estimated expenditures for fiscal year 2020 as they become due to meet the financial obligations imposed by law on the fire marshal fee fund as a result of a cash flow shortfall, within the authorized budgeted expenditures in accordance with the provisions of appropriation acts, the director of the budget is authorized and directed to certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money specified in such certification from the state general fund to the fire marshal fee fund in order to maintain the cash flow of the fire marshal fee fund for such purposes for fiscal year 2020: *Provided*, That the aggregate amount of such transfers during fiscal year 2020 pursuant to this subsection shall not exceed \$500,000. Within one year from the date of each such transfer to the fire marshal fee fund pursuant to this subsection, the director of accounts and reports shall transfer the amount equal to the amount transferred from the state general fund to the fire marshal fee fund from the fire marshal fee fund to the state general fund in accordance with a certification for such purpose by the director of the budget. At the same time as the director of the budget transmits any certification under this subsection to the director of accounts and reports during fiscal year 2019, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 116.

KANSAS HIGHWAY PATROL

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$46,741 from the Kansas highway patrol operations fund (280-00-2034-1100) to the state highway fund of the department of transportation.

(b) During the fiscal year ending June 30, 2019 or June 30, 2020, in addition to the other purposes for which expenditures may be made from the Kansas highway patrol

operations fund for fiscal year 2019 or 2020 by the above agency by this or other appropriation act of the 2018 or 2019 regular session of the legislature, expenditures shall be made by the above agency from such fund to purchase three new statehouse x-ray machines for statehouse security in an amount not to exceed \$150,133.

Sec. 117.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (280-00-2179-2200).....No limit

Provided, That all moneys received from the sale of used equipment, recovery of and reimbursements for expenditures and any other source of revenue shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund, except as otherwise provided by law: *Provided further*, That notwithstanding the provisions of article 66 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, in addition to the other purposes for which expenditures may be made by the above agency from the general fees fund, expenditures shall be made by the above agency from such fund to sell the personal sidearm, with a trigger lock, of a part-time state law enforcement officer to such officer, subject to the following: (1) Such officer is resigning; (2) the sale of such personal sidearm shall be for the amount equal to the total of the fair market value of the sidearm, as fixed by the superintendent, plus the cost of the trigger lock; and (3) no sale of a personal sidearm shall be made to any resigning officer unless the superintendent determines that the employment record and performance evaluations of each such officer are satisfactory: *And provided further*, That all proceeds from the sale of personal sidearms and trigger locks shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

For patrol of Kansas
turnpike fund (280-00-2514-2500)No limit

Provided, That expenditures shall be made from the for patrol of Kansas turnpike fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol motor
vehicle fund (280-00-2317-2800).....No limit

State forfeiture
fund – pending (280-00-2264-2264).....No limit

Kansas highway patrol state
forfeiture fund (280-00-2413-2100).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 60-4117, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, expenditures may be made from the Kansas highway patrol state forfeiture fund for salaries and wages, and associated fringe benefits of non-supervisory personnel.

Disaster grants – public assistance –

federal fund (280-00-3005-3005).....No limit

Edward Byrne memorial assistance grant –
state and local law enforcement –
federal fund (280-00-3213-3213).....No limit

Bulletproof vest partner –
federal fund (280-00-3216-3216).....No limit

Performance registration
information system management –
federal fund (280-00-3239-3239).....No limit

Commercial vehicle
information system network –
federal fund (280-00-3244-3244).....No limit

Highway planning and construction –
federal fund (280-00-3333-3333).....No limit

KHP federal forfeiture –
federal fund (280-00-3545).....No limit

Provided, That expenditures may be made from the KHP federal forfeiture – federal fund by the above agency for the capital improvement project or projects for troop F headquarters.

High intensity drug trafficking areas –
federal fund (280-00-3615-3000).....No limit

Homeland security program –
federal fund (280-00-3629).....No limit

Edward Byrne memorial
justice assistance grant –
federal fund (280-00-3057).....No limit

Emergency ops cntr –
federal fund (280-00-3808-3808).....No limit

State and community highway safety –
federal fund (280-00-3815-3815).....No limit

Gifts and donations fund (280-00-7331).....No limit
Provided, That expenditures from the gifts and donations fund for official hospitality shall not exceed \$1,000.

Motor carrier safety assistance program
state fund (280-00-2208).....No limit

Provided, That expenditures shall be made from the motor carrier safety assistance program state fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

National motor carrier safety assistance program –
federal fund (280-00-3073).....No limit

Provided, That expenditures shall be made from the national motor carrier safety assistance program – federal fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Aircraft fund – on budget (280-00-2368-2360).....	No limit
Highway safety fund (280-00-2217-2250).....	No limit
Capitol area security fund (280-00-6143-6100).....	No limit
Vehicle identification number fee fund (280-00-2213).....	No limit
Motor vehicle fuel and storeroom sales fund (280-00-6155-6200).....	No limit

Provided, That expenditures may be made from the motor vehicle fuel and storeroom sales fund to acquire and sell commodities and to provide services to local governments and other state agencies: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for such commodities and services: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in acquiring or providing and selling such commodities and services: *And provided further*, That all fees received for such commodities and services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the motor vehicle fuel and storeroom sales fund.

Kansas highway patrol operations fund (280-00-2034-1100).....	\$52,692,000
--	--------------

Provided, That expenditures from the Kansas highway patrol operations fund for official hospitality shall not exceed \$3,000: *Provided further*, That expenditures may be made from the Kansas highway patrol operations fund for the purchase of civilian clothing for members of the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105, and amendments thereto: *And provided further*, That the superintendent shall make expenditures from the Kansas highway patrol operations fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol training center fund (280-00-2306).....	No limit
---	----------

Provided, That expenditures may be made from the highway patrol training center fund for use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for recovery of costs associated with use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the highway patrol training center by other state or local government agencies: *And provided further*, That all fees received for use of the highway patrol training center by other state agencies, local government agencies or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the highway patrol training center fund.

Executive aircraft fund (280-00-6144-6120).....	No limit
---	----------

Provided, That expenditures may be made from the executive aircraft fund to provide aircraft services to other state agencies and to purchase liability and property damage insurance for state aircraft: *Provided further*, That the superintendent of the highway

patrol is hereby authorized to fix, charge and collect fees for such aircraft services to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the executive aircraft fund.

- 1122 program clearing fund (280-00-7280).....No limit
- Kansas highway patrol staffing and training fund (280-00-2211-2211).....No limit
- BAU fund.....No limit
- Homeland sec grant prog fund.....No limit

(b) On or before the 10th of each month during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the state general fund to the 1122 program clearing fund (280-00-7280-7280) interest earnings based on: (1) The average daily balance of moneys in the 1122 program clearing fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer an amount specified by the executive director of the state corporation commission, with the approval of the director of the budget, of not more than \$650,000 from the motor carrier license fees fund (143-00-2812-5500) of the state corporation commission to the motor carrier safety assistance program state fund (280-00-2208) of the Kansas highway patrol.

(d) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$13,173,000 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol for the purpose of financing the Kansas highway patrol operations. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2020 for support and maintenance of the Kansas highway patrol.

(e) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$295,000 from the state highway fund of the department of transportation to the highway safety fund (280-00-2217-2250) of the Kansas highway patrol for the purpose of financing the motorist assistance program of the Kansas highway patrol.

(f) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$250,000 from the state highway fund of the department of transportation to the general fees fund (280-00-2179-2200) of the Kansas highway patrol for the purpose of financing operating expenditures of the Kansas highway patrol.

(g) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, notwithstanding the provisions of K.S.A. 74-2136, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$300,000 from the highway patrol motor vehicle fund (280-00-2317-2800) of the Kansas highway patrol to the aircraft fund – on budget (280-00-2368-2360) of the Kansas highway patrol.

Sec. 118.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Opioid summit fund.....No limit

Sec. 119.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (083-00-1000).....\$23 ,147,971

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated to the operating expenditures account for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$750: *Provided further*; That, if 2019 Substitute for Senate Bill No. 219, or any other legislation that requires the Kansas bureau of investigation to establish and maintain a database which shall be a central repository for the information required to be provided under K.S.A. 2018 Supp. 50-6,110, and amendments thereto, is not passed by the legislature during the 2019 regular session and enacted into law, then on July 1, 2019, of the amount appropriated for the above agency for the fiscal year ending June 30, 2020, by this section from the state general fund in the operating expenditures account, the sum of \$180,000 is hereby lapsed.

Meth lab cleanup (083-00-1000-0200).....\$50,000

Provided, That any unencumbered balance in the meth lab cleanup account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That the above agency is hereby authorized to make expenditures from the meth lab cleanup account to contract for services for remediation of sites determined by law enforcement as hazardous resulting from the production of methamphetamine.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas bureau of investigation state
forfeiture fund (083-00-2283).....No limit

Provided, That expenditures made from the Kansas bureau of investigation state

forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

Federal forfeiture fund (083-00-3940).....No limit

Provided, That expenditures made from the federal forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

High intensity drug trafficking area – federal fund (083-00-3349-3100).....No limit

Federal grants – marijuana eradication – federal fund (083-00-3350).....No limit

eCitation national priority safety program – federal fund (083-00-3092).....No limit

Ncs-x grant – federal fund (083-00-3580-3580).....No limit

Criminal justice information system line fund (083-00-2457).....No limit

Provided, That in addition to the other purposes for which expenditures may be made from the criminal justice information system line fund pursuant to K.S.A. 74-5707, and amendments thereto, expenditures may be made from the criminal justice information system line fund for salaries and wages, contractual services, commodities and capital outlay for the maintenance and support of the Kansas criminal justice information system.

DNA database fund (083-00-2676-2700).....No limit

Kansas bureau of investigation motor vehicle fund (083-00-2344-2050).....No limit

Provided, That expenditures may be made from the Kansas bureau of investigation motor vehicle fund to acquire and sell motor vehicles for the Kansas bureau of investigation: *Provided further*; That all moneys received for sale of motor vehicles of the Kansas bureau of investigation shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas bureau of investigation motor vehicle fund.

Forensic laboratory and materials fee fund (083-00-2077).....No limit

Provided, That expenditures may be made from the forensic laboratory and materials fee fund for the acquisition of laboratory equipment and materials and for other direct or indirect operating expenditures for the forensic laboratory of the Kansas bureau of investigation: *Provided, however*; That all expenditures from this fund of moneys received as Kansas bureau of investigation laboratory analysis fees pursuant to K.S.A. 28-176, and amendments thereto, shall be for the purposes authorized by K.S.A. 28-176(e), and amendments thereto: *Provided further*; That all fees received for such laboratory tests, including all moneys received pursuant to K.S.A. 28-176(a), and

amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the forensic laboratory and materials fee fund.

General fees fund (083-00-2140).....No limit

Provided, That expenditures may be made from the general fees fund for direct or indirect operating expenditures incurred for the following activities: (1) Conducting education and training classes for special agents and other personnel, including official hospitality; (2) purchasing illegal drugs, making contacts and acquiring information leading to illegal drug outlets, contraband and stolen property, and conducting other activities for similar investigatory purposes; (3) conducting investigations and related activities for the Kansas lottery or the Kansas racing and gaming commission; (4) conducting DNA forensic laboratory tests and related activities; (5) preparing, publishing and distributing crime prevention materials; and (6) conducting agency operations: *Provided, however*, That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses incurred, except as otherwise hereinafter provided, for the following: (1) Education and training services made available to local law enforcement personnel in classes conducted for special agents and other personnel of the Kansas bureau of investigation; (2) investigations and related activities conducted for the Kansas lottery or the Kansas racing and gaming commission, except that the fees fixed for these activities shall be fixed in order to recover all of the direct and indirect expenses incurred for such investigations and related activities; (3) DNA forensic laboratory tests and related activities; and (4) sale and distribution of crime prevention materials: *Provided further*, That all fees received for such activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That all moneys received as gifts, grants or donations for the preparation, publication or distribution of crime prevention materials shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That expenditures from any moneys received from the division of alcoholic beverage control and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for operating expenditures: *And provided further*, That expenditures from any moneys received from the Kansas criminal justice information system committee and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for training activities and official hospitality.

Record check fee fund (083-00-2044-2010).....No limit

Provided, That the director of the Kansas bureau of investigation is authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses for criminal history record checks conducted for noncriminal justice entities

including government agencies and private organizations: *Provided, however;* That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the record check fee fund: *Provided further;* That expenditures may be made from the record check fee fund for operating expenditures of the Kansas bureau of investigation.

Intergovernmental	
service fund (083-00-6119-6100).....	No limit
Agency motor pool fund (083-00-6117).....	No limit
National criminal history improvement program	
federal fund (083-00-3189-3189).....	No limit
Public safety partnership	
and community policing	
federal fund (083-00-3218-3218).....	No limit
Forensic DNA backlog reduction	
federal fund (083-00-3226-3226).....	No limit
Coverdell forensic sciences improvement	
federal fund (083-00-3227-3227).....	No limit
Anti-gang initiative	
federal fund (083-00-3229-3229).....	No limit
Homeland security federal fund (083-00-3199).....	No limit
State homeland security program	
federal fund (083-00-3629-3629).....	No limit
Convicted/arrestee DNA backlog reduction	
federal fund (083-00-3489-3489).....	No limit
Disaster grants – public assistance	
federal fund (083-00-3005-3005).....	No limit
Ed Byrne memorial justice assistance	
federal fund (083-00-3057).....	No limit
Ed Byrne state/local law enforcement	
federal fund (083-00-3213-3213).....	No limit
Violence against women – ARRA	
federal fund (083-00-3214).....	No limit
AWA implementation grant program	
federal fund (083-00-3228-3228).....	No limit
Ed Byrne memorial JAG – ARRA	
federal fund (083-00-3455-3455).....	No limit
Convicted offender/arrestee	
DNA backlog reduction	
federal fund (083-00-3489-3489).....	No limit
KBI-FBI reimbursement	
federal fund (083-00-3506-3506).....	No limit
Project safe	
neighborhoods fund (083-00-3217-3217).....	No limit

Social security administration reimbursement – federal fund (083-00-3560-3560).....	No limit
Bulletproof vest partnership – federal fund (083-00-3216-3211).....	No limit
Sexual assault kit grant – federal fund (083-00-3146-3146).....	No limit
Opioid summit fund.....	No limit

(c) During the fiscal year ending June 30, 2020, the attorney general may authorize full-time non-FTE unclassified permanent positions and regular part-time non-FTE unclassified permanent positions for the Kansas bureau of investigation that are paid from appropriations for the attorney general – Kansas bureau of investigation for fiscal year 2020 made by this act or other appropriation act of the 2019 regular session of the legislature, which shall be in addition to the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, authorized for fiscal year 2020 for the attorney general – Kansas bureau of investigation. The attorney general shall certify each such authorization for non-FTE unclassified permanent positions for the Kansas bureau of investigation to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

Sec. 120.

EMERGENCY MEDICAL SERVICES BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Rural health options grant fund (206-00-2329-2500).....	No limit
Emergency medical services operating fund (206-00-2326-4000).....	\$1,627,198

Provided, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for distributing educational videos, replacing lost educational materials and mailing labels of those licensed by the board: *Provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the emergency medical services operating fund: *And provided further*, That, notwithstanding the provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or of any other statute, all moneys received by the emergency medical services board for fees authorized by law for licensure or the issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board: *And provided further*, That expenditures from the emergency medical services operating fund for official hospitality shall not exceed \$2,000.

Education incentive grant

payment fund (206-00-2396-2510).....No limit

Provided, That the priority for award of education incentive grants shall be to award such grants to rural areas.

EMS revolving fund (206-00-2449-2400).....No limit

Provided, That, if an organization agrees to receive money from the EMS revolving fund, the organization shall enter into a grant agreement requiring such organization to submit a written report to the emergency medical services board detailing and accounting for all expenditures and receipts related to the use of the moneys received from the EMS revolving fund: *Provided further*, That the emergency medical services board shall prepare a written report specifying and accounting for all moneys allocated to and expended from the EMS revolving fund: *And provided further*, That such report shall be submitted to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2020.

National bioterrorism hospital preparedness – federal fund (206-00-3398-3398).....No limit

Highway safety – federal fund (206-00-3815).....No limit

DHH-medicare rural hospital FLEX project – federal fund (206-00-3293).....No limit

(b) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the emergency medical services operating fund (206-00-2326-4000) for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the emergency medical services board from the emergency medical services operating fund for fiscal year 2020 for the purpose of implementing a grant program for emergency medical services training and educational assistance for persons in underserved areas: *Provided*, That when issuing such grants, first priority shall be given to ambulance services submitting applications seeking grants to pay the cost of recruiting volunteers and cost of the initial courses of training for attendants and instructor-coordinators: *Provided further*, That the second priority shall be given to ambulance services submitting applications seeking grants to pay the cost of continuing education for attendants and instructor-coordinators: *And provided further*, That the third priority shall be given to ambulance services submitting applications seeking grants to pay the cost of education for attendants and instructor-coordinators who are obtaining a postsecondary education degree.

(c) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2020, as authorized by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the emergency medical services board from moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2020 to require emergency medical services agencies in each of the six EMS regions of the state to prepare and submit a report of the expenditures made and moneys received in each of the EMS regions that are related to the operation and administration of the Kansas emergency medical services regional operations to the emergency medical services board: *Provided*, That the report for each EMS region shall specify and

account for all moneys appropriated from the state treasury for the emergency medical services board and disbursed to each such EMS region for the operation of the education and training of emergency medical attendants in each such EMS region.

(d) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$150,000 from the emergency medical services operating fund (206-00-2326-4000) to the educational incentive grant payment fund (206-00-2396-2510) of the emergency medical services board.

(e) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the emergency medical services operating fund (206-00-2326-4000) during fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the emergency medical services operating fund during fiscal year 2020 are insufficient to fund the budgeted expenditures and transfers from the emergency medical services operating fund for fiscal year 2020 in accordance with the provisions of appropriation acts, the director of the budget shall certify such funding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the education incentive grant payment fund (206-00-2396-2510) to the emergency medical services operating fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the emergency medical services operating fund for the remainder of fiscal year 2020 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(f) During the fiscal year ending June 30, 2020, if any EMS regional council enters into a grant agreement with the emergency medical services board, such council shall be required to submit pursuant to such grant agreement a written report detailing and accounting for all expenditures and receipts of such council during such fiscal year. The emergency medical services board shall prepare a written report specifying and accounting for all moneys received by and expended by each individual council that has reported to the emergency medical services board pursuant to such grant agreement and submit such report to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2020.

Sec. 121.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (626-00-1000-0303).....\$910,818

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$900.

Substance abuse treatment programs (626-00-1000-0600).....\$8,878,088

Provided, That any unencumbered balance in the substance abuse treatment programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, notwithstanding the provisions of K.S.A. 2018 Supp. 21-6824, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the above agency from the substance abuse treatment program account of the state general fund during fiscal year 2020, expenditures may be made from such account for operating costs.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- General fees fund (626-00-2201-2000).....No limit
 - Statistical analysis – federal fund (626-00-3600).....No limit
- Sec. 122.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Kansas commission on peace officers' standards and training fund (529-00-2583-2580).....\$673,848

Provided, That expenditures from the Kansas commission on peace officers' standards and training fund for official hospitality shall not exceed \$1,000.

- Local law enforcement training reimbursement fund (529-00-2746-2700).....No limit
- Sec. 123.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2019, for the state water plan project or projects specified, the following:

- Kansas conservation reserve enhancement program fund (046-00-1800-1225).....\$162,972

(b) On the effective date of this act, of the \$1,948,289 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 155(c) of chapter 104 of the 2017 Session Laws of Kansas from the state water plan fund in the water resources cost share account (046-00-1800-1205), the sum of \$162,972 is hereby lapsed.

Sec. 124.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

- Operating expenditures (046-00-1000-0053).....\$9,672,755

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated to the operating

expenditures account for fiscal year 2020: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$10,000.

Cattle trace (046-00-1000-0055).....\$250,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dairy fee fund (046-00-2105-1015).....No limit

Meat and poultry inspection fee fund (046-00-2004-0700).....No limit

Plant protection fee fund (046-00-2006-0900).....No limit

Laboratory equipment fund (046-00-2710-2700).....No limit

Water structures – state highway fund (046-00-2043-1080).....No limit

Soil amendment fee fund (046-00-2117-1100).....No limit

Agricultural liming materials fee fund (046-00-2118-1200).....No limit

Weights and measures fee fund (046-00-2165-1500).....No limit

Water appropriation certification fund (046-00-2168-1600).....No limit

Water resources cost fund (046-00-2110-1020).....No limit

Provided, That all moneys received by the secretary of agriculture from any governmental or nongovernmental source to implement the provisions of the Kansas water banking act, K.S.A. 2018 Supp. 82a-761 through 82a-773, and amendments thereto, which are hereby authorized to be applied for and received, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the water resources cost fund.

Agriculture seed fee fund (046-00-2187-2720).....No limit

Chemigation fee fund (046-00-2194-1800).....No limit

Petroleum inspection fee fund (046-00-2550-2550).....No limit

Kansas agricultural remediation fund (046-00-2095-1090).....No limit

Warehouse fee fund (046-00-2809-4700).....No limit

U.S. geological survey cooperative gauge agreement grants fund (046-00-2629-2800).....No limit

Provided, That the secretary of agriculture is hereby authorized to enter into a

cooperative gauge agreement with the United States geological survey: *Provided further*, That all moneys collected for the construction or operation of river water intake gauges shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the U.S. geological survey cooperative gauge agreement grants fund: *And provided further*, That expenditures may be made from this fund to pay the costs incurred in the construction or operation of river water intake gauges.

Agricultural chemical fee fund (046-00-2800-2900).....	No limit
Feeding stuffs fee fund (046-00-2801-4000).....	No limit
Fertilizer fee fund (046-00-2802-4100).....	No limit
Plant pest emergency response fund (046-00-2210-1805).....	No limit
Pesticide use fee fund (046-00-2804-4300).....	No limit
Egg fee fund (046-00-2808-4600).....	No limit
Water structures fund (046-00-2037-1075).....	No limit
Meat and poultry inspection fund – federal (046-00-3013).....	No limit
EPA pesticide performance partnership grant – federal fund (046-00-3295-3290).....	No limit
FEMA dam safety – federal fund (046-00-3362-3353).....	No limit
State trade and export promotion – federal fund (046-00-3573-3576).....	No limit
Conversion of materials and equipment fund (046-00-2402-2200).....	No limit
Trademark fund (046-00-2333-2360).....	No limit
Water structures USGS LIDAR grant (046-00-3080-3080).....	No limit
Water structures NRCS LIDAR grant (046-00-3081-3081).....	No limit
Specialty crop block grant fund (046-00-3463-3300).....	No limit
Market development fund (046-00-2331-2351).....	No limit

Provided, That expenditures may be made from the market development fund for official hospitality: *Provided further*, That expenditures may be made from the market development fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture: *And provided further*, That all moneys received by the department of agriculture for repayment of loans made under the agricultural value added center program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall

be credited to the market development fund.

Reimbursement and recovery fund (046-00-2773-2294).....No limit

Provided, That expenditures may be made from the reimbursement and recovery fund for official hospitality.

Conference registration and disbursement fund (046-00-2772-2101).....No limit

Provided, That expenditures may be made from the conference registration and disbursement fund for official hospitality.

Buffer participation incentive fund (046-00-2517-2510).....No limit

Land reclamation fee fund (046-00-2542-2090).....No limit

Livestock brand fee fund (046-00-2011-2030).....No limit

Livestock market brand inspection fee fund (046-00-2007-2010).....No limit

Veterinary inspection fee fund (046-00-2009-2020).....No limit

Animal dealers fee fund (046-00-2207-2050).....No limit

Provided, That expenditures from the animal dealers fee fund for official hospitality shall not exceed \$300; *Provided further*, That expenditures shall be made from the animal dealers fee fund by the livestock commissioner for operating expenditures for an educational course regarding animals and their care and treatment as authorized by K.S.A. 47-1707, and amendments thereto, to be provided through the internet or printed booklets; *And provided further*, That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2020 the Kansas department of agriculture may prorate license fees and alter license due dates as needed in order to transition to online license applications and renewals for the fiscal year ending June 30, 2020.

Animal disease control fund (046-00-2202-2500).....No limit

Provided, That expenditures from the animal disease control fund for official hospitality shall not exceed \$450.

Health and human services retail food audit – federal fund (046-00-3429-3410).....No limit

Publications fee fund (046-00-2322-2000).....No limit

Provided, That expenditures may be made from the publications fee fund for operating expenditures related to preparation and publication of informational or educational materials related to the programs or functions of the Kansas department of agriculture; *Provided further*, That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, to the contrary, the secretary of agriculture is hereby authorized to enter into a contract with a commercial publisher for the printing, distribution and sale of such materials; *And provided further*, That the secretary of

agriculture is hereby authorized to collect fees from such commercial publisher pursuant to contract with the publisher for the sale of such materials: *And provided further*; That the secretary of agriculture is hereby authorized to receive and accept grants, gifts, donations or funds from any non-federal source for the printing, publication and distribution of such materials: *And provided further*; That all moneys received from such fees or for such grants, gifts, donations or other funds received for such purpose shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the publications fee fund.

Homeland security grant –
federal fund (046-00-3199-3436).....No limit

National floodplain insurance assistance (CAP) –
federal fund (046-00-3445-3330).....No limit

Cooperating technical partners –
federal fund (046-00-3203-3210).....No limit

Plant and animal disease & pest control –
federal fund (046-00-3360).....No limit

Market protection/
promotion fund (046-00-3104-3315).....No limit

USDA Kansas forestry service –
federal fund (046-00-3426-3380).....No limit

Food safety fee fund (046-00-2813-4805).....No limit

Gifts and donations fund (046-00-7305-7000).....No limit

Provided, That the secretary of agriculture is hereby authorized to receive gifts and donations of resources and money for services for the benefit and support of agriculture and purposes related thereto: *Provided further*; That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

General fees fund (046-00-2346-2100).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the regulatory programs of the Kansas department of agriculture and for official hospitality: *Provided further*; That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the general fees fund: *And provided further*; That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Lodging fee fund (046-00-2456-2400).....No limit

Watershed protect approach/WTR RSRCE
MGT fund (046-00-3889).....No limit

NRCS contribution agreement farm bill –
federal fund (046-00-3917-3800).....No limit

Compliance education
fee fund (046-00-2757-2757).....No limit

Provided, That all expenditures from the compliance education fee fund shall be for

the purposes of compliance education: *Provided further*, That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2020, the secretary of agriculture is hereby authorized to remit and designate amounts of moneys collected for civil fines and penalties by the department of agriculture to the state treasurer for deposit in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the compliance education fee fund: *And provided further*, That, upon receipt of each such remittance and designation, the state treasurer shall credit the entire amount of such remittance to the compliance education fee fund.

Laboratory testing services
 fee fund (046-00-2752-2752).....No limit

Provided, That expenditures may be made from the laboratory testing services fee fund for administrative operating expenditures of the agriculture laboratory of the Kansas department of agriculture: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the laboratory testing services fee fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Arkansas river gaging fund (046-00-2751-2751).....No limit

Food/drug administration/research (046-00-3462).....No limit

Biofuel infrastructure
 program (046-00-3579-3579).....No limit

AMS farmers market
 promotion program (046-00-3588-3588).....No limit

Grain commodity commission
 services fund (046-00-2018-1070).....No limit

Commercial industrial hemp act licensing
 fee fund (046-00-2343-2343).....No limit

Plant/animal disease and pest control (046-00-3360).....No limit

Service member ag grant (046-00-3185-3185).....No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the water plan project or projects specified, the following:

Water resources
 cost share (046-00-1800-1205).....\$2,448,289

Provided, That any unencumbered balance in the water resources cost share account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the initial allocation for grants to conservation districts for fiscal year 2020 shall be made on a priority basis, as determined by the secretary of agriculture and the provisions of the state water plan: *And provided further*, That expenditures from this account for contractual technical expertise and/or non-salary administration expenditures for the division of conservation of the Kansas department of agriculture shall not exceed the amount equal to 6.0% of the budget amount for fiscal year 2020 for the water resources cost share account.

Nonpoint source
pollution assistance (046-00-1800-1210).....\$1,857,836

Provided, That any unencumbered balance in the nonpoint source pollution assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Conservation district aid (046-00-1800-1220).....\$2,192,637

Provided, That any unencumbered balance in the conservation district aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Watershed dam
construction (046-00-1800-1240).....\$550,000

Provided, That any unencumbered balance in the watershed dam construction account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from the watershed dam construction account are hereby authorized for engineering contracts for watershed planning as determined by the secretary of agriculture.

Kansas water quality
buffer initiatives (046-00-1800-1250).....\$200,000

Provided, That any unencumbered balance in the Kansas water quality buffer initiatives account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the Kansas water quality buffer initiatives account shall be for grants or incentives to install water quality best management practices: *And provided further*; That such expenditures may be made from this account from the approved budget amount for fiscal year 2020 in accordance with contracts, which are hereby authorized to be entered into by the secretary of agriculture, for such grants or incentives.

Riparian and
wetland program (046-00-1800-1260).....\$154,024

Provided, That any unencumbered balance in the riparian and wetland program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Basin management (046-00-1800-0080).....\$608,949

Provided, That any unencumbered balance in the basin management account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Water use (046-00-1800-0075).....\$72,600

Provided, That any unencumbered balance in the water use account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Interstate water issues (046-00-1800-0070).....\$490,007

Provided, That any unencumbered balance in the interstate water issues account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas conservation reserve enhancement
program fund (046-00-1800-1225).....\$299,745

Provided, That any unencumbered balance in the Kansas conservation reserve enhancement program fund account in excess of \$100 as of June 30, 2019, is hereby

reappropriated for fiscal year 2020.

Streambank stabilization projects (046-00-1800-1290).....\$500,000

Provided, That any unencumbered balance in the streambank stabilization projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Irrigation technology (046-00-1800-0088).....\$100,000

Provided, That any unencumbered balance in the irrigation technology account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Crop and livestock research (046-00-1800).....\$350,000

Provided, That any unencumbered balance in the crop and livestock research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(d) During the fiscal year ending June 30, 2020, the secretary of agriculture, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, or upon specific authorization in an appropriation act of the legislature, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas department of agriculture to another item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas department of agriculture: *Provided*, That the secretary of agriculture shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means.

(e) On July 1, 2019, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$128,379 from the state highway fund of the department of transportation to the water structures – state highway fund (046-00-2043-1080) of the Kansas department of agriculture.

(f) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Agriculture marketing program (046-00-1900-1110).....\$1,020,407

Provided, That expenditures may be made from the agriculture marketing program account for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary of agriculture therefor under the agricultural value added center program.

Sec. 125.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (373-00-1000-0103).....\$150,000

Provided, That the above agency shall make expenditures from the operating

expenditures account during the fiscal year 2020 to request assistance from other state agencies to negotiate with the city of Hutchinson on the increase of storm water charges and the electric company on how electricity is calculated.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law and remittances of sales tax to the department of revenue, shall not exceed the following:

- State fair fee fund (373-00-5182-5100).....No limit
 - Provided*, That expenditures from the state fair fee fund for official hospitality shall not exceed \$10,000.
 - State fair special cash fund (373-00-9088-9000).....No limit
 - State fair debt service special revenue fund (373-00-2267-2200).....No limit
- Sec. 126.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

- Water resources operating expenditures (709-00-1000-0303).....\$996,532

Provided, That any unencumbered balance in the water resources operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Local water project match fund (709-00-2620-3200).....No limit

Provided, That all moneys received from local government entities and instrumentalities to be used to match funds for water projects shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local water project match fund: *Provided further*; That all moneys credited to this fund shall be used to match state funds or federal funds, or both, for water projects.

- Water supply storage assurance fund (709-00-2631).....No limit

Provided, That no additional water supply storage space shall be purchased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year 2020, unless a contract is entered into under the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water to users that is not held under contract in such reservoirs.

State conservation storage water

supply fund (709-00-2502-2600).....No limit

Water marketing fund (709-00-2255-2100).....No limit

Provided, That expenditures may be made from the water marketing fund for the purchase of vessel liability insurance.

General fees fund (709-00-2022-2000).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the Kansas water office, including training and informational programs and official hospitality: *Provided further*; That the director of the Kansas water office is hereby authorized to fix, charge and collect fees for such programs: *And provided further*; That fees for such programs shall be fixed in order to recover all or part of the operating expenses incurred for such programs, including official hospitality: *And provided further*; That all fees received for such programs and all fees received for providing access to or for furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Indirect cost fund (709-00-2419-2419).....No limit

Motor pool vehicle

replacement fund (709-00-6120-6100).....No limit

Reservoir storage beneficial

use fund (709-00-2673-2630).....No limit

Provided, That expenditures may be made by the above agency from the reservoir storage beneficial use fund to call water into service for beneficial uses or to complete studies or take actions necessary to ensure reservoir storage sustainability, subject to the availability of moneys credited to the reservoir storage beneficial use fund.

Republican river water

conservation projects – Nebraska

moneys fund (709-00-2690-2640).....No limit

Republican river water

conservation projects – Colorado

moneys fund (709-00-2691-2680).....No limit

Lower Smoky Hill water supply

access fund (709-00-2772-2700).....No limit

Milford RCPP federal fund (709-00-3022-3022).....No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the state water plan project or projects specified, the following:

Assessment and evaluation (709-00-1800-1110).....\$700,000

Provided, That any unencumbered balance in the assessment and evaluation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

MOU – storage operations

and maintenance (709-00-1800-1150).....\$410,000

Provided, That any unencumbered balance in the MOU – storage operations and maintenance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Stream gaging (709-00-1800-1190).....\$423,130
Provided, That any unencumbered balance in the stream gaging account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Technical assistance to water users (709-00-1800-1200).....\$325,000
Provided, That any unencumbered balance in the technical assistance to water users account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Milford lake watershed regional conservation partnership program (709-00-1800-1280).....\$200,000
Provided, That any unencumbered balance in the Milford lake watershed regional conservation partnership program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Best management practices implementation (709-00-1800-1286).....\$700,000
 Water vision education (709-00-1800-1281).....\$100,000

Reservoir bathymetric surveys and biological research (709-00-1800-1275).....\$350,000
Provided, That any unencumbered balance in the reservoir bathymetric surveys and biological research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Water technology farms (709-00-1800-1282).....\$75,000
 Equus Beds aquifer chloride plume pilot (709-00-1800-1287).....\$50,000

(d) During the fiscal year ending June 30, 2020, the director of the Kansas water office, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas water office to another item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas water office: *Provided*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2020, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of a cash flow shortfall, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to maintain the cash flow of the water marketing fund upon approval of each such loan by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. No such loan shall be made unless the terms have been approved by the director of the

budget. A copy of the terms of each such loan shall be submitted to the director of legislative research. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall be repaid without interest within one year from the date of the loan.

(f) During the fiscal year ending June 30, 2020, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of increases in water rates, fees or charges imposed by the federal government, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to reimburse the water marketing fund for increases in water rates, fees or charges imposed by the federal government and to allow the Kansas water office to spread such increases to consumers over a longer period, except that no such loan shall be made unless the terms thereof have been approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall bear interest at a rate equal to the net earnings rate for the pooled money investment portfolio at the time of the making of such loan. Such loan shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification to the pooled money investment board by the director of the Kansas water office of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the director of the Kansas water office from the state bank account or accounts to the water marketing fund of the Kansas water office. The principal and interest of each loan authorized pursuant to this subsection shall be repaid in payments payable at least annually for a period of not more than five years.

(g) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office prior to April 1, 2020, from the water marketing fund (709-00-2255-2100) to the state general fund, in accordance with the provisions of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, and rules and regulations adopted thereunder, for the purposes of making repayments to the state general fund for moneys advanced for annual capital cost payments for water supply storage space in reservoirs.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the Kansas water office from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the Kansas water office from the state general fund or from any special revenue fund or funds for fiscal year 2020 to provide for the Kansas water office to lead database coordination of water quality and quantity data for all state water agencies and cooperating federal agencies to facilitate policy-making and such other matters relating thereto.

(i) Notwithstanding the provisions of K.S.A. 82a-1315c, and amendments thereto,

or any other statute, on July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$414,574 from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund.

(j) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,260,426 from the state water plan fund to the state general fund: *Provided*, That the amount transferred from the state water plan fund to the state general fund pursuant to this subsection is to reimburse the state general fund for bond payments for the John Redmond reservoir dredging project.

(k) During the fiscal year ending June 30, 2020, the director of the Kansas water office shall certify to the director of accounts and reports the amount of moneys expended by the Kansas department of agriculture from the state general fund that is attributable to the administration of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, or the water assurance program act, K.S.A. 82a-1330 et seq., and amendments thereto: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund: *Provided further*, That the director of the Kansas water office shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 127.

KANSAS DEPARTMENT OF
WILDLIFE, PARKS AND TOURISM

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the wildlife fee fund (710-00-2300-2890) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$34,181,260 to \$33,237,046.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the parks fee fund (710-00-2122-2053) of the Kansas department of wildlife, parks and tourism is hereby increased from \$10,036,957 to \$10,575,999.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the boating fee fund (710-00-2245-2813) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$1,180,077 to \$1,179,289.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the department access roads fund (710-00-2178-2761) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$1,681,693 to \$1,675,917.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (710-00-1900-1910).....	\$7,922
State parks operating expenditures (710-00-1900-1920).....	\$17,903

Travel and tourism operating expenditures (710-00-1900-1901).....\$576

(f) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$59,630 from the state highway fund of the department of transportation to the department access roads fund (710-00-2178-2760) of the Kansas department of wildlife, parks and tourism.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2019 as authorized by section 226(e) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and repair projects (710-00-2122-2066)..... \$180,500
 Debt service – Kansas City district office (710-00-2122-2058)..... \$20,594

Provided, That all expenditures from such capital improvement accounts shall be in addition to any expenditure limitation imposed on the parks fee fund for fiscal year 2019.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2019 as authorized by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-2300-3262)..... \$2,447,000

Provided, That all expenditures from such capital improvement account shall be in addition to any expenditure limitation imposed on the wildlife fee fund for fiscal year 2019.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2019 as authorized by section 226(f) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-2245-2840)..... \$12,500

Provided, That all expenditures from such capital improvement account shall be in addition to any expenditure limitation imposed on the boating fee fund for fiscal year 2019.

(j) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas on the land acquisition account of the wildlife fee fund (710-00-2300-3040) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$400,000 to \$300,000.

(k) On the effective date of this act, the expenditure limitation established for the

fiscal year ending June 30, 2019, by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas on the state fishing lake projects account of the wildlife fee fund (710-00-2300-4320) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$125,000 to \$87,500.

(l) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(i) of chapter 104 of the 2017 Session Laws of Kansas on the wetlands acquisition and development account of the wildlife restoration fund (710-00-3418-3420) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$450,000 to \$225,000.

(m) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(k) of chapter 104 of the 2017 Session Laws of Kansas on the wetlands acquisition account of the migratory waterfowl propagation and protection fund (710-00-2600-3330) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$200,000 to \$100,000.

(n) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(m) of chapter 104 of the 2017 Session Laws of Kansas on the recreational trails program account of the recreational trails program fund (710-00-3238-3238) of the Kansas department of wildlife, parks and tourism is hereby increased from \$400,000 to \$2,174,000.

Sec. 128.

KANSAS DEPARTMENT OF
WILDLIFE, PARKS AND TOURISM

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (710-00-1900-1910).....\$1,733,664

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,000: *Provided further*, That, in addition to the other purposes for which expenditures may be made by the above agency from the operating expenditures account for fiscal year 2020, expenditures shall be made by the above agency from the operating expenditures account for fiscal year 2020 to include a provision on the calendar year 2020 applications for hunting licenses, fishing licenses and annual park permits for the applicant to make a voluntary contribution of \$2 or more to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members, and annual park permits issued to Kansas national guard members: *And provided further*, That all moneys received as voluntary contributions to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members, and annual park permits issued to Kansas national guard members shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the free licenses and permits fund.

State parks operating expenditures (710-00-1900-1920).....\$1,556,761

Provided, That any unencumbered balance in the state parks operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year

2020.

Travel and tourism operating expenditures (710-00-1900-1901).....\$1,691,279

Provided, That expenditures from the travel and tourism operating expenditures fund for official hospitality shall not exceed \$4,000.

Reimbursement for annual licenses issued to national guard members (710-00-1900-1930).....\$36,342

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to national guard members account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the reimbursement for annual licenses issued to national guard members account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2020 to Kansas army or air national guard members, which licenses are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to national guard members account to pay the wildlife fee fund for such licenses.

Reimbursement for annual park permits issued to national guard members (710-00-1900-1940).....\$17,922

Provided, That any unencumbered balance in the reimbursement for annual park permits issued to national guard members account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the reimbursement for annual park permits issued to national guard members account shall be expended to pay the parks fee fund for the cost of fees for annual park vehicle permits issued for the calendar year 2020 to Kansas army or air national guard members, which annual park vehicle permits are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual park permits issued to national guard members account to pay the parks fee fund for such permits: *Provided further*; That not more than one annual park vehicle permit per family shall be eligible to be paid from this account.

Reimbursement for annual licenses issued to Kansas disabled veterans (710-00-1900-1950).....\$69,827

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to Kansas disabled veterans account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the reimbursement for annual licenses issued to Kansas disabled veterans account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2020 to Kansas disabled veterans, which licenses are hereby authorized to be issued without charge to such veterans in

accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to Kansas disabled veterans account to pay the wildlife fee fund for such licenses: *Provided, however;* That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions, have a disability certified by the Kansas commission on veterans affairs as being service connected and such service-connected disability is equal to or greater than 30%: *And provided further;* That no other hunting or fishing licenses or permits shall be eligible to be paid from this account.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Wildlife fee fund (710-00-2300-2890).....\$33,706,257

Provided, That additional expenditures may be made from the wildlife fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further;* That all such expenditures shall be in addition to any expenditure limitation imposed upon the wildlife fee fund for fiscal year 2020: *And provided further;* That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate: *And provided further;* That expenditures from the wildlife fee fund for official hospitality shall not exceed \$2,000.

Parks fee fund (710-00-2122-2053).....\$10,427,406

Provided, That additional expenditures may be made from the parks fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further;* That all such expenditures shall be in addition to any expenditure limitation imposed upon the parks fee fund for fiscal year 2020: *And provided further;* That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate.

Boating fee fund (710-00-2245-2813).....\$1,179,765

Provided, That additional expenditures may be made from the boating fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further;* That all such expenditures shall be in addition to any expenditure limitation imposed upon the boating fee fund for fiscal year 2020: *And provided further;* That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate: *And provided further;* That expenditures from this fund for official hospitality shall not exceed \$2,000.

Central aircraft fund (710-00-6145-6100).....No limit

Provided, That expenditures may be made by the above agency from the central

aircraft fund for aircraft operating expenditures, for aircraft maintenance and repair, to provide aircraft services to other state agencies and for the purchase of state aircraft insurance: *Provided further*; That the secretary of wildlife, parks and tourism is hereby authorized to fix, charge and collect fees for the provision of aircraft services to other state agencies: *And provided further*; That such fees shall be fixed to recover all or part of the operating expenditures incurred in providing such services: *And provided further*; That all fees received for such services shall be credited to the central aircraft fund.

Department access	
roads fund (710-00-2178-2761).....	\$1,675,915
Wildlife, parks and tourism	
nonrestricted fund (710-00-2065-2120).....	No limit
Prairie spirit rails-to-trails	
fee fund (710-00-2025-2030).....	No limit
Plant and animal disease and pest	
control fund (710-00-3360-3361).....	No limit
Nongame wildlife	
improvement fund (710-00-2593-3300).....	No limit
Wildlife conservation	
fund (710-00-2100-2020).....	No limit
Federally licensed wildlife	
areas fund (710-00-2670-3400).....	No limit
State agricultural	
production fund (710-00-2050-5100).....	No limit
Land and water conservation	
fund – state (710-00-3794-3920).....	No limit
Land and water conservation	
fund – local (710-00-3794-3795).....	No limit
Development and	
promotions fund (710-00-2097-2010).....	No limit
Department of wildlife	
and parks private gifts and	
donations fund (710-00-7335-7000).....	No limit
Fish and wildlife	
restitution fund (710-00-2166-2750).....	No limit
Parks restitution fund (710-00-2156-2100).....	No limit
Nonfederal grants fund (710-00-2063-2090).....	No limit
Disaster grants – public	
assistance fund (710-00-3005-3005).....	No limit
Soil/water	
conservation fund (710-00-3083-3083).....	No limit
Navigation projects fund (710-00-3191-3191).....	No limit
Recreation resource	
management fund (710-00-3197-3197).....	No limit

Cooperative endangered species conservation fund (710-00-3198-3198).....	No limit
Landowner incentive program fund (710-00-3200-3210).....	No limit
Bulletproof vest partnership fund (710-00-3216-3216).....	No limit
Recreational trails program fund (710-00-3238-3238).....	No limit
Highway planning/ construction fund (710-00-3333-3333).....	No limit
Americorps – ARRA fund (710-00-3404-3405).....	No limit
Cooperative forestry assistance fund (710-00-3426-3426).....	No limit
North America wetland conservation fund (710-00-3453-3453).....	No limit
Wildlife services fund (710-00-3485-3485).....	No limit
Fish/wildlife management assistance fund (710-00-3495-3495).....	No limit
Fish/wildlife core act fund (710-00-3513-3513).....	No limit
Great plains LCC.....	No limit
USDA Grant Manual Update.....	No limit
Watershed protection/flood prevention fund (710-00-3906-3906).....	No limit
Suspense fund (710-00-9159-9000).....	No limit
Employee maintenance deduction clearing fund (710-00-9120-9100).....	No limit
Cabin revenue fund (710-00-2668-2660).....	No limit
Feed the hungry fund (710-00-2642-2640).....	No limit
State wildlife grants fund (710-00-3204-3204).....	No limit
Boating safety financial assistance fund (710-00-3251-3250).....	No limit
Wildlife restoration fund (710-00-3418-3418).....	No limit
Sport fish restoration fund (710-00-3490-3490).....	No limit
Outdoor recreation acquisition, development and planning fund (710-00-3794-3794).....	No limit
Publication and other sales fund (710-00-2399-2399).....	No limit

Provided, That in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the publication and other sales fund for fiscal year 2020, expenditures may be made from such fund for the purpose of compensating federal aid program expenditures, if necessary, in order to comply with

the requirements established by the United States fish and wildlife service for utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditures made from the publication and other sales fund for fiscal year 2020: *And provided further*, That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and legislature as appropriate.

- Free licenses and permits fund (710-00-2493-2493).....No limit
- Enforce underage drinking law fund (710-00-3219-3219).....No limit
- Migratory bird monitoring (710-00-3504-3504).....No limit
- Voluntary public access (710-00-3557-3557).....No limit
- Energy efficiency/conservation block grant fund (710-00-3157-3157).....No limit
- Endangered species – recovery fund (710-00-3209-3209).....No limit
- Wetlands reserve program fund (710-00-3007-3060).....No limit

(c) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2020, from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from such moneys appropriated from any special revenue fund or funds for fiscal year 2020, from which expenditures may be made for salaries and wages, for progression within the existing pay structure for natural resource officers of the Kansas department of wildlife, parks and tourism: *Provided, however*, That notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the secretary of wildlife, parks and tourism shall not require such officer to transfer into the unclassified service in order to progress within the existing pay structure pursuant to this subsection.

(d) Notwithstanding the provisions of K.S.A. 2018 Supp. 32-9,100, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the Kansas department of wildlife, parks and tourism from moneys appropriated from the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife, parks and tourism for the fiscal year ending June 30, 2020, by this or any other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from such moneys during fiscal year 2020 to issue senior lifetime hunting and fishing licenses to Kansas resident disabled veterans who are 65 years of age or older: *Provided*, That such licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism: *Provided further*, That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions and have a disability certified by the Kansas commission on veterans affairs office as being service-related and such service-connected disability is equal to or greater than

30%.

Sec. 129.

DEPARTMENT OF TRANSPORTATION

(a) For the fiscal year ending June 30, 2019, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of such fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, during such fiscal year, the director of accounts and reports shall transfer such certified excess amount, not to exceed \$50,000,000 in such fiscal year, from the state general fund to the state highway fund (276-00-4100-4100) of the department of transportation for payment, in full or in part, of transfers from the state highway fund to the state general fund in prior fiscal years: *Provided further*; That from such moneys transferred pursuant to this section, participating cities or counties shall provide local moneys to match the expenditures of state moneys on a \$1 of local moneys to \$3 of state moneys basis: *Provided, however*; That, if the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfer shall be made pursuant to this subsection.

Sec. 130.

DEPARTMENT OF TRANSPORTATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- State highway fund (276-00-4100-4100)No limit
- Provided*, That no expenditures may be made from the state highway fund other than for the purposes specifically authorized by this or other appropriation act.
- Special city and county highway fund (276-00-4220-4220)No limit
- County equalization and adjustment fund (276-00-4210-4210).....\$2,500,000
- Highway special permits fund (276-00-2576-2576).....\$0
- Highway bond debt service fund (276-00-4707-9000).....No limit
- Rail service improvement fund (276-00-2008-2100).....No limit
- Transportation revolving fund (276-00-7511-1000).....No limit
- Rail service assistance program loan guarantee fund (276-00-7502-7200).....No limit
- Railroad rehabilitation loan

guarantee fund (276-00-7503-7500).....No limit

Provided, That expenditures from the railroad rehabilitation loan guarantee fund shall not exceed the amount that the secretary of transportation is obligated to pay during the fiscal year ending June 30, 2020, in satisfaction of liabilities arising from the unconditional guarantee of payment that was entered into by the secretary of transportation in connection with the mid-states port authority federally taxable revenue refunding bonds, series 1994, dated May 1, 1994, authorized by K.S.A. 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A. 75-5031, and amendments thereto.

Interagency motor vehicle fuel sales fund (276-00-2298-2400).....No limit

Provided, That expenditures may be made from the interagency motor vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas highway patrol: *Provided further*, That the secretary of transportation is hereby authorized to fix, charge and collect fees for motor vehicle fuel sold to the Kansas highway patrol: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing motor vehicle fuel to the Kansas highway patrol: *And provided further*, That all fees received for such sales of motor vehicle fuel shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the interagency motor vehicle fuel sales fund.

Coordinated public transportation assistance fund (276-00-2572-0300).....No limit

Public use general aviation airport development fund (276-00-4140-4140).....No limit

Highway bond proceeds fund (276-00-4109-4110).....No limit

Communication system revolving fund (276-00-7524-7700).....No limit

Traffic records enhancement fund (276-00-2356-2000).....No limit

Other federal grants fund (276-00-3122-3100).....No limit

Kansas intermodal transportation revolving fund (276-00-7552-7551).....No limit

Conversion of materials and equipment fund (276-00-2256-2256).....No limit

Seat belt safety fund.....No limit

(b) Expenditures may be made by the above agency for the fiscal year ending June 30, 2020, from the state highway fund (276-00-4100-4100) for the following specified purposes: *Provided*, That expenditures from the state highway fund for fiscal year 2020, other than refunds authorized by law for the following specified purposes, shall not exceed the limitations prescribed therefor as follows:

Agency operations (276-00-4100-0403).....\$265,294,040

Provided, That expenditures from the agency operations account of the state highway

fund for official hospitality by the secretary of transportation shall not exceed \$5,000: *Provided further*, That expenditures may be made from this account for engineering services furnished to counties for road and bridge projects under K.S.A. 68-402e, and amendments thereto.

Conference fees (276-00-4100-2200).....No limit

Provided, That the secretary of transportation is hereby authorized to fix, charge and collect conference, training and workshop attendance and registration fees for conferences, training seminars and workshops sponsored or cosponsored by the department: *Provided further*; That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the conference fees account of the state highway fund: *And provided further*; That expenditures may be made from this account to defray all or part of the costs of the conferences, training seminars and workshops.

Substantial maintenance (276-00-4100-0700).....No limit

Claims (276-00-4100-1150).....No limit

Payments for city

connecting links (276-00-4100-6200).....\$5,360,000

Federal local aid programs (276-00-4100-3000).....No limit

Bond services fees (276-00-4100-0580).....No limit

Other capital improvements (276-00-4100-8075).....No limit

Provided, That the secretary of transportation is authorized to make expenditures from the other capital improvements account to undertake a program to assist cities and counties with railroad crossings of roads not on the state highway system.

(c) (1) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state highway fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Buildings – rehabilitation

and repair (276-00-4100-8005).....\$3,800,000

Buildings – reroofing (276-00-4100-8010).....\$1,359,386

Buildings – other construction, renovation

and repair (276-00-4100-8070).....\$5,553,812

Buildings – purchase land (276-00-4100-8065).....\$45,000

(2) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2020, expenditures may be made by the above agency from the state highway fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2020 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2019, subject to the provisions of subsection (d): *Provided*

further; That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2020.

(d) During the fiscal year ending June 30, 2020, the secretary of transportation, with the approval of the director of the budget, may transfer any part of any item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2020 from the state highway fund (276-00-4100-4100) for the department of transportation to another item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2020 from the state highway fund for the department of transportation: *Provided*, That the secretary of transportation shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On April 1, 2020, the director of accounts and reports shall transfer from the motor pool service fund (173-00-6109-4020) of the department of administration to the state highway fund (276-00-4100-4100) of the department of transportation an amount determined to be equal to the sum of the annual vehicle registration fees for each vehicle owned or leased by the state or any state agencies in accordance with K.S.A. 75-4611, and amendments thereto.

(f) During the fiscal year ending June 30, 2020, upon notification from the secretary of transportation that an amount is due and payable from the railroad rehabilitation loan guarantee fund (276-00-7503-7500), the director of accounts and reports shall transfer from the state highway fund (276-00-4100-4100) to the railroad rehabilitation loan guarantee fund the amount certified by the secretary as due and payable.

(g) Any payment for services during the fiscal year ending June 30, 2020, from the state highway fund (276-00-4100-4100) to other state agencies shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2020.

(h) For the fiscal year ending June 30, 2020, the department of transportation shall prepare and submit along with the documents required under K.S.A. 75-3717, and amendments thereto, additional documents that present the revenues, transfers and expenditures that are considered to be in support of the transportation works for Kansas program (T-WORKS) authorized by K.S.A. 68-2314b et seq., and amendments thereto: *Provided*, That documents shall include both reportable as well as nonreportable and off-budget items that reflect the revenues, transfers and expenditures associated with the comprehensive transportation program.

(i) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$57,943,936.00 from the state highway fund (276-00-4100-4100) of the department of transportation to the state general fund: *Provided*, That the transfer of each such amount shall be in addition to any other transfer from the state highway fund of the department of transportation to the state general fund as prescribed by law: *Provided further*; That, in addition to other purposes for which transfers and expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers may be made from the state highway fund to the state general fund under this subsection during fiscal year 2020.

(j) Notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the secretary of

transportation shall apportion and distribute quarterly, on the first day of January, April, July and October, to cities on the state highway system from the state highway fund moneys at the rate of \$5,000 per year per lane per mile for the maintenance of streets and highways in cities designated by the secretary as city connecting links: *Provided*, That all moneys so distributed shall be used solely for the maintenance of city connecting links: *Provided further*, That such apportionment shall apply only to those city connecting link lanes maintained by the city, and shall not apply to city connecting link lanes maintained by the secretary pursuant to agreement with the city: *And provided further*, That, as used in this subsection, "lane" means the portion of the roadway for use of moving traffic of a standard width prescribed by the secretary.

Sec. 131. In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2020, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2020 for an additional amount of allowance equal to the amount required to provide, along with the amount of allowance otherwise payable from appropriations for the legislature to each member of the legislature at the rate prescribed by K.S.A. 46-137a(c), and amendments thereto, an aggregate amount of allowance: (a) Equal to \$354.15 for the two-week period that coincides with the first biweekly payroll period, which is chargeable to fiscal year 2020 and for each of the 14 ensuing two-week periods thereafter; and (b) equal to \$354.15 for the two-week period that coincides with the biweekly payroll period, which includes March 22, 2020, which is chargeable to fiscal year 2020 and for each of the four ensuing two-week periods thereafter, for each member of the legislature to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses, which are chargeable to fiscal year 2020, notwithstanding the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*, That all expenditures under this section for such purposes shall be made otherwise in the same manner that such allowance is payable to such members of the legislature for such two-week periods, for which such allowance is payable in accordance with this section and which are chargeable to fiscal year 2020.

Sec. 132.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$21,960,192

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state general fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$206,866

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state economic development initiatives fund of the salary increase, including associated employer

contributions, during fiscal year 2020.

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$37,935

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state water plan fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(d) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$1,934

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the children's initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(e) Upon recommendation of the director of the budget, the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts and increase the transfers between special revenue funds as necessary to pay the salary increases under this section for the fiscal year ending June 30, 2020. The director of accounts and reports is hereby authorized and directed to increase expenditure limitations on such special revenue funds and accounts and increase the transfers between special revenue funds in accordance with such approval for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases and other amounts specified for the fiscal year ending June 30, 2020.

(f) (1) A benefits-eligible state employee shall be eligible for a salary increase of a single step for employees in the classified service, including associated employer contributions.

(2) Any state agency named in this act that has employees in the unclassified service shall receive an amount of moneys equivalent to the amount of a salary increase of a single step for employees in the classified service, including associated employer contributions, for employees in the unclassified service, to be used for the purpose of a salary increase for unclassified employees based on merit.

(3) During the fiscal year ending June 30, 2020, the justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges shall receive a 2.5% salary increase, including associated employer contributions.

(g) The provisions of subsection (f) shall not apply to:

(1) The compensation or bi-weekly allowance paid to each member of the legislature, notwithstanding the provisions of K.S.A. 46-137a and 46-137b, and amendments thereto;

(2) state officers elected on a statewide basis, notwithstanding the provisions of K.S.A. 75-3111a, and amendments thereto, or any other statute;

(3) teachers and licensed personnel and employees at the Kansas state school for the deaf or the Kansas state school for the blind; or

(4) employees authorized to receive a salary increase for fiscal year 2020 in another section of this act.

Sec. 133. (a) On June 30, 2020, notwithstanding the provisions of K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer the amount of any unencumbered balance in the expanded lottery act revenues fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the expanded lottery act revenues fund to the state general fund as prescribed by law.

(b) On June 30, 2020, the director of accounts and reports shall determine and notify the director of the budget if the amount of revenue collected in the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, is insufficient to fund the appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, in accordance with the provisions of appropriation acts. The director of the budget shall certify to the director of accounts and reports the amount necessary to be transferred from the state general fund to the expanded lottery act revenues fund in order to fund all such appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020. Upon receipt of such certification, the director of accounts and reports shall transfer the amount of moneys from the state general fund to the expanded lottery act revenues fund that is required in accordance with the certification by the director of the budget under this section. At the same time as the director of the budget transmits this certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 134. On July 1, 2019, notwithstanding the provisions of any statute, no state agency shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature to demolish the Docking state office building or to reconstruct, relocate, or renovate the power plant or energy center without prior specific authorization by an act of the legislature or an appropriation act of the legislature: *Provided*, That no expenditures may be made from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature by any state agency to sell, lease, transfer or otherwise convey the land on which building no. 3 (Docking state office building) is situated without prior specific authorization in an act of the legislature or an appropriation act of the legislature.

Sec. 135.

STATE FINANCE COUNCIL

(a) On the effective date of this act, of the \$14,900,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 114(b) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the state employee pay increase account, the sum of \$1,143,246 is hereby lapsed.

Sec. 136. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university, to sell and convey all of the rights, title and interest subject to all easements and appurtenances the following described real estate:

(1) Located in Cherokee county, Kansas: The South Half (N/2) of the Northeast

Quarter (NE/4) of the Southwest Quarter (SW/4) of Section Six (6), Township Thirty-five (35) South, Range Twenty-two (22) East, Cherokee County, Kansas; and That part of the Northwest Quarter (NW/4) of the Southwest Quarter (SW/4) of said Section Six (6), Township Thirty-five (35) South, Range Twenty-two (22) East, Cherokee County, Kansas, described as follows, to wit: Beginning at the Northwest corner of said Northwest Quarter (NW/4) of the Southwest Quarter (SW/4), thence running East along the North line of said Quarter to a point 945 feet East, of said Northwest corner, thence proceeding Southwesterly in a circular arc with said 945 foot line forming a radius, to a point on the West line of said Quarter located 945 feet South of the Northwest corner of said Northwest Quarter (NW/4) of the Southwest Quarter (SW/4), then North 945 feet to point of beginning.

(2) Located in Riley county, Kansas: A Tract of land being part of the Southeast Quarter of Section 1, Township 10 South, Range 7 East, and part of Government Lot 19 in Section 6, Township 10 South, Range 8 East of the Sixth Principle Meridian, in the City of Manhattan, Riley County, Kansas. BEGINNING at the Southwest corner of Lot 2, KSU FOUNDATION ADDITION, UNIT 2, monumented by a found ½-inch reinforcing rod; Thence South 89°12'16" West, 250.00 feet, on the North Right-of-Way line of Kimball Avenue, as established in Book 277, Page 365; Thence departing said Right-of-Way line, North 02°20'41" West, 108.03 feet, parallel with and 250.00 feet West of the West line of said Lot 2; Thence North 47°31'54" West, 260.47 feet, on a line parallel with and 20.00 feet Northeast of an existing building located at 1980 Kimball Avenue and designated as IGP Institute; Thence North 02°20'41" West, 28.75 feet, parallel with and 434.69 feet West of the West line of said Lot 2; Thence North 42°24'43" East, 497.38 feet, on a line parallel with and 30.00 feet Southeast of an existing building located at 1980 Kimball Avenue, designated as Grain Science Center; Thence North 89°12'16" East, 84.52 feet, to a point on the West line of said KSU FOUNDATION ADDITION, UNIT 2, said point lying South 02°20'41" East, 125.00 feet Northwest Corner of Lot 3, said KSU FOUNDATION ADDITION, UNIT 2; Thence South 02°20'41" East, 678.03 feet, on said West line, to POINT OF BEGINNING, said Tract containing 194,769 square feet or 4.4713 acres.

(b) Conveyance of the rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. Such conveyances may be made by warranty deed or by quitclaim deed. All proceeds from the sale and conveyance thereof shall be deposited in the restricted use account of Kansas state university.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deed, title and conveyance has been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general. The conveyances authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 137. (a) The state board of regents is hereby authorized and empowered, for and on behalf of the university of Kansas, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Douglas county, Kansas: Hillcrest Third Addition Lot 23 also 36-12-19

beginning at point on C1 Warren St (now 9th St) produced from city of Lawrence 15 chs 84 lks W of E bndry of NW $\frac{1}{4}$ 36-12-19th S08.5degW 5 chs 5 lks th E 2 chs 38 lks th N 5 chs th W 1 ch 62 lks to point beginning 1a (u09706 & u10483 combined 1992).

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of the university of Kansas.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 138. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Saline county, Kansas: A tract of land lying in the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West of the Sixth (6th) Principal Meridian in the Schilling Subdivision of Saline County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West; thence South 00°06'18"E, along the East line of said Northwest Quarter (NW/4) a distance of 598.41 feet to the centerline of existing Taxiway No. 11; thence South 89°53'26"W along the centerline of said Taxiway No. 11, a distance of 562.05 feet, thence South 00°06'34"E, a distance of 50.00 feet to the true point of beginning, said point being on the south edge of Taxiway No. 11; thence South 89°53'26"W, along the south edge of Taxiway No. 11, a distance of 600.00 feet; thence South 00°06'34"E, a distance of 600.00 feet; thence North 89°53'26"E, a distance of 600.00 feet; thence North 00°06'34"W, a distance of 500.00 feet to the true point of beginning and containing 6.89 acres more or less.

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of Kansas state university.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 139. (a) The k-state Olathe innovation campus, inc. (KOIC), an instrumentality of Kansas state university, is hereby authorized and empowered, for and on behalf of itself, the state of Kansas and Kansas state university, to convey by

quitclaim deed to the city of Olathe all of the rights, title and interest of the state of Kansas, Kansas state university, and the KOIC in the following real estate located in Johnson county, Kansas: A tract of land located in Lot 1; in the Kansas Bioscience Park Addition, 1st Plat, an addition to the City of Olathe, Johnson County, Kansas, located in the East One-Half of Section 10, Township 13 South, Range 23 East of the Sixth Principal Meridian, more particularly described as follows: Beginning at the Northwest Corner of said Lot 1; Thence North 88°09'38" East. 380.24 feet measured and plat along the North line of said Lot 1 to the Northeast corner of said Lot 1; Thence South 1°49'04" East, 309.25 feet measured vs. 309.29 feet plat along the Easterly line of said Lot 1; said Easterly line also being the Westerly Right-of-Way Line of Roundtree Street: Thence on a curve to the left, having a radius of 380.00 feet, an arc length of 130.65 feet measured vs. 130.70 feet plat, a chord bearing of South 11°40'53" East, and a chord length of 130.00 feet, along said Easterly line of said Lot 1; Thence South 21°27'21" East, 42.71 feet measured vs. 42.65 feet plat, along said Easterly line of said Lot 1; Thence on a curve to the right, having a radius of 470.00 feet, an arc length of 199.46 feet measured vs. 199.52 feet plat, a chord bearing of South 9°22'32" East, and a chord length 197.96 feet, along said Easterly line of said Lot 1; Thence South 2°47'27" West, 253.70 feet measured and plat, along said Easterly line of said Lot 1; Thence on a curve to the left, having a radius of 380.00 feet, an arc length of 266.41 feet, a chord bearing of South 17°18'39" East, and a chord length 260.99 feet, along said easterly line of said Lot 1; Thence South 45°11'07" West, 45.77 feet along a line parallel to the Northwesterly line of Lot 2 of the Kansas Bioscience Park Addition, 3rd plat, an addition to the city of Olathe, Johnson County, Kansas; Thence South 88°08'39" West, 457.97 feet along a line perpendicular to the West line of said Lot 1 to a point on the West line of said Lot 1: Thence North 1°51'21" West, 1129.55 feet along the West line of said Lot 1 to a 5/8" iron rebar at the Center Corner of said Section 10: Thence North 1°50'38" West, 79.90 feet measured vs. 80.03 feet plat along the West line of said Lot 1 to the POINT AND PLACE OF BEGINNING; Said tract contains 11.58 acres, more or less. Subject to public roads, easements, reservations, restrictions, covenants and conditions, if any, now of record.

(b) The quitclaim deed shall be executed by the chairperson of the KOIC and attested by the secretary of the KOIC for and on behalf of the state of Kansas, Kansas state university and the KOIC in a form approved by the attorney general.

(c) In the event that the chairperson of the KOIC determines that the legal description of any parcel of real estate described by this section is incorrect, the chairperson of the KOIC may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 140.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair for state facilities (173-00-1000-8500).....\$2,197,202

Provided, That any unencumbered balance in the rehabilitation and repair for state facilities account in excess of \$100 as of June 30, 2019, is hereby reappropriated for

fiscal year 2020.

National bio and agro-defense facility – debt service (173-00-1000-0460).....	\$23,437,316
Restructuring debt service (173-00-1000-0450).....	\$3,424,074
John Redmond reservoir debt service (173-00-1000-0461).....	\$1,675,000
University of Kansas medical education building debt service (173-00-1000-0462).....	\$1,865,250
Debt service refunding – 2015A (173-00-1000-0463).....	\$24,834,050
Debt service refunding – 2016H (173-00-1000-0464).....	\$5,749,625
Statehouse snack bar.....	\$140,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Veterans memorial fund (173-00-7253-7250).....	No limit
State facilities gift fund (173-00-7263-7290).....	No limit
Master lease program fund (173-00-8732).....	No limit
State buildings depreciation fund (173-00-6149-4500).....	No limit
Executive mansion gifts fund (173-00-7257-7270).....	No limit
Topeka state hospital cemetery memorial gift fund (173-00-7337-7240).....	No limit
Capitol area plaza authority planning fund (173-00-7121-7035).....	No limit

Provided, That the secretary of administration may accept gifts, donations and grants of money, including payments from local units of city and county government, for the development of a new master plan for the capitol plaza and the state zoning area described in K.S.A. 75-3619, and amendments thereto: *Provided further*, That all such gifts, donations and grants shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the capitol area plaza authority planning fund.

Statehouse debt service – state highway fund (173-00-2861-2861).....	No limit
---	----------

Provided, That on September 1, 2019, and February 1, 2020, or as soon thereafter each such date as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$8,187,969 from the state highway fund of the department of transportation to the statehouse debt service – state highway fund of the department of administration.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund for fiscal year 2020, expenditures may

be made by the above agency from the following capital improvement account or accounts of the building and ground fund (173-00-2028) for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parking improvements and repair (173-00-2028-2085).....No limit

(d) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings depreciation fund (173-00-6149) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings depreciation fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

State of Kansas facilities projects – debt service (173-00-6149-4520).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state buildings depreciation fund for fiscal year 2020.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings operating fund (173-00-6148) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings operating fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Memorial hall – debt service (173-00-6148-4130).....No limit
Eisenhower building purchase and renovation – debt service (173-00-6148-4610).....No limit

(f) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund (173-00-2028), the state buildings depreciation fund (173-00-6149), and the state buildings operating fund (173-00-6148) for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

(g) On July 1, 2019, the director of accounts and reports shall transfer all moneys from the judicial center rehabilitation and repair account (173-00-1000-8540) of the state general fund to the rehabilitation and repair for state facilities account (173-00-1000-8500) of the state general fund. On July 1, 2019, all liabilities of the judicial center rehabilitation and repair account of the state general fund are hereby transferred to and imposed on the rehabilitation and repair for state facilities account of the state general fund, and the judicial center rehabilitation and repair account of the state

general fund is hereby abolished.

(h) On July 1, 2019, the director of accounts and reports shall transfer all moneys from the capital complex repair and rehabilitation account (173-00-1000-8170) of the state general fund to the rehabilitation and repair for state facilities account (173-00-1000-8500) of the state general fund. On July 1, 2019, all liabilities of the capital complex repair and rehabilitation account of the state general fund are hereby transferred to and imposed on the rehabilitation and repair for state facilities account of the state general fund, and the capital complex repair and rehabilitation account of the state general fund is hereby abolished.

(i) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 to develop the following plans, options, information and cost estimates, as applicable, concerning the Docking state office building: (1) Preserve and upgrade, as needed, the existing energy center of the Docking state office building; (2) selective deconstruction of the existing building above grade; (3) selective deconstruction of the existing building to four stories and retain and develop uses for four stories; (4) redevelopment of a renovated Docking state office building, including adding additional stories; (5) demolish the Docking state office building and build a new facility including, but not limited to, the following: Multi-story options that meet the needs of the Kansas highway patrol and the capitol police at the end of their existing office leases, or other agencies; reserved off-street parking; first floor classrooms and meeting rooms; and retain on-site art elements of the building; (6) retain on-site recognition of former Governor Robert Docking; (7) explore the possibility of public/private partnerships to use space for residential units and related retail; and (8) explore the possibility of office space for the city of Topeka or Shawnee county agencies: *Provided*, That all plans, options and cost estimates shall review energy efficiency and parking needs as a part of such information: *Provided further*, That the above agency shall consult with the Kansas preservation alliance and any Topeka or Shawnee county economic development agencies on uses for the building: *And provided further*, That when reviewing deconstruction, explore possibilities to recycle or salvage materials: *And provided further*, That the above agency shall prepare and submit a report detailing the various plans and options for such building and the updated plans to the joint committee on state building construction, the senate ways and means committee and the house of representatives appropriations committee on or before January 13, 2020.

Sec. 141.

DEPARTMENT OF COMMERCE

(a) In addition to the other purposes for which expenditures may be made by the above agency from the reimbursement and recovery fund (300-00-2275) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the reimbursement and recovery fund during the fiscal year 2020, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Debt service – 1430

Topeka facilities (300-00-2275-2297).....\$135,650
 Rehabilitation and repair (300-00-2275-2410).....No limit

(b) In addition to the other purposes for which expenditures may be made by the above agency from the Wagner Peyser employment services – federal fund (300-00-3275) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the Wagner Peyser employment services – federal fund during the fiscal year 2020, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (300-00-3275-3272).....No limit
 Sec. 142.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Insurance department rehabilitation and
 repair fund (331-00-2887-2800).....No limit
 Sec. 143.

KANSAS DEPARTMENT FOR
 AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and
 repair projects (039-00-8100-8240).....\$3,201,141

Provided, That the secretary for aging and disability services is hereby authorized to transfer moneys during fiscal year 2020 from the rehabilitation and repair projects account to a rehabilitation and repair account for any institution, as defined by K.S.A. 76-12a01, and amendments thereto, for projects approved by the secretary for aging and disability services: *Provided further*; That expenditures also may be made from this account during fiscal year 2020 for the purposes of rehabilitation and repair for facilities of the Kansas department for aging and disability services other than any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Debt service – new state
 security hospital (039-00-8100-8320).....\$3,846,300
 Debt service – state hospitals rehabilitation
 and repair (039-00-8100-8325).....\$2,585,450
 SIBF remodeling.....\$1,285,000

Larned state hospital – city of Larned
 wastewater treatment (410-00-8100-8300).....\$129,620

Provided, That notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the Larned state hospital – city of Larned wastewater treatment account of the state institutions building fund for

payment of Larned state hospital's portion of the city of Larned's wastewater treatment system.

Parsons state hospital and training center –
energy conservation improvement
debt service (507-00-8100-8330).....\$93,895

Sec. 144.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Employment security administration property
sale fund (296-00-3336-3110).....No limit

Provided, That the secretary of labor is hereby authorized to make expenditures from the employment security administration property sale fund during fiscal year 2020 for the unemployment insurance program: *Provided, however*; That no expenditures shall be made from this fund for the proposed purchase or other acquisition of additional real estate to provide space for the unemployment insurance program of the department of labor until such proposed purchase or other acquisition, including the preliminary plans and program statement for any capital improvement project that is proposed to be initiated and completed by or for the department of labor have been reviewed by the joint committee on state building construction.

(b) In addition to the other purposes for which expenditures may be made by the department of labor from moneys appropriated from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the department of labor for fiscal year 2020 from the moneys appropriated from any special revenue fund for the expenses of the sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor: *Provided*, That such expenditures may be made and such sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor may be executed or otherwise effectuated only upon specific authorization by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, and acting after receiving the recommendations of the joint committee on state building construction: *Provided, however*; That no such sale, exchange or other disposition conveying title for any portion of the real estate of the department of labor shall be executed until the proposed sale, exchange or other disposition conveying title for such real estate has been reviewed by the joint committee on state building construction: *Provided further*; That the net proceeds from the sale of any of the real estate of the department of labor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the employment security administration property sale fund of the department of labor: *And provided further*; That expenditures from the employment security administration property sale fund shall not exceed the limitation established for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature except upon approval of the state finance

council.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the special employment security fund (296-00-2120) for fiscal year 2020, expenditures may be made by the above agency from the special employment security fund for fiscal year 2020 for the following capital improvement projects: Payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building: *Provided*, That expenditures from the special employment security fund (296-00-2120-2020) for fiscal year 2020 for such capital improvement purposes shall not exceed \$178,744; *Provided further*, That all expenditures from this fund for any such capital improvement purpose shall be in addition to any expenditure limitations imposed on the special employment security fund for fiscal year 2020.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the workmen's compensation fee fund (296-00-2124) for fiscal year 2020, expenditures may be made by the above agency from the workmen's compensation fee fund for fiscal year 2020 for the following capital improvement projects: (1) Payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building: *Provided*, That expenditures from the workmen's compensation fee fund (296-00-2124-2227) for fiscal year 2020 for such capital improvement purposes shall not exceed \$96,246; and (2) payment of rehabilitation and repair projects: *Provided*, That expenditures from the workmen's compensation fee fund (296-00-2124-2228) for fiscal year 2020 for such capital improvement purposes shall not exceed \$680,000.

Sec. 145.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Veterans cemetery program rehabilitation and
repair projects (694-00-1000-0904).....\$49,965

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Soldiers' home rehabilitation and
repair projects (694-00-8100-7100).....\$641,680

Veterans' home rehabilitation and
repair projects (694-00-8100-8250).....\$502,061

KVH construct new maintenance building.....\$418,800

Sec. 146.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and
repair projects (604-00-8100-8108).....\$415,000

Security system
 upgrade project (604-00-8100-8130).....\$304,000
 Campus boilers and
 HVAC upgrades (604-00-8100-8145).....\$409,000
 Sec. 147.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (610-00-8100-8108).....\$513,000
 Facilities conservation improvement
 debt service (610-00-8100-8120).....\$45,690
 Roth building repairs.....\$903,000
 Campus boilers and
 HVAC upgrades (610-00-8100-8145).....\$435,000
 Campus life safety and security (610-00-8100-8130).....\$202,300
 Sec. 148.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Rehabilitation and repair
 projects (288-00-1000-8088).....\$290,800

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund (288-00-7302-7000) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the private gifts, grants and bequests fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair
 projects.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the private gifts, grants and bequests fund for fiscal year 2020.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the historical preservation grant in aid fund (288-00-3089) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the historical preservation grant in aid fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projects.....No limit

Provided, That all expenditures from each such capital improvement account shall be

in addition to any expenditure limitations imposed on the historical preservation grant in aid fund for fiscal year 2020.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the law enforcement memorial fund (288-00-7344-7300) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the law enforcement memorial fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Law enforcement memorial addition project.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the law enforcement memorial fund for fiscal year 2020.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund, historic properties fee fund, state historical facilities fund, save America's treasures fund, historical society capital improvement fund, law enforcement memorial fund and historical preservation grant in aid fund for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

Sec. 149.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Memorial union project – debt service (379-00-5161-5040).....No limit

Student recreation center project – debt service refunding 2017D (379-00-2526-2040).....No limit

Student housing projects – debt service refunding 2017D (379-00-5169-5050).....No limit

Twin towers housing project – debt service refunding 2017D (379-00-5120-5030).....No limit

Parking maintenance projects (379-00-5186-5060).....No limit

Rehabilitation and repairs projects (379-00-2526-2040).....No limit

Deferred maintenance projects (379-00-2485-2485).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make

expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the housing system repairs, equipment and improvement fund (379-00-5650-5120) during the fiscal year ending June 30, 2020, expenditures may be made by the above agency from the appropriate account or accounts of the housing system repairs, equipment and improvement fund during fiscal year 2020 for a capital improvement project to plan, construct and remodel Abigail Morse residence hall and the residential life resident project.

Sec. 150.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Lewis field renovation –
debt service (246-00-5150-5180).....No limit
- Memorial union renovation –
debt service (246-00-5102-5010).....No limit
- Deferred maintenance projects (246-00-2483-2483).....No limit
- Energy conservation –
debt service (246-00-2035-2000).....No limit
- Wiest hall replacement –
debt service (246-00-5103-5020).....No limit
- Forsyth library renovation (246-00-2035-2000).....No limit
- South campus drive project (246-00-2035-2000).....No limit
- Rarick hall renovation (246-00-2035-2000).....No limit
- Rehabilitation and
repair projects (246-00-5102-5010).....No limit
- Parking maintenance projects (246-00-5185-5050).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the

above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by Fort Hays state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by Fort Hays state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to construct and equip an addition to the memorial union on the campus of Fort Hays state university: *Provided*, That such capital improvement project is hereby approved for Fort Hays state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Fort Hays state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,250,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Fort Hays state university shall make provisions for the maintenance of the memorial union addition.

(d) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project to construct an addition to the memorial union.

Sec. 151.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Deferred maintenance	
support fund (367-00-2484-2484).....	No limit
Parking maintenance projects (367-00-5181-4638).....	No limit

Capital leases – debt service (367-00-2062-2000).....	No limit
Capital leases – debt service (367-00-2520-2080).....	No limit
Energy conservation projects – debt service (367-00-2062-2000).....	No limit
Chiller plant project – debt service (367-00-2062-2000).....	No limit
Engineering complex project – debt service (367-00-2154-2154).....	No limit
Recreation complex project – debt service (367-00-2520-2080).....	No limit
Student union renovation project – debt service (367-00-2520-2080).....	No limit
Electrical upgrade project – debt service (367-00-2520-2080).....	No limit
Salina student life center project – debt service (367-00-5111-5101).....	No limit
Childcare development center project – debt service (367-00-5125-5101).....	No limit
Jardine housing project – debt service (367-00-5163-4500).....	No limit
Wefald dining and residence hall project – debt service (367-00-5163-4500).....	No limit
Student union parking – debt service (367-00-5181-4630).....	No limit
Seaton hall project – debt service (367-00-2520-2080).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by Kansas state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by Kansas state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the

Derby dining center on the campus of Kansas state university: *Provided*, That such capital improvement project is hereby approved for Kansas state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Kansas state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Kansas state university shall make provisions for the maintenance of the Derby dining center.

(d) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project for the Derby dining center.

Sec. 152.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Capital leases – debt service (369-00-2697-1100).....No limit

Sec. 153.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Overman student center –

debt service (385-00-2820-2820).....No limit

Deferred maintenance projects (385-00-2486-2486).....No limit

Student health center –

debt service (385-00-2828-2851).....	No limit
Overman student center project (385-00-2820-2820).....	No limit
Rehabilitation and	
repair projects (385-00-2833-2831).....	No limit
Housing maintenance projects (385-00-5645-5160).....	No limit
Parking maintenance projects (385-00-5187-5060).....	No limit
Energy conservation project – debt service.....	No limit
Overman student center –	
debt service (385-00-2820-2820).....	No limit
Horace Mann project – debt service (385-00-2833).....	No limit
Housing projects – debt service (385-00-5165-5050).....	No limit
Housing projects – debt service (385-00-5646-5160).....	No limit
Parking facility – debt service (385-00-5187-5060).....	No limit
Tyler scientific research center –	
debt service (385-00-2903-2903).....	No limit
2014A1 projects – debt service (385-00-5106-5105).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 154.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified as follows:

School of pharmacy	
debt service 2009 (682-00-1000-0400).....	\$2,494,307

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Student health facility maintenance, repair, and	
equipment fee fund (682-00-5640-5120).....	No limit
Parking facilities surplus fund – KDFA	
G bonds, 1993 (682-00-5802-5170).....	No limit

Provided, That the university of Kansas may transfer moneys during fiscal year 2020 from the parking facilities surplus fund – KDFA G bonds, 1993 to the restricted fees

fund.

Deferred maintenance projects (682-00-2487-2487).....	No limit
Student recreation & fitness center revenue fund (682-00-2864-2860).....	No limit
Engineering facility – debt service (682-00-2153-2153).....	No limit
Student recreation center – debt service 2017A refunding (682-00-2864-2860).....	No limit
Parking facility – debt service 2017A refunding (682-00-5175-5070).....	No limit
McCollum hall parking – debt service (682-00-5175-5070).....	No limit
Energy conservation projects – debt service (682-00-2107-2000).....	No limit
Energy conservation projects – debt service (682-00-2545-2080).....	No limit
Earth, energy and environment center – debt service (682-00-2545-2080).....	No limit
Parking maintenance projects (682-00-5175-5070).....	No limit
Student housing maintenance projects (682-00-5621-5110).....	No limit
Rehabilitation and repair projects (682-00-2107-2000).....	No limit
Kansas law enforcement training center projects (682-00-2133-2020).....	No limit

(c) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(d) In addition to the other purposes for which expenditures may be made by the university of Kansas from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the university of Kansas from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to renovate Oliver hall on the campus of the university of Kansas: *Provided*, That such capital

improvement project is hereby approved for the university of Kansas for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*; That the university of Kansas may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*; That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$28,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*; That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*; That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*; That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*; That the university of Kansas shall make provisions for the maintenance of the renovation of Oliver hall project.

(e) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project to renovate Oliver hall.

Sec. 155.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Deferred maintenance support fund (683-00-2488-2488).....	No limit
Health education building – debt service (683-00-2108-2500).....	No limit
Parking maintenance projects (683-00-5176-5550).....	No limit
Rehabilitation and repair projects (683-00-2551).....	No limit
Energy conservation – debt service (683-00-2108-2500).....	No limit
Hemenway project – debt service (683-00-2907-2800).....	No limit
Parking garage projects – debt service (683-00-5176-5550).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 156.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Deferred maintenance projects (715-00-2489-2489).....No limit
- Energy conservation –
debt service (715-00-2112-2000).....No limit
- Rhatigan student center –
debt service (715-00-2558-2030).....No limit
- Science engineering research lab –
debt service (715-00-2558-2030).....No limit
- Shocker residence hall –
debt service (715-00-5100-5250).....No limit
- Parking garage – debt service (715-00-5148-5000).....No limit
- Fairmont towers – debt service (715-00-5620-5670).....No limit
- Innovation campus – school
of business (715-00-2558-2030).....No limit
- Raze Fairmont towers project (715-00-2558-2030).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 157.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other

than refunds authorized by law shall not exceed the following:

Kansas educational building fund.....No limit

Provided, That the state board of regents is hereby authorized to transfer moneys from the Kansas educational building fund to an account or accounts of the Kansas educational building fund of any institution under the control and supervision of the state board of regents to be expended by the institution for projects, including planning and new construction, approved by the state board of regents: *Provided, however*, That no expenditures shall be made from any such account until the proposed projects have been reviewed by the joint committee on state building construction: *Provided further*, That the state board of regents shall certify to the director of accounts and reports each such transfer of moneys from the Kansas educational building fund: *And provided further*, That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research: *And provided, however*, That the state board of regents shall allocate the amount of money of each such transfer to be expended by the institution using the adjusted gross square footage calculation of mission critical buildings for fiscal year 2020.

Sec. 158.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service payment for the infrastructure projects bond issue (521-00-1000-0310).....\$517,388

(b) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service payment for the infrastructure projects bond issues (521-00-8600-8170).....\$500,000

Capital improvements – rehabilitation and repair of correctional institutions (521-00-8600-8240).....\$4,000,000

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2020 from the capital improvements – rehabilitation and repair of correctional institutions account of the correctional institutions building fund to an account or accounts of the correctional institutions building fund of any institution or facility under the jurisdiction of the secretary of corrections to be expended during fiscal year 2020 by the institution or facility for capital improvement projects and for security improvement projects including acquisition of security equipment.

(c) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Capital improvements – rehabilitation and repair of juvenile correctional facilities (521-00-8100-8000).....\$500,000

Provided, That the secretary of the department of corrections is hereby authorized to transfer moneys during fiscal year 2020 from the capital improvements – rehabilitation

and repair of juvenile correctional facilities account of the state institutions building fund to any account or accounts of the state institutions building fund of any juvenile correctional facility or institution under the general supervision and management of the secretary of the department of corrections to be expended during fiscal year 2020 for capital improvement projects approved by the secretary: *Provided further*, That the secretary of the department of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Debt service – Topeka complex and Larned juvenile correctional facility (521-00-8100-8119).....\$3,948,000

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Correctional facility infrastructure project (521-00-2834).....No limit
 Sec. 159.

ATTORNEY GENERAL –
 KANSAS BUREAU OF INVESTIGATION

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (083-00-1000-0100).....\$100,000

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

KBI lab – debt service (083-00-1000-0820).....\$4,320,800
 Sec. 160.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2020, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair – training center – Salina (280-00-2306-2004).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the highway patrol training center fund for fiscal year 2020.

(b) In addition to the other purposes for which expenditures may be made from the vehicle identification number fee fund for fiscal year 2020, expenditures may be made by the above agency from the vehicle identification number fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the

expenditure limitations prescribed therefor:

Training academy rehabilitation and repair (280-00-2213-2401)..... No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the vehicle identification number fee fund for fiscal year 2020.

(c) In addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2020, expenditures may be made by the above agency from the Kansas highway patrol operations fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Scale replacement and rehabilitation and repair of buildings (280-00-2034-1115).....\$455,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the Kansas highway patrol operations fund for fiscal year 2020.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$455,000 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1115). In addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2020 for support and maintenance of the Kansas highway patrol.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund for fiscal year 2020, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Training academy rehabilitation and repair (280-00-3545-3548).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture – federal fund for fiscal year 2020.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund for fiscal year 2020, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Troop F storage building (280-00-3545-3545).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture – federal fund for fiscal year 2020.

Sec. 161.

ADJUTANT GENERAL

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service – training center (034-00-1000-8020).....	\$475,463
Debt service – rehabilitation and repair of the statewide armories (034-00-1000-8010).....	\$438,165
Rehabilitation and repair projects (034-00-1000-8000).....	\$163,927

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Sec. 162.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State fair capital improvements fund (373-00-2533-2500).....	No limit
State fair fee fund (373-00-5182-5100).....	No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$15,782.

(b) On or before the 10th of each month during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund interest earnings based on: (1) The average daily balance of moneys in the state fair capital improvements fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

State fair debt service (373-00-1000-0700).....	\$848,750
---	-----------

Sec. 163.

KANSAS DEPARTMENT OF
WILDLIFE, PARKS AND TOURISM

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Debt service – Kansas City district office (710-00-1900-1960).....	\$10,603
---	----------

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter

lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Department access road fund (710-00-2178-2760).....No limit

Provided, That, in addition to the other purposes for which expenditures may be made by the above agency from the department access road fund, expenditures may be made from this fund for road improvement projects administered by the department of transportation in state parks and on public lands.

Bridge maintenance fund (710-00-2045-2070).....No limit

Office of the secretary building fund.....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$3,354,683 from the state highway fund of the department of transportation to the department access road fund of the Kansas department of wildlife, parks and tourism.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the state highway fund of the department of transportation to the bridge maintenance fund of the Kansas department of wildlife, parks and tourism.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state agricultural production fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state agricultural production fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Agricultural land capital improvement.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state agricultural production fund for fiscal year 2020.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and repair projects (710-00-2122-2066).....\$1,247,840

Debt service – Kansas City district office (710-00-2122-2058).....\$49,694

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the parks fee fund for fiscal year 2020.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Debt service – Kansas City

district office (710-00-2245-2805).....	\$12,690
Coast guard boating projects (710-00-2245-2840).....	\$66,255

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating fee fund for fiscal year 2020.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund during fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Shooting range development (710-00-2300-2301).....	\$300,000
Land acquisition (710-00-2300-3040).....	\$300,000
Federally mandated	
boating access (710-00-2300-4360).....	\$408,750
Debt service – Kansas	
City office (710-00-2300-2885).....	\$77,607
Rehabilitation and repair (710-00-2300-3262).....	\$2,728,295
State fishing lake projects (710-00-2300-4320).....	\$62,525

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife fee fund for fiscal year 2020.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the cabin revenue fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the cabin revenue fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Cabin site preparation (710-00-2668-2670).....	\$500,000
--	-----------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the cabin revenue fund for fiscal year 2020.

(j) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife restoration fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife restoration fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition	
and development (710-00-3418-3420).....	\$225,000
Rehabilitation and repair (710-00-3418-3422).....	\$4,504,250

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife restoration fund for fiscal year 2020.

(k) In addition to the other purposes for which expenditures may be made by the above agency from the sport fish restoration program fund for fiscal year 2020,

expenditures may be made by the above agency from the following capital improvement account or accounts of the sport fish restoration program fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-3490-3491).....\$2,100,245

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the sport fish restoration program fund for fiscal year 2020.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the migratory waterfowl propagation and protection fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition (710-00-2600-3330).....\$287,500

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the migratory waterfowl propagation and protection fund for fiscal year 2020.

(m) In addition to the other purposes for which expenditures may be made by the above agency from the outdoor recreation acquisition, development and planning fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the outdoor recreation acquisition, development and planning fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Land and water conservation development (710-00-3794-3795).....\$1,510,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the outdoor recreation acquisition, development and planning fund for fiscal year 2020.

(n) In addition to the other purposes for which expenditures may be made by the above agency from the recreational trails program fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the recreational trails program fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Recreational trails program (710-00-3238-3238).....\$700,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the recreational trails program fund for fiscal year 2020.

(o) In addition to the other purposes for which expenditures may be made by the above agency from the federally licensed wildlife areas fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the federally licensed wildlife areas fund for fiscal year 2020 for the following capital improvement project or projects, subject to the

expenditure limitations prescribed therefor:

Agricultural land capital improvements.....\$900,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the federally licensed wildlife areas fund for fiscal year 2020.

(p) In addition to the other purposes for which expenditures may be made by the above agency from the boating safety and financial assistance fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating safety and financial assistance fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-3251-3251).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating safety and financial assistance fund for fiscal year 2020.

(q) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund, boating fee fund, boating safety and financial assistance fund, wildlife fee fund, wildlife conservation fund, cabin revenue fund, wildlife restoration fund, sport fish restoration program fund, migratory waterfowl propagation and protection fund, nongame wildlife improvement fund, plant and animal disease and pest control fund, land and water conservation fund – local, outdoor recreation acquisition, development and planning fund, recreational trails program fund, federally licensed wildlife areas fund, department of wildlife and parks gifts and donations fund, highway planning/construction fund, state wildlife grants fund, disaster grants – public assistance, nonfederal grants fund, bridge maintenance fund, state agricultural production fund, department access road fund, navigation projects fund, and recreation resource management fund for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

Sec. 164. K.S.A. 2018 Supp. 2-223 is hereby amended to read as follows: 2-223.

(a) There is hereby established in the state treasury the state fair capital improvements fund. All expenditures of moneys in the state fair capital improvements fund shall be used for the payment of capital improvements and maintenance for the state fairgrounds and the payment of capital improvement obligations that have been financed. Capital improvement projects for the Kansas state fairgrounds are hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute.

(b) On each June 30, the state fair board shall certify to the director of accounts and reports an amount to be transferred from the state fair fee fund to the state fair capital improvements fund, which amount shall be not less than the amount equal to 5% of the total gross receipts during the current fiscal year from state fair activities and non-fair days activities, except that:

~~(1) For the fiscal year ending June 30, 2018, notwithstanding the other provisions of this section, on March 1, 2018, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year 2018 from state fair activities and non-fair days activities through March 1, 2018, except that, subject to approval by the director of the budget prior to March 1, 2018, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2018, the state fair board may certify an amount on March 1, 2018, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2018, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year 2018. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification; and~~

~~(2) for the fiscal year ending June 30, 2019 2020, notwithstanding the other provisions of this section, on March 1, 2019 2020, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year 2019 2020 from state fair activities and non-fair days activities through March 1, 2019 2020, except that, subject to approval by the director of the budget prior to March 1, 2019 2020, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2019 2020, the state fair board may certify an amount on March 1, 2019 2020, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2019 2020, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year 2019 2020. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with~~

such certification.

Sec. 165. K.S.A. 2018 Supp. 12-1775a is hereby amended to read as follows: 12-1775a. (a) Prior to December 31, 1996, the governing body of each city ~~which that~~, pursuant to K.S.A. 12-1771, and amendments thereto, has established a redevelopment district prior to July 1, 1996, shall certify to the director of accounts and reports the amount equal to the amount of revenue realized from ad valorem taxes imposed pursuant to K.S.A. 72-5142, and amendments thereto, within such redevelopment district. Except as provided further, prior to February 1, 1997, and annually on that date thereafter, the governing body of each such city shall certify to the director of accounts and reports an amount equal to the amount by which revenues realized from such ad valorem taxes imposed in such redevelopment district are estimated to be reduced for the ensuing calendar year due to legislative changes in the statewide school finance formula. Prior to March 1 of each year, the director of accounts and reports shall certify to the state treasurer each amount certified by the governing bodies of cities under this section for the ensuing calendar year and shall transfer from the state general fund to the city tax increment financing revenue replacement fund the aggregate of all amounts so certified. Prior to April 15 of each year, the state treasurer shall pay from the city tax increment financing revenue replacement fund to each city certifying an amount to the director of accounts and reports under this section for the ensuing calendar year the amount so certified. During fiscal years ~~2018, 2019 and~~ 2020 and 2021, no moneys shall be transferred from the state general fund to the city tax increment financing revenue replacement fund pursuant to this subsection.

(b) There is hereby created the tax increment financing revenue replacement fund, which shall be administered by the state treasurer. All expenditures from the tax increment financing revenue replacement fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or a person or persons designated by the state treasurer.

Sec. 166. K.S.A. 2018 Supp. 12-5256 is hereby amended to read as follows: 12-5256. (a) All expenditures from the state housing trust fund made for the purposes of K.S.A. 2018 Supp. 12-5253 through 12-5255, and amendments thereto, shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the Kansas housing resources corporation.

(b) (1) ~~On July 1, 2017, July 1, 2018, and July 1, 2019, and July 1, 2020,~~ the director of accounts and reports shall transfer \$2,000,000 from the state economic development initiatives fund to the state housing trust fund established by K.S.A. 74-8959, and amendments thereto.

(2) Notwithstanding the provisions of K.S.A. 74-8959, and amendments thereto, to the contrary, during ~~fiscal year fiscal year 2018, fiscal year 2019, and fiscal year 2020,~~ and fiscal year 2021, moneys in the state housing trust fund shall be used solely for the purpose of loans or grants to cities or counties for infrastructure or housing development in rural areas. During such fiscal years, on or before ~~January 8, 2018, January 14, 2019, and January 13, 2020, January 11, 2021, and January 10, 2022,~~ the president of the Kansas housing resources corporation shall submit a report concerning the activities of the state housing trust fund to the house of representatives committee on appropriations and the senate committee on ways and means.

Sec. 167. K.S.A. 2018 Supp. 55-193 is hereby amended to read as follows: 55-193. On July 15, 1996, and on the 15th day of each calendar quarter thereafter before July 1, ~~2020~~ 2021, the director of accounts and reports shall transfer \$100,000 from the state general fund and \$200,000 from the conservation fee fund established by K.S.A. 55-143, and amendments thereto, to the abandoned oil and gas well fund established by K.S.A. 55-192, and amendments thereto, except that no transfer shall be made pursuant to this section from the state general fund to the abandoned oil and gas well fund during ~~state fiscal year 2018~~, state fiscal year 2019, ~~or state fiscal year 2020~~, or state fiscal year 2021.

Sec. 168. K.S.A. 74-50,107 is hereby amended to read as follows: 74-50,107. (a) Commencing July 1, ~~2017~~ 2018, and on the first day of each month thereafter during ~~fiscal year 2018~~, fiscal year 2019, ~~and fiscal year 2020~~, and fiscal year 2021, the secretary of revenue shall apply a rate of 2% to that portion of moneys withheld from the wages of individuals and collected under the Kansas withholding and declaration of estimated tax act, K.S.A. 79-3294 et seq., and amendments thereto. The amount so determined shall be credited on a monthly basis as follows: (1) An amount necessary to meet obligations of the debt services for the IMPACT program repayment fund; and (2) an amount to the IMPACT program services fund as needed for program administration; and (3) any remaining amounts to the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. During ~~fiscal year 2018~~, fiscal year 2019, ~~and fiscal year 2020~~, and fiscal year 2021, the aggregate amount that is credited to the job creation program fund pursuant to this subsection shall not exceed \$3,500,000 for each such fiscal year.

(b) Commencing July 1, ~~2020~~ 2021, and on an annual basis thereafter, the secretary of revenue shall estimate the amount equal to the amount of net savings realized from the elimination, modification or limitation of any credit, deduction or program pursuant to the provisions of this act as compared to the expense deduction provided for in K.S.A. 2018 Supp. 79-32,143a, and amendments thereto. Whereupon such amount of savings in accordance with appropriation acts shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount to the credit of the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. In addition, such other amount or amounts of money may be transferred from the state general fund or any other fund or funds in the state treasury to the job creation program fund in accordance with appropriation acts.

Sec. 169. K.S.A. 74-99b34 is hereby amended to read as follows: 74-99b34. (a) The bioscience development and investment fund is hereby created. The bioscience development and investment fund shall not be a part of the state treasury and the funds in the bioscience development and investment fund shall belong exclusively to the authority.

(b) Distributions from the bioscience development and investment fund shall be for the exclusive benefit of the authority, under the control of the board and used to fulfill the purpose, powers and duties of the authority pursuant to the provisions of K.S.A. 74-99b01 et seq., and amendments thereto.

(c) The secretary of revenue and the authority shall establish the base year taxation for all bioscience companies and state universities. The secretary of revenue, the authority and the board of regents shall establish the number of bioscience employees

associated with state universities and report annually and determine the increase from the taxation base annually. The secretary of revenue and the authority may consider any verifiable evidence, including, but not limited to, the NAICS code assigned or recorded by the department of labor for companies with employees in Kansas, when determining which companies should be classified as bioscience companies.

(d) (1) Except as provided in subsection ~~(d)(2), (d)(3) or~~ (h), for a period of 15 years from the effective date of this act, the state treasurer shall pay annually 95% of withholding above the base, as certified by the secretary of revenue, upon Kansas wages paid by bioscience employees to the bioscience development and investment fund. Such payments shall be reconciled annually. On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the bioscience development and investment fund interest earnings based on:

(A) The average daily balance of moneys in the bioscience development and investment fund for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

~~(2) (A) For fiscal year 2018, the first \$1,000,000 that the secretary of revenue certifies to the state treasurer of the annual 95% of withholding above the base, upon Kansas wages paid by bioscience employees, shall be transferred by the director of accounts and reports from the state general fund to the following: The center of innovation for biomaterials in orthopaedic research – Wichita state university fund.~~

~~(B) There is hereby established in the state treasury the center of innovation for biomaterials in orthopaedic research – Wichita state university fund, which shall be administered by Wichita state university. All moneys credited to the fund shall be used for research and development. All expenditures from the center of innovation for biomaterials in orthopaedic research – Wichita state university fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the president of Wichita state university or by the person or persons designated by the president of Wichita state university.~~

~~(3) (A) For fiscal year 2018, the next \$5,000,000 that the secretary of revenue certifies to the state treasurer of the annual 95% of withholding above the base, upon Kansas wages paid by bioscience employees above the first \$1,000,000 certified pursuant to subsection (d)(2)(A), shall be transferred by the director of accounts and reports from the state general fund to the following: The national bio agro-defense facility fund at Kansas state university.~~

~~(B) There is hereby established in the state treasury the national bio agro-defense facility fund, which shall be administered by Kansas state university in accordance with the strategic plan adopted by the governor's national bio agro-defense facility steering committee. All moneys credited to the fund shall be used in accordance with the governor's national bio agro-defense facility steering committee's plan with the approval of the president of Kansas state university. All expenditures from the national bio agro-defense facility fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the steering committee and the president of Kansas state university or by the person or persons designated by the president of Kansas state university.~~

(e) The cumulative amounts of funds paid by the state treasurer to the bioscience

development and investment fund shall not exceed \$581,800,000.

(f) The division of post audit is hereby authorized to conduct a post audit in accordance with the provisions of the legislative post audit act, K.S.A. 46-1106 et seq., and amendments thereto.

(g) At the direction of the authority, the fund may be held in the custody of and invested by the state treasurer, provided that the bioscience development and investment fund shall at all times be accounted for in a separate report from all other funds of the authority and the state.

~~(h) During the fiscal year ending June 30, 2018, the aggregate amount that is directed to be transferred from the state general fund to the bioscience development and investment fund pursuant to subsection (d)(1) plus interest earnings pursuant to subsection (d)(1) shall not exceed \$6,000,000 for such fiscal year.~~

~~(i) During fiscal years 2019 and 2020 and 2021, no moneys shall be transferred from the state general fund to the bioscience development and investment fund pursuant to subsection (d)(1).~~

Sec. 170. K.S.A. 2018 Supp. 75-2263 is hereby amended to read as follows: 75-2263. (a) Subject to the provisions of subsection (j), the board of trustees is responsible for the management and investment of that portion of state moneys available for investment by the pooled money investment board that is certified by the state treasurer to the board of trustees as being equivalent to the aggregate net amount received for unclaimed property and shall discharge the board's duties with respect to such moneys solely in the interests of the state general fund and shall invest and reinvest such moneys and acquire, retain, manage, including the exercise of any voting rights and disposal of investments of such moneys within the limitations and according to the powers, duties and purposes as prescribed by this section.

(b) Moneys specified in subsection (a) shall be invested and reinvested to achieve the investment objective, which is preservation of such moneys and accordingly providing that the moneys are as productive as possible, subject to the standards set forth in this section. No such moneys shall be invested or reinvested if the sole or primary investment objective is for economic development or social purposes or objectives.

(c) In investing and reinvesting moneys specified in subsection (a) and in acquiring, retaining, managing and disposing of investments of the moneys, the board of trustees shall exercise the judgment, care, skill, prudence and diligence under the circumstances then prevailing, which persons of prudence, discretion and intelligence acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of like character and with like aims by diversifying the investments of the moneys so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so, and not in regard to speculation but in regard to the permanent disposition of similar moneys, considering the probable income as well as the probable safety of their capital.

(d) In the discharge of such management and investment responsibilities the board of trustees may contract for the services of one or more professional investment advisors or other consultants in the management and investment of such moneys and otherwise in the performance of the duties of the board of trustees under this section.

(e) The board of trustees shall require that each person contracted with under subsection (d) to provide services shall obtain commercial insurance ~~which that~~

provides for errors and omissions coverage for such person in an amount to be specified by the board of trustees. The amount of such coverage specified by the board of trustees shall be at least the greater of \$500,000 or 1% of the funds entrusted to such person up to a maximum of \$10,000,000. The board of trustees shall require a person contracted with under subsection (d) to provide services to give a fidelity bond in a penal sum as may be fixed by law or, if not so fixed, as may be fixed by the board of trustees, with corporate surety authorized to do business in this state. Such persons contracted with the board of trustees pursuant to subsection (d) and any persons contracted with such persons to perform the functions specified in subsection (b) shall be deemed to be fiduciary agents of the board of trustees in the performance of contractual obligations.

(f) (1) Subject to the objective set forth in subsection (b) and the standards set forth in subsection (c), the board of trustees shall formulate and adopt policies and objectives for the investment and reinvestment of such moneys and the acquisition, retention, management and disposition of investments of the moneys. Such policies and objectives shall be in writing and shall include:

(A) Specific asset allocation standards and objectives;

(B) establishment of criteria for evaluating the risk versus the potential return on a particular investment; and

(C) a requirement that all investment advisors, and any managers or others with similar duties and responsibilities as investment advisors, shall immediately report all instances of default on investments to the board of trustees and provide such board of trustees with recommendations and options, including, but not limited to, curing the default or withdrawal from the investment.

(2) The board of trustees shall review such policies and objectives, make changes considered necessary or desirable and readopt such policies and objectives on an annual basis.

(g) Except as provided in subsection (d) and this subsection, the custody of such moneys shall remain in the custody of the state treasurer, except that the board of trustees may arrange for the custody of such moneys as it considers advisable with one or more member banks or trust companies of the federal reserve system or with one or more banks in the state of Kansas, or both, to be held in safekeeping by the banks or trust companies for the collection of the principal and interest or other income or of the proceeds of sale. All such moneys shall be considered moneys in the state treasury for purposes of K.S.A. 75-6704, and amendments thereto.

(h) All interest or other income of the investments of the moneys invested under this section, after payment of any management fees, shall be deposited in the state treasury to the credit of the state general fund.

(i) Subject to the provisions of subsection (j), the state treasurer shall certify to the board of trustees a portion of state moneys available for investment by the pooled money investment board that is equivalent to the aggregate net amount received for unclaimed property. The state treasurer shall transfer the amount certified to the board of trustees. During fiscal years ~~2018 and 2019~~, 2020 and 2021, the state treasurer shall not certify or transfer any state moneys available for investment pursuant to this subsection.

(j) (1) During fiscal year 2017, the board of trustees shall liquidate all investments and reinvestments of state moneys certified by the state treasurer to the board of trustees pursuant to subsection (a).

(2) Upon receiving any such amounts from any such liquidation, the state treasurer shall remit the entire amount in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury and credit any earnings from the liquidation to the state general fund and credit the principal that had been invested and reinvested to the pooled money investment portfolio.

(k) As used in this section:

(1) "Board of trustees" means the board of trustees of the Kansas public employees retirement system established by K.S.A. 74-4905, and amendments thereto.

(2) "Fiduciary" means a person who, with respect to the moneys invested under this section, ~~is a person who~~:

(A) Exercises any discretionary authority with respect to administration of the moneys;

(B) exercises any authority to invest or manage such moneys or has any authority or responsibility to do so;

(C) provides investment advice for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so;

(D) provides actuarial, accounting, auditing, consulting, legal or other professional services for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so; or

(E) is a member of the board of trustees or of the staff of the board of trustees.

Sec. 171. K.S.A. 2018 Supp. 75-4209 is hereby amended to read as follows: 75-4209. (a) The director of investments may invest and reinvest state moneys eligible for investment which are not invested in accordance with K.S.A. 75-4237, and amendments thereto, in the following investments:

(1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of the United States sponsored enterprises which under federal law may be accepted as security for public funds, on and after the effective date of this act moneys available for investment under this subsection shall not be invested in mortgage-backed securities of such enterprises and of the government national mortgage association, except that any such mortgage-backed securities held prior to the effective date of this act may be held to maturity;

(2) repurchase agreements with a bank or a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds;

(3) commercial paper that does not exceed 270 days to maturity and which has received one of the two highest commercial paper credit ratings by a nationally recognized investment rating firm; and

(4) corporate bonds which have received one of the two highest ratings by a nationally recognized investment rating firm.

(b) When moneys are available for deposit or investments, the director of investments may invest in SKILL act projects and bonds pursuant to K.S.A. 74-8920, and amendments thereto, and in state agency bonds and bond projects.

(c) When moneys are available for deposits or investments, the director of investments may invest in preferred stock of Kansas venture capital, inc., under terms and conditions prescribed by K.S.A. 74-8203, and amendments thereto, but such investments shall not in the aggregate exceed a total amount of \$10,000,000.

(d) When moneys are available for deposits or investments, the director of investments may invest in loans pursuant to legislative mandates, except that not more than the greater of 10% or \$140,000,000 of the state moneys shall be invested. The provisions of this subsection shall not apply to the provisions of subsection (m).

(e) Interest on investment accounts in banks is to be paid at maturity, but not less than annually.

(f) Investments made by the director of investments under the provisions of this section shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

(g) Investments under subsection (a) or (b) or under K.S.A. 75-4237, and amendments thereto, shall be for a period not to exceed four years, except that linked deposits authorized under the provisions of K.S.A. 2-3703 through 2-3707, and amendments thereto, shall not exceed a period of 10 years; agricultural production loan deposits authorized under the provisions of K.S.A. 2018 Supp. 75-4268 through 75-4274, and amendments thereto, shall not exceed a period of eight years and housing loan deposits authorized under K.S.A. 2018 Supp. 75-4276 through 75-4282, and amendments thereto, shall not exceed a period of five years or 20 years, as applicable pursuant to K.S.A. 2018 Supp. 75-4279, and amendments thereto.

(h) Investments in securities under subsection (a)(1) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

(i) The director of investments shall not invest state moneys eligible for investment under subsection (a), in the municipal investment pool fund, created under K.S.A. 12-1677a, and amendments thereto.

(j) The director of investments shall not invest moneys in the pooled money investment portfolio in derivatives. As used in this subsection, "derivatives" means a financial contract whose value depends on the value of an underlying asset or index of asset values.

(k) Moneys and investments in the pooled money investment portfolio shall be invested and reinvested by the director of investments in accordance with investment policies developed, approved, published and updated on an annual basis by the board. Such investment policies shall include at a minimum guidelines which identify credit standards, eligible instruments, allowable maturity ranges, methods for valuing the portfolio, calculating earnings and yields and limits on portfolio concentration for each type of investment. Any changes in such investment policies shall be approved by the pooled money investment board. Such investment policies may specify the contents of reports, methods of crediting funds and accounts and other operating procedures.

(l) The board shall adopt rules and regulations to establish an overall percentage limitation on the investment of moneys in investments authorized under subsection (a) (3), and within such authorized investment, the board shall establish a percentage

limitation on the investment in any single business entity.

(m) (1) During the fiscal year ending June 30, 2017, the director of the budget shall estimate on or before June 27, 2017, the amount of the unencumbered ending balance in the state general fund for fiscal year 2017. If the amount of such unencumbered ending balance in the state general fund is less than \$50,000,000, the director of the budget shall certify the difference between \$50,000,000, and the amount of such unencumbered ending balance to the pooled money investment board. Upon the liquidation of all investments and reinvestments of state moneys pursuant to K.S.A. 2018 Supp. 75-2263(j), and amendments thereto, and upon receipt of such certification by the director of the budget, during the fiscal year ending June 30, 2017, the pooled money investment board shall authorize the director of accounts and reports to transfer an amount equal to the amount certified by the director of the budget pursuant to this subsection from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

~~(2)(A) On or before June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(1) from the state general fund to the pooled money investment portfolio.~~

~~(B) On or before June 30, 2020, and June 30, 2021, the director of accounts and reports shall transfer an amount equal to $\frac{1}{2}$ of the amount transferred pursuant to subsection (m)(1), reduced by the amount transferred pursuant to subsection (m)(2)(A) from the state general fund to the pooled money investment portfolio.~~

~~(C) Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to K.S.A. 2018 Supp. 75-6707, and amendments thereto.~~

(3) During the fiscal year ending June 30, 2018, after any transfer made pursuant to subsection (m)(1), the pooled money investment board shall authorize the director of accounts and reports to transfer the remaining amount of all investments and reinvestments of state moneys liquidated pursuant to K.S.A. 2018 Supp. 75-2263(j), and amendments thereto, from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

~~(4)(A) On or before June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(3) from the state general fund to the pooled money investment portfolio.~~

~~(B) On or before June 30, 2020, and June 30, 2021, the director of accounts and reports shall transfer an amount equal to $\frac{1}{2}$ of the amount transferred pursuant to subsection (m)(3), reduced by the amount transferred pursuant to subsection (m)(4)(A) from the state general fund to the pooled money investment portfolio.~~

~~(C) Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to K.S.A. 2018 Supp. 75-6707, and amendments thereto.~~

Sec. 172. K.S.A. 2018 Supp. 75-6702 is hereby amended to read as follows: 75-6702. (a) The last appropriation bill passed in any regular session of the legislature shall be the omnibus reconciliation spending limit bill. Each bill which is passed during a regular session of the legislature and which appropriates or transfers money from the state general fund for the ensuing fiscal year shall contain a provision that such bill shall take effect and be in force from and after the effective date of the omnibus reconciliation spending limit bill for that regular session of the legislature or from and after such effective date and a subsequent date or an event occurring after such effective date.

(b) Except as provided in subsection (c), the maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the 2004 regular session of the legislature and each regular session of the legislature thereafter, is hereby fixed so that there will be an ending balance in the state general fund for the ensuing fiscal year that is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year.

(c) The provisions of subsection (b) are hereby suspended for ~~the fiscal year ending June 30, 2018, and the fiscal year ending June 30, 2019, and the fiscal year ending June 30, 2020,~~ and shall not prescribe a maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the ~~2017 or 2018 or 2019~~ regular session of the legislature.

Sec. 173. K.S.A. 2018 Supp. 75-6707 is hereby amended to read as follows: 75-6707. (a) For the fiscal years ending June 30, 2020, June 30, 2021, and June 30, 2022, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of each such fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports.

(b) Upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such certified excess amount from the state general fund as follows:

(1) For the fiscal years ending June 30, 2020, and June 30, 2021:

(A) 50% to the budget stabilization fund established by K.S.A. 2018 Supp. 75-6706, and amendments thereto; and

(B) 50% to the pooled money investment portfolio pursuant to K.S.A. 75-4209(m) (2) and (m)(4), and amendments thereto, to pay in full or in part the amounts to be transferred. Any moneys transferred to the pooled money investment portfolio pursuant to this section shall be credited to the final payment to be made in fiscal year ~~2024~~ 2021, and each next preceding fiscal year thereafter as moneys are available; and

(2) for the fiscal year ending June 30, 2022:

(A) 50% to the budget stabilization fund; and

(B) 50% to the Kansas public employees retirement fund to be applied to the payment, in full or in part, of the unfunded actuarial pension liability as directed by the Kansas public employees retirement system.

(c) If the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfers

shall be made pursuant to this section.

Sec. 174. K.S.A. 2018 Supp. 76-775 is hereby amended to read as follows: 76-775.

(a) Subject to the other provisions of this act, on the first day of the first state fiscal year commencing after receiving a certification of receipt of a qualifying gift under K.S.A. 2018 Supp. 76-774, and amendments thereto, the director of accounts and reports shall transfer from the state general fund the amount determined by the director of accounts and reports to be the earnings equivalent award for such qualifying gift for the period of time between the date of certification of the qualifying gift and the first day of the ensuing state fiscal year to either: (1) The endowed professorship account of the faculty of distinction matching fund of the eligible educational institution, in the case of a certification of a qualifying gift to an eligible educational institution that is a state educational institution; or (2) the faculty of distinction program fund of the state board of regents, in the case of a certification of a qualifying gift to an eligible institution that is not a state educational institution. Subject to the other provisions of this act, on each July 1 thereafter, the director of accounts and reports shall make such transfer from the state general fund of the earnings equivalent award for such qualifying gift for the period of the preceding state fiscal year. All transfers made in accordance with the provisions of this subsection shall be considered demand transfers from the state general fund, except that all such transfers during the fiscal years ending ~~June 30, 2018,~~ June 30, 2019, ~~and June 30, 2020,~~ and June 30, 2021, shall be considered to be revenue transfers from the state general fund.

(b) There is hereby established in the state treasury the faculty of distinction program fund, which shall be administered by the state board of regents. All moneys transferred under this section to the faculty of distinction program fund of the state board of regents shall be paid to eligible educational institutions that are not state educational institutions for earnings equivalent awards for qualifying gifts to such eligible educational institutions. The state board of regents shall pay from the faculty of distinction program fund the amount of each such transfer to the eligible educational institution for the earnings equivalent award for which such transfer was made under this section.

(c) The earnings equivalent award for an endowed professorship shall be determined by the director of accounts and reports and shall be the amount of interest earnings that the amount of the qualifying gift certified by the state board of regents would have earned at the average net earnings rate of the pooled money investment board portfolio for the period for which the determination is being made.

(d) The total amount of new qualifying gifts ~~which that~~ may be certified to the director of accounts and reports under this act during any state fiscal year for all eligible educational institutions shall not exceed \$30,000,000. The total amount of new qualifying gifts ~~which that~~ may be certified to the director of accounts and reports under this act during any state fiscal year for any individual eligible educational institution shall not exceed \$10,000,000. No additional qualifying gifts shall be certified by the state board of regents under this act when the total of all transfers from the state general fund for earnings equivalent awards for qualifying gifts pursuant to this section, and amendments thereto, for a fiscal year is equal to or greater than \$8,000,000 in fiscal year 2011 and in each fiscal year thereafter.

Sec. 175. K.S.A. 2018 Supp. 76-7,107 is hereby amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon thereafter as sufficient moneys are available,

\$7,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2018 Supp. 76-7,104, and amendments thereto.

(2) No moneys shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2018 Supp. 76-7,104, and amendments thereto, during the fiscal years ending ~~June 30, 2018~~, June 30, 2019, ~~and~~ June 30, 2020, and June 30, 2021, pursuant to this section.

(b) All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

(c) All moneys credited to the infrastructure maintenance fund shall be expended or transferred only for the purpose of paying the cost of projects approved by the state board pursuant to the state educational institution long-term infrastructure maintenance program.

Sec. 176. K.S.A. 2018 Supp. 79-2959 is hereby amended to read as follows: 79-2959. (a) There is hereby created the local ad valorem tax reduction fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be apportioned and distributed in the manner provided herein.

(b) On January 15 and on July 15 of each year, the director of accounts and reports shall make transfers in equal amounts ~~which that~~ in the aggregate equal 3.63% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the preceding calendar year from the state general fund to the local ad valorem tax reduction fund, except that: (1) No moneys shall be transferred from the state general fund to the local ad valorem tax reduction fund during state fiscal years ~~2018; 2019 and~~ 2020 and 2021; and (2) the amount of the transfer on each such date shall be \$27,000,000 during fiscal year ~~2021~~ 2022 and all fiscal years thereafter. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund, except that all such transfers during fiscal year ~~2021~~ 2022 shall be considered to be revenue transfers from the state general fund.

(c) The state treasurer shall apportion and pay the amounts transferred under subsection (b) to the several county treasurers on January 15 and on July 15 in each year as follows: (1) ~~Sixty-five percent~~ 65% of the amount to be distributed shall be apportioned on the basis of the population figures of the counties certified to the secretary of state pursuant to K.S.A. 11-201, and amendments thereto, on July 1 of the preceding year; and (2) ~~thirty-five percent~~ 35% of such amount shall be apportioned on the basis of the equalized assessed tangible valuations on the tax rolls of the counties on November 1 of the preceding year as certified by the director of property valuation.

Sec. 177. K.S.A. 2018 Supp. 79-2964 is hereby amended to read as follows: 79-2964. There is hereby created the county and city revenue sharing fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be allocated and distributed in the manner provided herein. The director of accounts and reports in each year on July 15 and December 10, shall make transfers in equal amounts ~~which that~~ in the aggregate equal 2.823% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the

preceding calendar year from the state general fund to the county and city revenue sharing fund, except that no moneys shall be transferred from the state general fund to the county and city revenue sharing fund during state fiscal years ~~2018, 2019, and 2020~~ and 2021. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

Sec. 178. K.S.A. 2018 Supp. 79-3425i is hereby amended to read as follows: 79-3425i. On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amendments thereto, and annual commercial vehicle fees collected pursuant to K.S.A. 2018 Supp. 8-143m, and amendments thereto, and credited to the state general fund during the six months next preceding the date of transfer, from the state general fund to the special city and county highway fund, created by K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; (2) no moneys shall be transferred from the state general fund to the special city and county highway fund during ~~state fiscal year 2018; state fiscal year 2019, or state fiscal year 2020, or state fiscal year 2021~~; and (3) all transfers under this section shall be considered to be demand transfers from the state general fund.

Sec. 179. K.S.A. 2018 Supp. 79-34,171 is hereby amended to read as follows: 79-34,171. (a) On January 1, 2009, and quarterly thereafter, the director of accounts and reports shall transfer \$400,000 from the state general fund to the Kansas retail dealer incentive fund, except that no moneys shall be transferred pursuant to this section from the state general fund to the Kansas retail dealer incentive fund during the fiscal years ending ~~June 30, 2018; June 30, 2019, or June 30, 2020, or June 30, 2021~~. On and after July 1, 2009, the unobligated balance in the Kansas retail dealer incentive fund shall not exceed \$1.5 million. If the unobligated balance of the fund exceeds \$1.1 million at the time of a quarterly transfer, the transfer shall be limited to the amount necessary for the fund to reach a total of \$1.5 million.

(b) There is hereby created in the state treasury the Kansas retail dealer incentive fund. All moneys in the Kansas retail dealer incentive fund shall be expended by the secretary of the department of revenue for the payment of incentives to Kansas retail dealers who sell and dispense renewable fuels or biodiesel through a motor fuel pump in accordance with the provisions of K.S.A. 2018 Supp. 79-34,170 through 79-34,175, and amendments thereto.

(c) All moneys remaining in the Kansas retail dealer incentive fund upon the expiration of K.S.A. 2018 Supp. 79-34,170 through 79-34,175, and amendments thereto, shall be credited by the state treasurer to the state general fund.

Sec. 180. K.S.A. 2018 Supp. 79-4804 is hereby amended to read as follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 2018 Supp. 79-4806, and amendments thereto, an amount equal to 85% of the balance of all moneys credited to the state gaming revenues fund shall be transferred and credited to the state economic development initiatives fund. Expenditures from the state economic development initiatives fund shall be made in accordance with appropriations acts for the financing of such programs supporting and enhancing the existing economic foundation of the state and fostering growth through the expansion of current, and the establishment and attraction of new, commercial and industrial enterprises as provided by this section and

as may be authorized by law and not less than $\frac{1}{2}$ of such money shall be distributed equally among the congressional districts of the state. Except as provided by subsection (g), all moneys credited to the state economic development initiatives fund shall be credited within the fund, as provided by law, to an account or accounts of the fund, which are created by this section.

(b) There is hereby created the Kansas capital formation account in the state economic development initiatives fund. All moneys credited to the Kansas capital formation account shall be used to provide, encourage and implement capital development and formation in Kansas.

(c) There is hereby created the Kansas economic development research and development account in the state economic development initiatives fund. All moneys credited to the Kansas economic development research and development account shall be used to promote, encourage and implement research and development programs and activities in Kansas and technical assistance funded through state educational institutions under the supervision and control of the state board of regents or other Kansas colleges and universities.

(d) There is hereby created the Kansas economic development endowment account in the state economic development initiatives fund. All moneys credited to the Kansas economic development endowment account shall be accumulated and invested as provided in this section to provide an ongoing source of funds, which shall be used for economic development activities in Kansas, including, but not limited to, continuing appropriations or demand transfers for programs and projects, which shall include, but are not limited to, specific community infrastructure projects in Kansas that stimulate economic growth.

(e) Except as provided in subsection (f), the director of investments may invest and reinvest moneys credited to the state economic development initiatives fund in accordance with investment policies established by the pooled money investment board under K.S.A. 75-4232, and amendments thereto, in the pooled money investment portfolio. All moneys received as interest earned by the investment of the moneys credited to the state economic development initiatives fund shall be deposited in the state treasury and credited to the Kansas economic development endowment account of such fund.

(f) Moneys credited to the Kansas economic development endowment account of the state economic development initiatives fund may be invested in government guaranteed loans and debentures as provided by law in addition to the investments authorized by subsection (e) or in lieu of such investments. All moneys received as interest earned by the investment under this subsection of the moneys credited to the Kansas economic development endowment account shall be deposited in the state treasury and credited to the Kansas economic development endowment account of the state economic development initiatives fund.

(g) Except as provided further, in each fiscal year, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 ~~which that~~ in the aggregate equal \$2,000,000 from the state economic development initiatives fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto. In state fiscal year 2019, fiscal year 2020 and fiscal year 2021, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 that in the aggregate equal \$500,000 from the state economic development initiatives fund to the

state water plan fund. ~~No moneys shall be transferred from the state economic development initiatives fund to the state water plan fund on such dates during state fiscal year 2018 and state fiscal year 2020. No other moneys credited to the state economic development initiatives fund shall be used for: (1) Water-related projects or programs, or related technical assistance; or (2) any other projects or programs, or related technical assistance, which that meet one or more of the long-range goals, objectives and considerations set forth in the state water resource planning act.~~

Sec. 181. K.S.A. 2018 Supp. 82a-953a is hereby amended to read as follows: 82a-953a. During each fiscal year, the director of accounts and reports shall transfer \$6,000,000 from the state general fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto, one-half of such amount to be transferred on July 15 and one-half to be transferred on January 15, ~~except that during the fiscal year ending June 30, 2018, the transfer shall not exceed \$1,400,000. On the effective date of this act, the director of accounts and reports shall transfer \$200,000 from the state general fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto.~~ During the fiscal year ending June 30, 2019, the transfer shall not exceed \$2,750,000. ~~No moneys shall be transferred from the state general fund to the state water plan fund during the fiscal year ending June 30, 2020. During the fiscal year ending June 30, 2020, the transfer shall not exceed \$4,005,632. During the fiscal year ending June 30, 2021, the transfer shall not exceed \$2,750,000.~~

Sec. 182. K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6702, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a are hereby repealed.

Sec. 183. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 184. *Severability.* If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 185. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiative fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any such funds.

Sec. 186. *Savings.* (a) Any unencumbered balance as of June 30, 2019, in any special revenue fund, or account thereof, of any state agency named in this act that is not otherwise specifically appropriated or limited for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2020, for the same use and purpose as the same was heretofore appropriated.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiatives fund, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund, or the correctional institutions building fund, or to any account of any of such funds.

Sec. 187. During the fiscal year ending June 30, 2020, all moneys that are lawfully credited to and available in any bond special revenue fund and that are not otherwise specifically appropriated or limited by this or other appropriation act of the 2019 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2020, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this section, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 188. *Federal grants.* (a) During the fiscal year ending June 30, 2020, each federal grant or other federal receipt that is received by a state agency named in this act and that is not otherwise appropriated to that state agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, is hereby appropriated for fiscal year 2020, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

(b) In addition to the other purposes for which expenditures may be made by any state agency that is named in this act and that is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2020 by this act or any other appropriation act of the 2019 regular session of the legislature to apply for and receive federal grants during fiscal year 2020, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 189. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2019 regular session of the legislature, and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the correctional institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 190. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2019 regular session of the legislature and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 191. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2019 regular session of the legislature and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the state institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 192. Any transfers of money during the fiscal year ending June 30, 2020, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121, and amendments thereto, shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2020.";

And by renumbering remaining sections accordingly;

On page 1, in the title, in line 5, following "projects" by inserting ", assessments"; in line 9, following "75-4209," by inserting "75-6702,";

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

KYLE HOFFMAN

KATHY WOLFE MOORE

Conferees on part of House

CAROLYN MCGINN

RICK BILLINGER

TOM HAWK

Conferees on part of Senate

On motion of Rep. Waymaster to adopt the conference committee report on **H Sub for SB 25**, Rep. Hineman offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

Roll call was demanded on the substitute motion of Rep. Hineman.

On roll call, the vote was: Yeas 63; Nays 61; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Frownfelter, Gartner, Helgeson, Henderson, Hibbard, Highberger, Hineman, Hodge,

Holscher, Horn, Jennings, Karleskint, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Thompson, Victors, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Kelly, Landwehr, Lynn, Mason, Owens, F. Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Present but not voting: None.

Absent or not voting: Ward.

The substitute motion of Rep. Hineman prevailed.

Speaker pro tem Finch thereupon appointed Reps. Waymaster, Hoffman and Wolfe Moore as second conferees on the part of the House.

On motion of Rep. Hawkins, the House recessed until 6:00 p.m.

EVENING SESSION

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

On motion of Rep. Hawkins, the House recessed until 7:10 p.m.

LATE EVENING SESSION

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

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **H Sub for SB 25** and has appointed Senators McGinn, Billinger and Hawk as Second conferees on the part of the Senate.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **H Sub for SB 25** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

KYLE HOFFMAN

Conferees on part of House

MAY 3, 2019

1159

CAROLYN MCGINN
RICK BILLINGER
Conferees on part of Senate

On motion of Rep. Waymaster the conference committee report on **H Sub for SB 25** to agree to disagree, was adopted.

Speaker pro tem Finch thereupon appointed Reps. Waymaster, Hoffman and Wolfe Moore as third conferees on the part of the House.

On motion of Rep. Hawkins, the House recessed until 8:15 p.m.

NIGHT SESSION

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

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **H Sub for SB 25**, and has appointed Senators McGinn, Billinger and Hawk as third conferees on the part of the Senate.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **H Sub for SB 25** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed as House Substitute for Senate Bill No. 25, as follows:

On page 1, by striking all in lines 14 through 36;

By striking all on pages 2 through 307;

On page 308, by striking all in lines 1 through 12, and inserting:

"Section 1. (a) For the fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, and June 30, 2022, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) The provisions of this act relating to fiscal year 2020 shall be known and may be cited as the omnibus appropriation act of 2019 and shall constitute the omnibus reconciliation spending limit bill for the 2019 regular session of the legislature for purposes of K.S.A. 75-6702(a), and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2. (a) The department of corrections is hereby authorized and directed to pay

the following amount from the Hutchinson correctional facility – facilities operations account of the state general fund for property lost to the following claimant:

Michael Toney #71755
P.O. Box 1568
Hutchinson, KS 67504.....\$13.23

(b) The department of corrections is hereby authorized and directed to pay the following amounts from the Lansing correctional facility – facilities operations account of the state general fund for property lost to the following claimants:

Steven Louis #106652
301 E. Kansas Ave.
Lansing, KS 66043.....\$21.11

Clyde Sullivan, Jr. #44512
301 E. Kansas Ave.
Lansing, KS 66043.....\$1.91

(c) The department of corrections is hereby authorized and directed to pay the following amount from the Larned correctional mental facility – facilities operations account of the state general fund for property lost to the following claimant:

Joseph Chung #95306
P.O. Box 1568
Hutchinson, KS 67504.....\$11.62

Sec. 3. The Kansas department for children and families is hereby authorized and directed to pay the following amount from the social welfare fund for expenses related to the expungement of her developmentally disabled daughter, Megan Miller, from the Kansas child abuse and neglect registry:

Sharon Miller
825 Coving Dr.
Lawrence, KS 66049.....\$2,000

Sec. 4. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund, for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458, and amendments thereto, to the following claimants:

Harold Armstrong
8920 Parallel Rd.
Frankfort, KS 66427.....\$57.00

Phillip Babcock
473 Road W3
Norton, KS 67654.....\$41.28

Kathy Barr
9775 W 333rd St.
Lebo, KS 66856.....\$78.60

Raymond C. Becker
468 Hwy 20 W
Lancaster, KS 66041.....\$726.41

Boge Iron & Metal Co.
P.O. Box 286
Wichita, KS 67201.....\$377.78

Bohm Farm & Ranch Inc. 632 S. Broadway Blvd. Salina, KS 67401.....	\$2,725.54
Patricia Brehm 1946 1400 Ave. Hope, KS 67451.....	\$45.00
City of Wichita 455 N. Main St. Wichita, KS 67202.....	\$8,669.83
John Clark 4144 NW Valencia Rd. Silver Lake, KS 66539.....	\$105.00
Joe F. Clemence 2541 Jeep Rd. Abilene, KS 67410.....	\$205.20
Blake Elliott 787 Paint Rd. Hope, KS 67451.....	\$133.56
General Motors, LLC P.O. Box 9016 Detroit, MI 48202.....	\$54,992.30
Terry D. Goering 1307 E. 20 th Ave. Hutchinson, KS 67502.....	\$67.56
Jerome Goetz 13563 S. Road 45 E Park, KS 67751.....	\$1,153.15
Greeley County Road Dept. P.O. Box 458 Tribune, KS 67879.....	\$1,756.87
Larry P. Hibbard 858 EE75 Rd. Toronto, KS 66777.....	\$107.88
Brenton L. Johnson 1190 Frontier Rd. Minneapolis, KS 67467.....	\$81.00
Lyon County Highway Dept. 500 S. Prairie St. Emporia, KS 66801.....	\$2,619.86
Nelson Brothers Farm 2074 Stafford Rd. Ottawa, KS 66067.....	\$47.40
Harold Quaintance, Jr. 16995 Four Corners Rd. Gardner, KS 66030.....	\$33.24

Ronald Schmitz 1778 Limestone Rd. Home, KS 66438.....	\$130.68
John R. Strobel 31464 N. Highway 59 Garnett, KS 66032.....	\$33.00
USD 212 Northern Valley 512 Bryant St. Almena, KS 67622.....	\$2,629.98
USD 267 Renwick P.O. Box 68 Andale, KS 67001.....	\$934.83
USD 300 Comanche County P.O. Box 721 Coldwater, KS 67029.....	\$253.89
USD 329 Wabaunsee P.O. Box 157 Alma, KS 66401.....	\$910.42
Don R. Vitt 12425 Trego Rd. Saint Paul, KS 66771.....	\$100.68
Kenneth Vitt 2075 Lynx Rd. NW Lebo, KS 66856.....	\$950.76
John T. White P.O. Box 114 Allen, KS 66833.....	\$38.76
Larry D. Wilson 801 W. South City Limit St. Smith Center, KS 66967.....	\$35.40
Wineglass Ranch 1964 Road 21 Severy, KS 67137.....	\$794.88

Sec. 5. (a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in sections 2 through 4 of this act, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 4, as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by sections 2 and 3 of this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 6.

ABSTRACTERS' BOARD OF EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Abstracters' fee fund (016-00-2700-0100)	
For the fiscal year ending June 30, 2020.....	\$25,704
For the fiscal year ending June 30, 2021.....	\$25,703

Sec. 7.

BOARD OF ACCOUNTANCY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the board of accountancy fee fund (028-00-2701-0100) of the board of accountancy is hereby increased from \$390,655 to \$403,420.

Sec. 8.

BOARD OF ACCOUNTANCY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of accountancy fee fund (028-00-2701-0100)	
For the fiscal year ending June 30, 2020.....	\$410,616

Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,200.

For the fiscal year ending June 30, 2021.....	\$416,663
---	-----------

Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,200.

Special litigation reserve fund (028-00-2715-2700)	
For the fiscal year ending June 30, 2020.....	No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....	No limit
---	----------

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable

effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2020, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$15,000: *Provided further*, That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) During the fiscal year ending June 30, 2021, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2021, shall not exceed \$15,000: *Provided further*, That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 9.

STATE BANK COMMISSIONER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the bank commissioner fee fund (094-00-2811) of the state bank commissioner is hereby decreased from \$11,542,856 to \$11,356,673.

Sec. 10.

STATE BANK COMMISSIONER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Bank commissioner fee fund (094-00-2811)
For the fiscal year ending June 30, 2020.....\$11,500,017

Provided, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2020, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000: *Provided further*, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2020, for official hospitality for the division of banking shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$11,662,597

Provided, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2021, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000: *Provided further*, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2021, for official hospitality for the division of banking shall not exceed \$1,000.

Bank examination and investigation fund (094-00-2013-1010)
 For the fiscal year ending June 30, 2020.....No limit
 For the fiscal year ending June 30, 2021.....No limit

Consumer education settlement fund (094-00-2560-2500)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2020, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

For the fiscal year ending June 30, 2021.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2021, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

Litigation expense fund (094-00-2499-2499)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2020, for costs, fees, and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2020, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the litigation expense fund.

For the fiscal year ending June 30, 2021.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2021, for costs, fees, and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2021, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage

lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the litigation expense fund.

(b) During the fiscal years ending June 30, 2020, and June 30, 2021, notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and 16a-6-104, and amendments thereto, or any other statute, all moneys received under the Kansas mortgage business act or the uniform consumer credit code for fines or settlement moneys designated for consumer education shall be deposited in the state treasury to the credit of the consumer education settlement fund (094-00-2560-2500).

Sec. 11.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby increased from \$151,968 to \$176,231.

Sec. 12.

KANSAS BOARD OF BARBERING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of barbering fee fund (100-00-2704-0100)
For the fiscal year ending June 30, 2020.....\$157,263

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$157,501

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Sec. 13.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Behavioral sciences regulatory board fee fund (102-00-2730-0100)
For the fiscal year ending June 30, 2020.....\$939,864

Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000:

Provided further, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2020, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$947,220

Provided, That expenditures from the behavioral sciences regulatory board fee fund

for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000: *Provided further*, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2021, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2021.

Sec. 14.

STATE BOARD OF HEALING ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Healing arts fee fund (105-00-2705-0100)
For the fiscal year ending June 30, 2020.....\$6,145,005

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000: *Provided further*; That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2020, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$6,331,086

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000: *Provided further*; That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2021, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2021.

Medical records maintenance trust fund (105-00-7206-7200)
For the fiscal year ending June 30, 2020.....\$35,000
For the fiscal year ending June 30, 2021.....\$35,000

Sec. 15.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the cosmetology fee fund (149-00-2706-0100) of the Kansas state board of cosmetology is hereby increased from \$1,055,134 to \$1,059,134.

Sec. 16.

KANSAS STATE BOARD OF COSMETOLOGY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Cosmetology fee fund (149-00-2706-0100)
For the fiscal year ending June 30, 2020.....\$1,124,211

Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2021.....\$1,144,609

Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$2,000.

Sec. 17.

STATE DEPARTMENT OF CREDIT UNIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Credit union fee fund (159-00-2026-0100)
For the fiscal year ending June 30, 2020.....\$1,251,313

Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$300.

For the fiscal year ending June 30, 2021.....\$1,269,934

Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$300.

Sec. 18.

KANSAS DENTAL BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the dental board fee fund (167-00-2708-0100) of the Kansas dental board is hereby decreased from \$427,804 to \$414,000.

(b) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 17(a) of chapter 104 of the 2017 Session Laws of Kansas on the dental board fee fund (167-00-2708-0100) of the Kansas dental board is hereby increased from \$500 to \$750.

Sec. 19.

KANSAS DENTAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dental board fee fund (167-00-2708-0100)
For the fiscal year ending June 30, 2020.....\$418,500

Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$750.

For the fiscal year ending June 30, 2021..... \$420,600

Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$750.

Special litigation reserve fund (167-00-2749-2000)
For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure,

and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 20.

STATE BOARD OF MORTUARY ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mortuary arts fee fund (204-00-2709-0100)

For the fiscal year ending June 30, 2020.....\$318,862

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$325,571

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Sec. 21.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 19(a) of chapter 104 of the 2017 Session Laws of Kansas on the hearing instrument board fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby increased from \$26,290 to \$26,996.

Sec. 22.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Hearing instrument board fee fund (266-00-2712-9900)	
For the fiscal year ending June 30, 2020.....	\$26,948
For the fiscal year ending June 30, 2021.....	\$26,907
Hearing instrument litigation fund (266-00-2136-2136)	
For the fiscal year ending June 30, 2020.....	No limit

Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 23.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby increased from \$2,655,711 to \$2,706,173.

Sec. 24.

BOARD OF NURSING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of nursing fee fund (482-00-2716-0200)	
For the fiscal year ending June 30, 2020.....	\$2,767,090

Provided, That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$2,747,110

Provided, That expenditures from the board of nursing fee fund for the fiscal year

ending June 30, 2021, for official hospitality shall not exceed \$500.

Gifts and grants fund (482-00-7346-4000)	
For the fiscal year ending June 30, 2020.....	No limit
For the fiscal year ending June 30, 2021.....	No limit
Education conference fund (482-00-2209-0100)	
For the fiscal year ending June 30, 2020.....	No limit
For the fiscal year ending June 30, 2021.....	No limit
Criminal background and fingerprinting fund (482-00-2745-2700)	
For the fiscal year ending June 30, 2020.....	No limit
For the fiscal year ending June 30, 2021.....	No limit

Sec. 25.

BOARD OF EXAMINERS IN OPTOMETRY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Optometry fee fund (488-00-2717-0100)	
For the fiscal year ending June 30, 2020.....	\$160,860

Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$600.

For the fiscal year ending June 30, 2021.....	\$161,435
---	-----------

Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$600.

Optometry litigation fund (488-00-2547-2547)	
For the fiscal year ending June 30, 2020.....	No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....	No limit
---	----------

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an

objective or goal that bears a valid relationship to powers and functions of the above agency.

Criminal history fingerprinting fund (488-00-2565-2565)
For the fiscal year ending June 30, 2020.....No limit
For the fiscal year ending June 30, 2021.....No limit
Sec. 26.

STATE BOARD OF PHARMACY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy is hereby increased from \$1,622,639 to \$1,663,690.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Public health crisis response fund.....No limit
Sec. 27.

STATE BOARD OF PHARMACY

(a) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$705,000 from the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided*, That, if the state board of pharmacy receives moneys for the operation and maintenance of the prescription monitoring program through a grant or other cooperative agreement with the federal government during fiscal year 2020, then the executive secretary of the state board of pharmacy shall certify the amount of such moneys received to the director of accounts and reports and shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such amount of moneys from the state board of pharmacy fee fund to the medical programs fee fund: *Provided, however*, That the amount of such transfer from the state board of pharmacy fee fund to the medical programs fee fund shall not exceed \$705,000.

(b) On July 1, 2020, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$705,000 from the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State board of pharmacy fee fund (531-00-2718-0100)
For the fiscal year ending June 30, 2020.....\$2,875,739

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal

year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2021.....\$2,959,371

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$2,000.

State board of pharmacy litigation fund (531-00-2733-2700)

For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Non-federal gifts and grants fund (531-00-7018-7000)

For the fiscal year ending June 30, 2020.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2020: *Provided, however*, That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*, That all expenditures from the non-federal gifts and grants fund for fiscal year 2020 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

For the fiscal year ending June 30, 2021.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2021: *Provided, however*, That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and

amendments thereto: *Provided further*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*, That all expenditures from the non-federal gifts and grants fund for fiscal year 2021 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

Prescription drug overdose data-driven prevention initiative – federal fund (531-00-3294-3294)
 For the fiscal year ending June 30, 2020.....No limit
 For the fiscal year ending June 30, 2021.....No limit

Harold Rogers prescription fund (531-00-3188-3110)
 For the fiscal year ending June 30, 2020.....No limit
 For the fiscal year ending June 30, 2021.....No limit

Public health crisis response fund
 For the fiscal year ending June 30, 2020.....No limit
 For the fiscal year ending June 30, 2021.....No limit

(d) During the fiscal year ending June 30, 2020, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$50,000: *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(e) During the fiscal year ending June 30, 2021, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2021, shall not exceed \$50,000: *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(f) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of nursing: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the board of nursing fee fund (482-00-2716-0200) of the board of nursing to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative

research and the executive administrator of the board of nursing: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$103,500.

(g) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of nursing: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the board of nursing fee fund (482-00-2716-0200) of the board of nursing to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*; That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive administrator of the board of nursing: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$103,500.

(h) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the Kansas dental board: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the dental board fee fund (167-00-2708-0100) of the Kansas dental board to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*; That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the Kansas dental board: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$41,500.

(i) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the Kansas dental board: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the dental board fee fund (167-00-2708-0100) of the Kansas dental board to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*; That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the Kansas dental board: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$41,500.

(j) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments

thereto, that is attributable to licensees of the state board of healing arts: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the healing arts fee fund (105-00-2705-0100) of the state board of healing arts to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the state board of healing arts: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$235,500.

(k) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the state board of healing arts: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the healing arts fee fund (105-00-2705-0100) of the state board of healing arts to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the state board of healing arts: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$235,500.

(l) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of examiners in optometry: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive officer of the board of examiners in optometry: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$16,500.

(m) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of examiners in optometry: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry to the state board of pharmacy fee fund (531-00-2718-0100) of the state

board of pharmacy: *Provided further*; That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive officer of the board of examiners in optometry: *Provided, however*; That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$16,500.

Sec. 28.

REAL ESTATE APPRAISAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Appraiser fee fund (543-00-2732-0100)
For the fiscal year ending June 30, 2020.....\$331,906

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$334,160

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Federal registry clearing fund (543-00-7752-7000)
For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

AMC federal registry clearing fund (543-00-7755-7755)
For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Special litigation reserve fund (543-00-2698-2698)
For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an

objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal years ending June 30, 2020, and June 30, 2021, the executive director of the real estate appraisal board, with the approval of the director of the budget, may transfer moneys from the appraiser fee fund (543-00-2732-0100) of the real estate appraisal board to the special litigation reserve fund (543-00-2698-2698) of the real estate appraisal board: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, and for the fiscal year ending June 30, 2021, shall not exceed \$20,000: *Provided further*, That the executive director of the real estate appraisal board shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 29.

KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the real estate fee fund (549-00-2721-0100) of the Kansas real estate commission is hereby increased from \$1,043,759 to \$1,076,152.

Sec. 30.

KANSAS REAL ESTATE COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Real estate fee fund (549-00-2721-0100)
For the fiscal year ending June 30, 2020.....\$1,114,222

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$1,169,916

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000.

Real estate recovery revolving fund (549-00-7368-4200)
For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Background investigation fee fund (549-00-2722-2700)
For the fiscal year ending June 30, 2020.....No limit

Provided, That notwithstanding the provisions of K.S.A. 58-3039, and amendments thereto, or any other statute, moneys collected for the purpose of reimbursing the Kansas real estate commission for the cost of fingerprinting and the criminal history record check shall be deposited in the state treasury and credited to the background investigation fee fund.

For the fiscal year ending June 30, 2021.....No limit

Provided, That notwithstanding the provisions of K.S.A. 58-3039, and amendments thereto, or any other statute, moneys collected for the purpose of reimbursing the

Kansas real estate commission for the cost of fingerprinting and the criminal history record check shall be deposited in the state treasury and credited to the background investigation fee fund.

Sec. 31.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the technical professions fee fund (663-00-2729-0100) of the state board of technical professions is hereby decreased from \$764,182 to \$763,182.

Sec. 32.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Technical professions fee fund (663-00-2729-0100)
For the fiscal year ending June 30, 2020.....\$768,694

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$775,111

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000.

Special litigation reserve fund (663-00-2739-0200)
For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above

agency.

Sec. 33.

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the veterinary examiners fee fund (700-00-2727-1100) of the state board of veterinary examiners is hereby decreased from \$360,653 to \$359,953.

(b) On the effective date of this act, expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2019, for official hospitality shall not exceed \$700.

Sec. 34.

STATE BOARD OF VETERINARY EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Veterinary examiners fee fund (700-00-2727-1100).....\$363,950
For the fiscal year ending June 30, 2020.....\$363,950

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$700.

For the fiscal year ending June 30, 2021.....\$367,017

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$700.

Sec. 35.

GOVERNMENTAL ETHICS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (247-00-1000-0103).....\$380,763
For the fiscal year ending June 30, 2020.....\$380,763

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$440,772

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Governmental ethics commission fee fund (247-00-2188-2000).....\$292,742
For the fiscal year ending June 30, 2020.....\$292,742

For the fiscal year ending June 30, 2021.....\$248,530

Sec. 36.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Legislative coordinating council –
 operations (422-00-1000-0100).....\$599,702

Provided, That any unencumbered balance in the legislative coordinating council – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That notwithstanding the provisions of K.S.A. 75-3765a, and amendments thereto, or any other statute, expenditures shall be made by the above agency from the legislative coordinating council – operations account of the state general fund for fiscal year 2020 for the designation and identification of room 221-E of the state capitol building as a meditation room.

Legislative research department –
 operations (425-00-1000-0103).....\$3,913,474

Provided, That any unencumbered balance in the legislative research department – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Office of revisor of statutes –
 operations (579-00-1000-0103).....\$3,976,120

Provided, That any unencumbered balance in the office of revisor of statutes – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative research department special
 revenue fund (425-00-2111-2000).....No limit

Sec. 37.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operations (including official
 hospitality) (428-00-1000-0103).....\$15,018,014

Provided, That any unencumbered balance in the operations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account, pursuant to vouchers approved by the chairperson or vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee that are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate

members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *And provided further*; That expenditures may be made from this account for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*; That no expenditures shall be made from this account for any meeting of any joint committee, or of any subcommittee of any joint committee, chargeable to fiscal year 2020 unless such meeting is approved by the legislative coordinating council: *And provided further*; That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, or any other statute, expenditures may be made from this account to reimburse members of the legislature for expenses incurred in printing correspondence with constituents: *And provided further*; That no expenses shall be reimbursed unless a legislator has first obtained approval for such printing by the director of legislative administrative services: *And provided further*; That such reimbursements shall only be issued after a legislator provides written receipts showing such expense to the director of legislative administrative services: *And provided further*; That the maximum amount reimbursed to any legislator shall be equal to or less than the maximum amount allotted to any legislator for constituent correspondence pursuant to policies adopted by the legislative coordinating council: *And provided further*; That in addition to the other purposes for which expenditures may be made by the above agency from the operations (including official hospitality) account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the operations (including official hospitality) account of the state general fund for fiscal year 2020 for the director of legislative

administrative services, under the direction of the legislative coordinating council, to administer and supervise the live streaming of legislative proceedings in an amount not to exceed \$247,399: *And provided further*, That in providing such live streaming, the director shall work in cooperation with the information network of Kansas, inc., created by K.S.A. 74-9303, and amendments thereto, which shall provide any services and equipment that the director and the board of the information network of Kansas, inc., have agreed upon and that the director determines to be necessary for the provision of such live streaming.

Legislative information system (428-00-1000-0300).....\$5,302,117

Provided, That any unencumbered balance in the legislative Information system account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Jordan – legislative claim (428-00-1000-0520).....\$27,768

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative special revenue fund (428-00-2260-2200).....No limit

Provided, That expenditures may be made from the legislative special revenue fund, pursuant to vouchers approved by the chairperson or the vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee which are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *Provided further*, That expenditures may be made from this fund for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That amounts are hereby authorized to be collected for such services, facilities and supplies in accordance with policies of the council: *And provided further*, That such amounts shall be fixed in order to recover all or part of the expenses incurred for providing such services, facilities and supplies and shall be consistent with policies and fees established in accordance with K.S.A. 46-1207a, and amendments thereto: *And provided further*, That all such amounts received

shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the legislative special revenue fund: *And provided further*; That all donations, gifts or bequests of money for the legislative branch of government which are received and accepted by the legislative coordinating council shall be deposited in the state treasury and credited to an account of the legislative special revenue fund: *And provided further*; That no expenditures shall be made from this fund for any meeting of any joint committee, or of any subcommittee of any joint committee, during fiscal year 2020 unless such meeting is approved by the legislative coordinating council: *And provided further*; That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2020: *And provided further*; That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2020.

Capitol restoration – gifts and
 donations fund (428-00-7348-7000).....No limit

(c) As used in this section, "joint committee" includes the joint committee on administrative rules and regulations, health care stabilization fund oversight committee, joint committee on special claims against the state, legislative budget committee, joint committee on state building construction, joint committee on information technology, joint committee on pensions, investments and benefits, joint committee on state-tribal relations, confirmation oversight committee, joint committee on corrections and juvenile justice oversight, compensation commission, joint committee on Kansas security, Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight, capitol restoration commission, capitol preservation committee and any other committee, commission or other body for which expenditures are to be paid from moneys appropriated for the legislature for the expenses of any meeting of any such body or for the expenses of any member thereof.

Sec. 38.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the \$2,499,604 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 34(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the operations (including

legislative post audit committee) account (540-00-1000-0100), the sum of \$244,600 is hereby lapsed.

Sec. 39.

DIVISION OF POST AUDIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operations (including legislative post audit committee) (540-00-1000-0100).....\$2,589,522

Provided, That any unencumbered balance in the operations (including legislative post audit committee) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the legislative post audit committee to direct the legislative division of post audit to compare the salaries, compensation and allowances paid by the state to members of the legislature, state officers elected on a statewide basis, justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges to salaries, compensation and allowances paid to such positions in other states: *Provided*, That such comparison shall be presented to the legislative budget committee during the 2019 legislative interim.

Sec. 40.

GOVERNOR'S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Governor's department (252-00-1000-0503).....\$2,432,821

Provided, That any unencumbered balance in the governor's department account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from this account for official hospitality and contingencies without limitation at the discretion of the governor.

Domestic violence prevention grants (252-00-1000-0600).....\$4,617,656

Provided, That any unencumbered balance in the domestic violence prevention grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from the domestic violence prevention grants account for official hospitality and contingencies without limitation at the discretion of the governor.

Child advocacy centers (252-00-1000-0610).....\$801,934

Provided, That any unencumbered balance in the child advocacy centers account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from the child advocacy centers account for official hospitality and contingencies without limitation at the discretion of the governor.

(b) Expenditures may be made by the above agency for travel expenses of the

governor's spouse when accompanying the governor or when representing the governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2020, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(c) Expenditures may be made by the above agency for travel expenses of the lieutenant governor's spouse when accompanying the lieutenant governor or when representing the lieutenant governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the lieutenant governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2020, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Special programs fund (252-00-2149-2000).....No limit

Provided, That expenditures may be made from the special programs fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*; That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*; That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*; That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special programs fund.

Miscellaneous projects fund (252-00-6168-6050).....No limit

Provided, That expenditures may be made from the miscellaneous projects fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*; That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*; That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*; That all fees received for such conferences and all fees received by the governor's department under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the miscellaneous projects fund.

Intragovernmental service fund (252-00-6161-6000).....No limit

Provided, That expenditures may be made from the intragovernmental service fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*; That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*; That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*; That

all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the intragovernmental service fund.

Conversion of materials and equipment fund (252-00-2409-0400).....No limit

Hispanic and Latino American affairs commission – donations fund (252-00-7236-7200).....No limit

Advisory commission on African-American affairs – donations fund (252-00-7242-7210).....No limit

Kansas commission on disability concerns fee fund (252-00-2767-2705).....No limit

Domestic violence grants fund (252-00-2014-2014).....No limit

Provided, That grants made for domestic violence prevention shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control and prevention as the official domestic violence or sexual assault coalition.

Child advocacy centers grant fund (252-00-2024-2024).....No limit

Residential substance abuse – federal fund (252-00-3006-3013).....No limit

Arrest grant – federal fund (252-00-3082-3040).....No limit

National criminal history improvement program – federal fund (252-00-3189-3195).....No limit

Violence against women grant – federal fund (252-00-3214-3211).....No limit

Coverdell forensic science improvement – federal fund (252-00-3227-3234).....No limit

State victim assistance – federal fund (252-00-3250-3250).....No limit

Crime victim assistance – federal fund (252-00-3260-3260).....No limit

Access visitation grant – federal fund (252-00-3460-3460).....No limit

Battered women/family violence prevention – federal fund (252-00-3461-3461).....No limit

Sexual assault services program – federal fund (252-00-3465-3465).....No limit

Edward Byrne justice assistance grants – federal fund (252-00-3757-3763).....No limit

Prison rape elimination act – federal fund (252-00-3758-3755).....No limit

John R Justice grant –
 federal fund (252-00-3802-3802).....No limit
 Project safe neighborhood grant
 federal fund (252-00-3252-3252).....No limit
 Sec. 41.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (082-00-1000).....\$4,913,613

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,000.

Litigation costs (082-00-1000-0040).....\$78,000

Provided, That any unencumbered balance in the litigation costs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Abuse, neglect and
 exploitation unit (082-00-1000-0500).....\$326,628

Provided, That any unencumbered balance in the abuse, neglect and exploitation unit account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made by the attorney general from the abuse, neglect and exploitation unit account pursuant to contracts with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect or exploitation.

Child abuse grants (082-00-1000-0400).....\$75,000

Child exchange and
 visitation centers (082-00-1000-0450).....\$128,000

Provided, That notwithstanding the provisions of K.S.A. 74-7334, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, the above agency may use moneys in the child exchange and visitation centers account for matching funds.

Protection from abuse (082-00-1000-0900).....\$519,000

Office of inspector general.....\$464,282

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Private detective fee fund (082-00-2029-2029).....No limit

Court cost fund (082-00-2012-2000).....No limit

Bond transcript review
 fee fund (082-00-2254-2300).....No limit

Conversion of materials and
 equipment fund (082-00-2405-2040).....No limit

Attorney general's antitrust special revenue fund (082-00-2506-2050).....	No limit
Private gifts fund (082-00-7300-7000).....	No limit
Medicaid fraud reimbursement fund (082-00-9034-9040).....	No limit
Medicaid fraud control unit (082-00-3060-3080).....	No limit
Attorney general's antitrust suspense fund (082-00-9002-9000).....	No limit
Attorney general's consumer protection clearing fund (082-00-9003-9010).....	No limit
Attorney general's committee on crime prevention fee fund (082-00-2113-2090).....	No limit
<i>Provided</i> , That expenditures may be made from the attorney general's committee on crime prevention fee fund for operating expenditures directly or indirectly related to conducting training seminars organized by the attorney general's committee on crime prevention, including official hospitality: <i>Provided further</i> , That the attorney general is hereby authorized to fix, charge and collect fees for conducting training seminars organized by the attorney general's committee on crime prevention: <i>And provided further</i> , That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting such seminars, including official hospitality: <i>And provided further</i> , That all fees received for conducting such seminars shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the attorney general's committee on crime prevention fee fund.	
Tort claims fund (082-00-2613-2080).....	No limit
Crime victims compensation fund (082-00-2563-2060).....	No limit
<i>Provided</i> , That expenditures from the crime victims compensation fund for state operations shall not exceed \$463,276: <i>Provided further</i> , That any expenditures for payment of compensation to crime victims are authorized to be made from this fund regardless of when the claim was awarded.	
Crime victims assistance fund (082-00-2598-2070).....	No limit
Protection from abuse fund (082-00-2239-2030)	No limit
Crime victims grants and gifts fund (082-00-7340-7010).....	No limit
<i>Provided</i> , That all private grants and gifts received by the crime victims compensation board shall be deposited to the credit of the crime victims grants and gifts fund.	
Kansas attorney general batterer intervention program certification fund (082-00-2103-2103).....	No limit
Debt collection administration cost recovery fund (082-00-2305-2240).....	No limit

Provided, That the attorney general shall deposit in the state treasury to the credit of the debt collection administration cost recovery fund all moneys remitted to the attorney general as administrative costs under contracts entered into pursuant to K.S.A. 75-719, and amendments thereto.

Medicaid fraud prosecution revolving fund (082-00-2641-2280).....No limit

Provided, That all moneys recovered by the medicaid fraud and abuse division of the attorney general's office in the enforcement of state and federal law which are in excess of any restitution for overcharges and interest, including all moneys recovered as recoupment of expenses of investigation and prosecution, shall be deposited in the state treasury to the credit of the medicaid fraud prosecution revolving fund: *Provided further*, That, notwithstanding the provisions of K.S.A. 2018 Supp. 21-5933, and amendments thereto, or any other statute, expenditures may be made from the medicaid fraud prosecution revolving fund for other operating expenditures of the attorney general's office other than for medicaid fraud prosecution costs.

Interstate water litigation fund (082-00-2311-2295).....No limit

Provided, That, in addition to the other purposes authorized by K.S.A. 82a-1802, and amendments thereto, expenditures may be made from the interstate water litigation fund for: (1) Litigation costs for the case of Kansas v. Colorado No. 105, Original in the Supreme Court of the United States, including repayment of past contributions; (2) expenses related to the appointment of a river master or such other official as may be appointed by the Supreme Court to administer, implement or enforce its decree or other orders of the Supreme Court related to this case; and (3) expenses incurred by agencies of the state of Kansas to monitor actions of the state of Colorado and its water users and to enforce any settlement, decree or order of the Supreme Court related to this case.

Suspense fund (082-00-9112-9030).....No limit

Children's advocacy center fund (082-00-2654-2610).....No limit

Abuse, neglect and exploitation of people with disabilities unit grant acceptance fund (082-00-2482-2500).....No limit

Concealed weapon licensure fund (082-00-2450-2400).....No limit

Tobacco master settlement agreement compliance fund (082-00-2383-2320).....No limit

Sexually violent predator expense fund (082-00-2379-2310).....No limit

County law enforcement equipment fund (082-00-2470-2470).....No limit

Child exchange and visiting centers fund (082-00-2579-2250).....No limit

Roofing contractor registration fund (082-00-2774-2774).....No limit

State medicaid fraud control unit – federal fund (082-00-3060-3060).....	No limit
Com def sol – violence against women federal fund (082-00-3082-3082).....	No limit
Crime victims compensation federal fund (082-00-3133-3020).....	No limit
Ed Byrne state/local law enforcement federal fund (082-00-3213-3213).....	No limit
Violence against women – ARRA federal fund (082-00-3214-3212).....	No limit
Comm prsct/project safe neighborhood federal fund (082-00-3217-3217).....	No limit
Public safety prtnt/comm pol fund (082-00-3218-3218).....	No limit
Anti-gang initiative federal fund (082-00-3229-3229).....	No limit
Alcohol impaired driving cntnrms federal fund (082-00-3247-3247).....	No limit
Children's justice grant federal fund (082-00-3381-3381).....	No limit
Sexual assault kit initiative federal fund (082-00-3416-3416).....	No limit
Ed Byrne memorial JAG – ARRA federal fund (082-00-3455-3455).....	No limit
Medicaid indirect cost federal fund (082-00-3919-3919).....	No limit
Federal forfeiture fund (082-00-3940-3940).....	No limit
SSA fraud prevention federal fund (082-00-2174-2175).....	No limit
False claims litigation revolving fund (082-00-2650-2600).....	No limit
<i>Provided</i> , That expenditures may be made from the false claims litigation revolving fund for costs associated with litigation under the Kansas false claims act, K.S.A. 2018 Supp. 75-7501 et seq., and amendments thereto.	
GTEAP federal fund (252-00-3050-3065).....	No limit
Ed Byrne memorial justice assistance grant federal fund (352-00-3057-3057).....	No limit
911 state maintenance fund (082-00-2747-2447).....	No limit
DOT prohibit racial profiling (082-00-3566-3566).....	No limit
Human trafficking victim assistance fund (082-00-2775-2775).....	No limit

Criminal appeals cost fund (082-00-2779-2779).....	No limit
Attorney general's open government fund (082-00-2497-2497).....	No limit
Scrap metal theft reduction fee fund (082-00-2085-2100).....	No limit
Bail enforcement agents fee fund (082-00-2259-2259).....	No limit
Fraud and abuse criminal prosecution fund (082-00-2262-2262).....	No limit
Attorney general's state agency representation fund (082-00-2261-2261).....	No limit
State medicaid fraud forfeiture fund.....	No limit

(c) During the fiscal year ending June 30, 2020, grants made pursuant to K.S.A. 74-7325, and amendments thereto, from the protection from abuse fund (082-00-2239-2030) and grants made pursuant to K.S.A. 74-7334, and amendments thereto, from the crime victims assistance fund (082-00-2598-2070) shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control as the official domestic violence or sexual assault coalition.

(d) During the fiscal year ending June 30, 2020, the attorney general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the attorney general to another item of appropriation for fiscal year 2020 from the state general fund for the attorney general. The attorney general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$460,593 from the Kansas endowment for youth fund to the tobacco master settlement agreement compliance fund (082-00-2383-2320) of the attorney general.

(f) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the state general fund to the sexually violent predator expense fund (082-00-2379-2310) of the attorney general.

(g) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$600,000 from the state general fund to the medicaid fraud prosecution revolving fund (082-00-2641-2280).

Sec. 42.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Help America vote act matching funds.....\$109,590

Sec. 43.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Help America vote act matching funds.....\$109,590

Provided, That any unencumbered balance in the help America vote act matching funds account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Cemetery and funeral audit
fee fund (622-00-2225-2100).....No limit

HAVA ELVIS fund (622-00-2353-2150).....No limit

Conversion of materials and
equipment fund (622-00-2418-2200).....No limit

Information and services
fee fund (622-00-2430-2300).....No limit

Provided, That expenditures from the information and services fee fund for official hospitality shall not exceed \$2,533.

State register fee fund (622-00-2619-2500).....No limit

Uniform commercial code
fee fund (622-00-2664-2600).....No limit

State flag and banner fund (622-00-5130-4600).....No limit

Secretary of state fee
refund fund (622-00-9047-9100).....No limit

Electronic voting machine
examination fund (622-00-9101-9200).....No limit

Credit card clearing fund (622-00-9434-9400).....No limit

Suspense fund (622-00-9046-9000).....No limit

Prepaid services fund (622-00-9114-9300).....No limit

Athlete agent registration
fee fund (622-00-2674-2700).....No limit

Democracy fund (622-00-2702-2400).....No limit

Provided, That all expenditures from the democracy fund shall be to provide matching funds to implement Title II of the federal help America vote act of 2002, public law 107-252, as prescribed under that act.

Technology communication
fee fund (622-00-2672-2900).....No limit

Help America Vote Act
federal fund (622-00-3091).....No limit

HAVA Title I federal fund (622-00-3283-3283).....No limit

(c) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from any special revenue fund or funds for fiscal year 2020 by the above agency by this or other appropriation act of the 2019 regular session of the legislature, expenditures

shall be made by the above agency from such special revenue fund or funds to provide a report to the house appropriations committee and the senate ways and means committee detailing the costs of publication in a newspaper in each county pursuant to K.S.A. 64-103, and amendments thereto, of any constitutional amendment that is introduced by the legislature during the 2020 regular session of the legislature and detailing costs to local units of governments for conducting elections that include proposed constitutional amendments.

Sec. 44.

STATE TREASURER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the state treasurer operating fund (670-00-2374-2300) of the state treasurer is hereby decreased from \$1,710,088 to \$1,680,886: *Provided*, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2019, the state treasurer is hereby authorized and directed to credit the first \$1,680,886 received and deposited in the state treasury to the state treasurer operating fund: *Provided further*, That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2019 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*, That all moneys credited to the state treasurer operating fund during fiscal year 2019 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed to administer the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

Sec. 45.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State treasurer operating fund (670-00-2374-2300).....\$1,683,705

Provided, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2020, the state treasurer is hereby authorized and directed to credit the first \$1,683,705 received and deposited in the state treasury to the state treasurer operating fund: *Provided further*, That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2020 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*, That all moneys credited to the state treasurer operating

fund during fiscal year 2020 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed to administer the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

Fiscal agency fund (670-00-7754-6400).....	No limit
Bond services fee fund (670-00-2061-2500).....	No limit
City bond finance fund (670-00-7654).....	No limit
Local ad valorem tax reduction fund (670-00-7394-4800).....	No limit
County and city revenue sharing fund (670-00-7395-4900).....	No limit
Suspense fund (670-00-9054-9000).....	No limit
County and city retailers' sales tax fund (670-00-7608-6000).....	No limit
County and city compensating use tax fund (670-00-7667-6200).....	No limit
Local alcoholic liquor fund (670-00-7665-6100).....	No limit
Local alcoholic liquor equalization fund (670-00-7759-6500).....	No limit
Unclaimed property claims fund (670-00-7758-7700).....	No limit
Unclaimed property expense fund (670-00-2362-2200).....	No limit
<i>Provided</i> , That expenditures from the unclaimed property expense fund for official hospitality shall not exceed \$2,000.	
County and city transient guest tax fund (670-00-7602-6600).....	No limit
Racing admissions tax fund (670-00-7670-6300).....	No limit
Rental motor vehicle excise tax fund (670-00-7681-6800).....	No limit
Transportation development district sales tax fund (670-00-7601-7000).....	No limit
Redevelopment bond fund (670-00-7683-6900).....	No limit
Special qualified industrial manufacturer fund (670-00-9525-9525).....	No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-50,122, and amendments thereto, or any other statute, the special qualified industrial manufacturer fund shall be maintained in the state treasury and shall be administered by the state treasurer for the purposes of the qualified industrial manufacturer act: *Provided further*; That, on the 15th day of each month that commences during fiscal year 2020, the secretary of commerce and the secretary of revenue shall consult and determine the amount of revenue received by the state from withholding taxes paid by each taxpayer

that is a qualified industrial manufacturer during the preceding month and then, jointly, shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *And provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the special qualified industrial manufacturer fund established by this subsection: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the special qualified industrial manufacturer fund interest earnings based on: (1) The average daily balance of moneys in the special qualified industrial manufacturer fund established by this subsection for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the special qualified industrial manufacturer fund from the withholding taxes paid by a qualified industrial manufacturer shall be paid by the state treasurer to such qualified industrial manufacturer on such dates as are mutually agreed to by the secretary of commerce and the state treasurer, serving as paying agent in accordance with the terms of the agreement entered into pursuant to K.S.A. 74-50,122, and amendments thereto, by the secretary of commerce and such qualified industrial manufacturer: *And provided further*, That not more than \$2,000,000 shall be paid from the special qualified industrial manufacturer fund established by this subsection by the state treasurer to a qualified industrial manufacturer: *And provided further*, That the words and phrases used in these provisos to the appropriation of moneys in the special qualified industrial manufacturer fund shall have the meanings respectively ascribed thereto by K.S.A. 74-50,121, and amendments thereto, unless the context requires otherwise.

Kansas postsecondary education savings program trust fund (670-00-7241-7100).....	No limit
Kansas postsecondary education savings expense fund (670-00-2096-2000).....	No limit
Conversion of materials and equipment fund (670-00-2461-2700).....	No limit
Tax increment financing revenue replacement fund (670-00-7391-4700).....	No limit
Spirit bonds fund (670-00-9515-9515).....	No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Spirit bonds fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Spirit bonds fund: *And provided further*,

That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Spirit bonds fund interest earnings based on: (1) The average daily balance of moneys in the Spirit bonds fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Spirit bonds fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Spirit bonds fund to the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Learjet bond fund (670-00-9545-9545).....No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Learjet bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Learjet bond fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Learjet bond fund interest earnings based on: (1) The average daily balance of moneys in the Learjet bond fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Learjet bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Learjet bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Siemens bond fund (670-00-9540-9540).....No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Siemens bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Siemens bond fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Siemens bond fund interest earnings based on: (1) The average daily balance of moneys in the

Siemens bond fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Siemens bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Siemens bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Business machinery and equipment tax reduction assistance fund (670-00-7684-7680).....	\$0
Telecommunications and railroad machinery and equipment tax reduction assistance fund (670-00-7685-7690).....	\$0
Community improvement district sales tax fund (670-00-7610-7650).....	No limit
Special economic revitalization fund (670-00-9520-9520).....	No limit
Bioscience development and investment fund (670-00-9510-9510).....	No limit
KS ABLE savings expense fund (670-00-2177-2177).....	No limit

(b) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 75-1514, and amendments thereto, or any other statute, the commissioner of insurance shall remit all moneys received by the commissioner under K.S.A. 75-1508, and amendments thereto, to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury: *Provided, however*, That, for each such remittance deposited in the state treasury during fiscal year 2020, the state treasurer shall not credit such deposit pursuant to K.S.A. 75-1514, and amendments thereto, but shall credit such deposit in accordance with the provisions of this subsection: *Provided further*, That the state treasurer shall credit 10% of each such deposit to the state general fund and the state treasurer shall credit the remainder of each such deposit as follows: (1) The amount equal to 64% of the remainder of such deposit shall be credited to the fire marshal fee fund (234-00-2330-2000) of the state fire marshal; (2) the amount equal to 20% of the remainder of such deposit shall be credited to the emergency medical services board operating fund (206-00-2326-4000) of the emergency medical services board; and (3) the amount equal to 16% of the remainder of such deposit shall be credited to the fire service training program fund (682-00-2123-2170) of the university of Kansas: *And provided further*, That the amount of each such deposit that is credited to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state fire marshal, the emergency medical services board, and the fire service training program of the university of Kansas by other state agencies which receive appropriations from the state general fund to provide such services: *And provided further*, That, whenever in fiscal

year 2020 the aggregate amount that the 10% credit to the state general fund prescribed by this subsection is equal to \$100,000, then: (1) The provisions of this subsection prescribing the 10% credit to the state general fund no longer shall apply to moneys received pursuant to K.S.A. 75-1508, and amendments thereto; and (2) for the remainder of fiscal year 2020, the state treasurer shall credit the full 100% so received of each such deposit as follows: (A) The amount equal to 64% of such deposit shall be credited to the fire marshal fee fund of the state fire marshal; (B) the amount equal to 20% of such deposit shall be credited to the emergency medical services board operating fund of the emergency medical services board; and (C) the amount equal to 16% of such deposit shall be credited to the fire service training program fund of the university of Kansas.

(c) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-648, and amendments thereto, or any other statute, on July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the Kansas postsecondary education savings expense fund (670-00-2096-2000) of the state treasurer to the KS ABLE savings expense fund (670-00-2177-2177) of the state treasurer.

Sec. 46.

INSURANCE DEPARTMENT

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the securities act fee fund (331-00-2162-0100) of the insurance department is hereby decreased from \$2,969,162 to \$2,839,224.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 47.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Insurance department service regulation fund (331-00-2270-2400).....No limit

Provided, That expenditures from the insurance department service regulation fund for official hospitality shall not exceed \$2,500: *Provided further*; That transfers may be made from this fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company examination fund (331-00-2055-2000).....No limit

Provided, That transfers may be made from the insurance company examination fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company annual statement

examination fund (331-00-2056-2100).....No limit

Insurance company examiner

training fund (331-00-2057-2200).....No limit

Workers compensation fund (331-00-7354-7000).....No limit

Provided, That expenditures from the workers compensation fund for attorney fees and other costs and benefit payments may be made regardless of when services were rendered or when the initial award of benefits was made.

State firefighters relief fund (331-00-7652-7130).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-1706, and amendments thereto, or any other statute, transfers may be made from the state firefighters relief fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company tax and fee

refund fund (331-00-9017-9100).....No limit

Group-funded workers' compensation pools

fee fund (331-00-7374-7120).....No limit

Provided, That transfers may be made from the group-funded workers' compensation pools fee fund to the insurance department rehabilitation and repair fund of the insurance department.

Municipal group-funded pools

fee fund (331-00-7356-7100).....No limit

Provided, That transfers may be made from the municipal group-funded pools fee fund to the insurance department rehabilitation and repair fund of the insurance department.

Uninsurable health insurance

plan fund (331-00-2328-2500).....No limit

Private grants and

gifts fund (331-00-7301-7301).....No limit

Insurance education and

training fund (331-00-2367-2600).....No limit

Provided, That expenditures may be made from the insurance education and training fund for training programs and official hospitality: *Provided further*, That the insurance commissioner is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs shall be fixed in order to collect all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such training programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the insurance education and training fund.

Monumental life

settlement fund (331-00-7360-7360).....No limit

Provided, That all expenditures from the monumental life settlement fund shall be made for scholarship purposes: *Provided further*, That the scholarship recipients shall be African-American students who are currently enrolled and are attending an accredited

higher education institution in the state of Kansas and who have designated a major in mathematics, computer science or business.

Fines and penalties fund (331-00-2351-2510).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-2606, and amendments thereto, or any other statute, all moneys received during fiscal year 2020 for penalties imposed pursuant to K.S.A. 40-2606, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the fines and penalties fund.

Settlements fund (331-00-2523-2520).....No limit

Provided, That moneys may be transferred or otherwise credited to the settlements fund as the result of or pursuant to court orders under K.S.A. 40-3644, and amendments thereto, court-ordered settlements, or legislative authority: *Provided further*, That expenditures from the settlements fund shall be made for the purpose of providing consumer education and outreach or for costs that the insurance department may incur in closeout of any troubled insurance company matters.

HHS consumer assistance grant – federal fund (331-00-3555-3555).....No limit

HHS exchange planning & establishment grant – federal fund (331-00-3556-3556).....No limit

HHS rate review grant – federal fund (331-00-3505-3505).....No limit

Professional employer organization fee fund (331-00-2678-2678).....No limit

Pharmacy benefit manager registration fund (331-00-2162-2665).....No limit

Securities act fee fund (331-00-2162-0100).....\$3,065,869

Provided, That expenditures from the securities act fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

Investor education and protection fund (331-00-2242-2240).....No limit

Provided, That expenditures from the investor education and protection fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$5,000.

Captive insurance regulatory and supervision fund.....No limit

(b) In addition to the other purposes for which expenditures may be made by the insurance department from the insurance company examination fund (331-00-2055-2000) for fiscal year 2020 as authorized by K.S.A. 40-223, and amendments thereto, notwithstanding the provisions of K.S.A. 40-223, and amendments thereto, or any other statute, expenditures may be made by the insurance department from the insurance company examination fund for fiscal year 2020 for the examination of annual statements filed with the commissioner of insurance, regardless of when the services were rendered, when the expenses were incurred or when any claim was submitted or processed for payment and regardless of whether or not the services were rendered or the expenses were incurred prior to the effective date of this act.

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 48.

INSURANCE DEPARTMENT

(a) On July 1, 2020, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 49.

HEALTH CARE STABILIZATION
FUND BOARD OF GOVERNORS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Health care stabilization fund (270-00-7404-2000).....No limit
- Conference fee fund (270-00-2453-2453).....No limit

(b) Expenditures from the health care stabilization fund for the fiscal year ending June 30, 2020, other than refunds authorized by law for the following specified purposes shall not exceed the limitations prescribed therefor as follows:

- Operating expenditures (270-00-7404-2100).....No limit

Provided, That expenditures may be made from the operating expenditures account for official hospitality.

- Legal services and other claims expenses (270-00-7404-2300).....No limit
- Claims and benefits (270-00-7404-2400).....No limit

Sec. 50.

POOLED MONEY INVESTMENT BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Municipal investment pool fund (671-00-7537-7000).....No limit
- Pooled money investment portfolio fee fund (671-00-2319-2000).....No limit

Provided, That, on or before the fifth day of each month of the fiscal year ending June 30, 2020, the state treasurer shall certify to the pooled money investment board an accounting of the banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during such month: *Provided further*, That, prior to the 10th day of each month

during the fiscal year ending June 30, 2020, the pooled money investment board shall review the certification from the state treasurer and shall make expenditures from the pooled money investment portfolio fee fund (671-00-2319-2000) to pay the amount of banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during the second preceding month, as determined by the pooled money investment board: *And provided further*; That expenditures from the pooled money investment portfolio fee fund for official hospitality shall not exceed \$800.

Sec. 51.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Judicial council fund (349-00-2127-2100).....No limit
- Grants and gifts fund (349-00-7326-7000).....No limit

Provided, That all private grants and gifts received by the judicial council, other than moneys received as grants, gifts or donations for the preparation, publication or distribution of legal publications, shall be deposited to the credit of the grants and gifts fund.

- Publications fee fund (349-00-2297-2000).....No limit

Sec. 52.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

- Assigned counsel expenditures (328-00-1000-0700).....\$800,000

Sec. 53.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

- Operating expenditures (328-00-1000-0603).....\$13,646,479

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures for indigents' defense services are authorized to be made from the operating expenditures account regardless of when services were rendered: *Provided further*; That expenditures may be made from the operating expenditures account for negotiated contracts for malpractice insurance for public defenders and deputy or assistant public defenders: *And provided further*; That all contracts for malpractice insurance for public defenders and deputy or assistant public defenders shall be negotiated and purchased by the state board of indigents' defense services, shall not be subject to approval or purchase by the committee on surety bonds and insurance under K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto.

Assigned counsel
 expenditures (328-00-1000-0700).....\$13,139,335

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the assigned counsel expenditures account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures for indigents' defense services are authorized to be made from the assigned counsel expenditures account regardless of when services were rendered.

Capital defense operations (328-00-1000-0800).....\$3,167,081

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the capital defense operations account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures for indigents' defense services are authorized to be made from the capital defense operations account regardless of when services were rendered.

Legal services for prisoners (328-00-1000-0500).....\$289,592

Indigents' defense
 services operations (328-00-1000-0610).....\$156,847

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the indigents' defense services operations account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from the indigents' defense services operations account for the purpose of assigned counsel and other professional services related to contract cases.

Litigation support (328-00-1000-0510).....\$2,760,665

Provided, That any unencumbered balance in the litigation support account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Capital litigation training
 grant fund (328-00-3211-3211).....No limit

Indigents' defense
 services fund (328-00-2119-2000).....No limit

Provided, That expenditures may be made from the indigents' defense services fund for the purpose of assigned counsel and other professional services related to contract cases.

Inservice education workshop
 fee fund (328-00-2186-2100).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*; That the state board of indigents' defense services is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*; That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*; That all fees received for inservice workshops and

conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

(c) During the fiscal year ending June 30, 2020, the executive director of the state board of indigents' defense services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the state board of indigents' defense services to any other item of appropriation for fiscal year 2020 from the state general fund for the state board of indigents' defense services. The executive director shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) In addition to the other purposes for which expenditures may be made by the state board of indigents' defense services from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 to classify public defenders based on the level of cases such public defenders are assigned.

Sec. 54.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Judiciary operations (677-00-1000).....\$109,052,817

Provided, That any unencumbered balance in the judiciary operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That contracts for computer input of judicial opinions and all purchases thereunder shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto: *And provided further*; That expenditures may be made from the judiciary operations account for contingencies without limitation at the discretion of the chief justice: *And provided further*; That expenditures from the judiciary operations account for such contingencies shall not exceed \$25,000: *And provided further*; That expenditures from the judiciary operations account for official hospitality shall not exceed \$4,000: *And provided further*; That expenditures shall be made from the judiciary operations account for the travel expenses of panels of the court of appeals for travel to cities across the state to hear appealed cases.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Library report fee fund (677-00-2106-2000).....No limit

Judiciary technology fund (677-00-2272-1800).....No limit

Dispute resolution fund (677-00-2126-3500).....No limit

Judicial branch
education fund (677-00-2324-1900).....No limit

Provided, That expenditures may be made from the judicial branch education fund to provide services and programs for the purpose of educating and training judicial branch officers and employees, administering the training, testing and education of municipal judges as provided in K.S.A. 12-4114, and amendments thereto, educating and training municipal judges and municipal court support staff, and for the planning and implementation of a family court system, as provided by law, including official hospitality: *Provided further*, That the judicial administrator is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees may be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the judicial branch education fund.

Child welfare federal grant fund (677-00-3942-3300).....	No limit
Child support enforcement contractual agreement fund (677-00-2681-2400).....	No limit
SJI grant fund (677-00-2714-2714).....	No limit
Bar admission fee fund (677-00-2724-2500).....	No limit
Permanent families account – family and children investment fund (677-00-7317-7000).....	No limit
Duplicate law book fund (677-00-2543-2300).....	No limit
Court reporter fund (677-00-2725-2600).....	No limit
Access to justice fund (677-00-2169-2100).....	No limit
Judicial branch nonjudicial salary initiative fund (677-00-2229-2800).....	No limit
Judicial branch nonjudicial salary adjustment fund (677-00-2389-3200).....	No limit
Federal grants fund (677-00-3082-3100).....	No limit
District magistrate judge supplemental compensation fund (677-00-2398-2390).....	No limit
Correctional supervision fund (677-00-2465-2465).....	No limit
Violence against women grant fund – ARRA (677-00-3214-3214).....	No limit
Judicial branch docket fee fund (677-00-2158-2158).....	No limit
Electronic filing and management fund (677-00-2791-2791).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the Kansas endowment for youth fund to the permanent families account – family and children investment fund (677-00-

7317-7000) of the judicial branch.

Sec. 55.

KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$280,680 from the MSA compliance fund (565-00-2274-2274) of the department of revenue to the Kansas endowment for youth fund (365-00-7000-2000) of the Kansas public employees retirement system.

(b) On the effective date of this act, the provisions of section 47(d) of chapter 109 of the 2018 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 56.

KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas public employees
retirement fund (365-00-7002-7000).....No limit

Provided, That no expenditures may be made from the Kansas public employees retirement fund other than for benefits, investments, refunds authorized by law, and other purposes specifically authorized by this or other appropriation act.

Kansas public employees deferred compensation
fees fund (365-00-2376).....No limit

Group insurance reserve fund (365-00-7358-9200).....No limit

Optional death benefit plan
reserve fund (365-00-7357-9100).....No limit

Kansas endowment for
youth fund (365-00-7000-2000).....No limit

Senior services trust fund (365-00-7550-7600).....No limit

Family and children endowment
account – family and children
investment fund (365-00-7010-4000).....No limit

Non-retirement administration fund (365-00-2277).....No limit

Provided, That the executive officer of the Kansas public employees retirement system shall certify to the director of accounts and reports the amount of moneys to transfer from the Kansas endowment for youth fund (365-00-7000-2000), the senior services trust fund (365-00-7550-7600), the family and children endowment account – family and children investment fund (365-00-7010-4000) and the unclaimed property account (670-00-7758-7700) of the state general fund for the purpose of reimbursing the costs of non-retirement-related administrative activities and investment-related expenses for managing such funds in accordance with K.S.A. 74-4909b, and amendments thereto.

KDFA series 2003H bond debt service fund (365-00-7001-2100).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-4921 et seq., and amendments thereto, any employer contributions remitted in accordance with the provisions of K.S.A. 20-2605, and amendments thereto, K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amendments thereto, and K.S.A. 74-4967, and amendments thereto, for the purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109 et seq., and amendments thereto, shall be credited in the KDFA series 2003H bond debt service fund: Provided further, That the executive director of the Kansas public employees retirement system shall certify to the director of accounts and reports an amount to reimburse the state general fund for bond debt service payments authorized in fiscal year 2020: And provided further, That the director of accounts and reports shall transfer to the state general fund such amount certified as provided by the executive director no later than June 30, 2020.

(b) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund (365-00-7002-7000) for the fiscal year ending June 30, 2020, for the following specified purposes:

Agency operations (365-00-7002-7400).....\$12,649,411

Provided, That expenditures from the agency operations account may be made for official hospitality.

Investment-related expenses (365-00-7002-8000).....No limit

KPERS technology project (365-00-7002-7800).....No limit

(c) Expenditures may be made from the non-retirement administration fund (365-00-2277) for the fiscal year ending June 30, 2020, for the following specified purposes:

Agency operations (365-00-2277-2210).....\$100,000

Investment-related expenses (365-00-2277-2220).....No limit

(d) On July 1, 2019, notwithstanding the provisions of K.S.A. 38-2102, and amendments thereto, the amount prescribed by K.S.A. 38-2102(d)(4), and amendments thereto, to be transferred on July 1, 2019, by the director of accounts and reports from the Kansas endowment for youth fund to the children's initiatives fund is hereby increased to \$43,267,487.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$51,000,000 from the state general fund to the Kansas public employees retirement fund (365-00-7002-7000) of the Kansas public employees retirement system.

Sec. 57.

KANSAS HUMAN RIGHTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (058-00-1000-0103).....\$1,115,298

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided, however, That expenditures from this account for official hospitality shall not exceed \$200: Provided further, That expenditures for mediation services contracted with Kansas legal services shall be made only upon certification by the executive director of

the human rights commission to the director of accounts and reports that private moneys are available to match the expenditure of state moneys on a \$1 of private moneys to \$3 of state moneys basis.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State and local fair employment practices –
federal fund (058-00-3016-3000).....No limit

Conversion of materials and
equipment fund (058-00-2404-1300).....No limit

Education and training fund (058-00-2282-2000).....No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures for the commission's education and training programs for the general public, including official hospitality: *Provided further*; That the executive director is hereby authorized to fix, charge and collect fees for such programs: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*; That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

Database conversion fund.....No limit

Sec. 58.

STATE CORPORATION COMMISSION

(a) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 61(e) of chapter 104 of the 2017 Session Laws of Kansas on the public service regulation fund (143-00-2019-0100), the motor carrier license fees fund (143-00-2812-5500) and the conservation fee fund (143-00-2130-2000) of the state corporation commission is hereby increased, in the aggregate, from \$2,000 to \$2,500.

Sec. 59.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Public service
regulation fund (143-00-2019-0100).....No limit

Motor carrier license
fees fund (143-00-2812-5500).....No limit

Conservation fee fund (143-00-2130-2000).....No limit

Provided, That any expenditure made from the conservation fee fund for plugging abandoned wells, cleanup of pollution from oil and gas activities and testing of wells shall be in addition to any expenditure limitation imposed on this fund: *Provided further*; That expenditures may be made from this fund for debt collection and set-off

administration: *And provided further*, That a percentage of the fees collected, not to exceed 27%, shall be transferred from the conservation fee fund to the accounting services recovery fund (173-00-6105-4010) of the department of administration for services rendered in collection efforts: *And provided further*, That all expenditures made from the conservation fee fund for debt collection and set-off administration shall be in addition to any expenditure limitation imposed on this fund: *And provided further*, That the state corporation commission shall include as part of the fiscal year 2020 budget estimates for the state corporation commission submitted pursuant to K.S.A. 75-3717, and amendments thereto, a three-year projection of receipts to and expenditures from the conservation fee fund for fiscal years 2020, 2021 and 2022.

Natural gas underground storage fee fund (143-00-2181-2120).....	No limit
Gas pipeline inspection fee fund (143-00-2023-1100).....	No limit
Special one-call – federal fund (143-00-3477-3477).....	No limit
Compressed air energy storage fee fund (143-00-2454-2410).....	No limit
Abandoned oil and gas well fund (143-00-2143-2100).....	No limit
Facility conservation improvement program fund (143-00-2432-2400).....	No limit
Gas pipeline safety program – federal fund (143-00-3632-3000).....	No limit
Carbon dioxide injection well and underground storage fund (143-00-2358-2500).....	No limit
Energy conservation plan – federal fund (143-00-3682-3500).....	No limit
Energy efficiency revolving loan program – ARRA federal fund (143-00-3161-3160).....	No limit

Provided, That expenditures may be made from the energy efficiency revolving loan program – ARRA federal fund for the energy efficiency revolving loan program pursuant to vouchers approved by the chairperson of the state corporation commission or by a person or persons designated by the chairperson: *Provided further*, That the state corporation commission is hereby authorized to establish the energy efficiency revolving loan program for the purpose of making loans for energy conservation and other energy-related activities: *And provided further*, That loans under such program shall be made at an interest rate established by the state corporation commission: *And provided further*, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons as may be necessary to administer the energy efficiency revolving loan program: *And provided further*, That any person who agrees to receive money from the energy efficiency revolving loan program – ARRA federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy

efficiency revolving loan program – ARRA federal fund: *And provided further*; That moneys repaid to the energy efficiency revolving loan program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the energy efficiency revolving loan program – ARRA federal fund: *And provided further*; That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency revolving loan program – ARRA federal fund interest earnings based on: (1) The average daily balance of repaid moneys in the energy efficiency revolving loan program – ARRA federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Vehicle information systems network –
federal fund (143-00-3244-3244).....No limit

Underground injection control class II –
federal fund (143-00-3768-3700).....No limit

One call – federal fund (143-00-3633-3120).....No limit

Inservice education workshop
fee fund (143-00-2316-2300).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences conducted by the state corporation commission for staff and members of the state corporation commission: *Provided further*; That the state corporation commission is hereby authorized to fix, charge and collect fees for such inservice workshops and conferences: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for conducting such inservice workshops and conferences: *And provided further*; That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Unified carrier registration
clearing fund (143-00-9062-9100).....No limit

Credit card clearing fund (143-00-9401-9400).....No limit

Suspense fund (143-00-9007-9000).....No limit

Well plugging
assurance fund (143-00-2180-2110).....No limit

Energy grants
management fund (143-00-2667-4000).....No limit

Energy efficiency program – federal fund.....No limit

(b) Expenditures for the fiscal year ending June 30, 2020, by the state corporation commission from the conservation fee fund (143-00-2130-2000) or the abandoned oil and gas well fund (143-00-2143-2100) may be made for the service of independent on-site supervision of well plugging contracts: *Provided*, That all such expenditures from the conservation fee fund or the abandoned oil and gas well fund for the purpose of plugging of abandoned oil and gas wells during fiscal year 2020 shall be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto, and

shall not be exempt from such competitive bidding requirements on the basis of the estimated amount of such purchases.

(c) During the fiscal year ending June 30, 2020, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer additional moneys from the conservation fee fund (143-00-2130-2000) of the state corporation commission that are in excess of \$800,000 as prescribed by K.S.A. 55-193, and amendments thereto, to the abandoned oil and gas well plugging fund (143-00-2143-2100) of the state corporation commission: *Provided*, That the chairperson of the state corporation commission shall certify each such transfer of additional moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer funds from any special revenue fund or funds of the state corporation commission to any other special revenue fund or funds of the state corporation commission. The chairperson of the state corporation commission shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) Expenditures for the fiscal year ending June 30, 2020, by the state corporation commission from the public service regulation fund (143-00-2019-0100), the motor carrier license fees fund (143-00-2812-5500) and the conservation fee fund (143-00-2130-2000) for official hospitality shall not exceed, in the aggregate, \$2,500.

(f) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, or any other statute, all moneys received from civil fines and penalties charged and collected by the state corporation commission under K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, in the conservation fee fund (143-00-2130-2000), the public service regulation fund (143-00-2019-0100) and the motor carrier license fees fund (143-00-2812-5500) shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and deposited in the state treasury and credited to the state general fund.

(g) On July 1, 2019, notwithstanding the provisions of K.S.A. 55-166, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the well plugging assurance fund (143-00-2180-2110) of the state corporation commission to the abandoned oil and gas well fund (143-00-2143-2100) of the state corporation commission.

(h) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$100,000 from the public service regulation fund (143-00-2019-0100) of the state corporation commission to the state general fund.

(i) During the fiscal year ending June 30, 2020, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer moneys from the energy efficiency revolving loan program – ARRA federal fund (143-00-3161-3160) to the energy efficiency program – federal fund of the state corporation commission: *Provided*, That the chairperson of the state corporation commission shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research: *Provided further*, That the state corporation commission is

hereby authorized to establish the energy efficiency program for the purpose of energy conservation and other energy-related activities: *And provided further*, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons as may be necessary to administer the energy efficiency program: *And provided further*, That any person who agrees to receive money from the energy efficiency program – federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy efficiency program – federal fund: *And provided further*, That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency program – federal fund interest earnings based on: (1) The average daily balance of moneys in the energy efficiency program – federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Sec. 60.

CITIZENS' UTILITY RATEPAYER BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Utility regulatory fee fund (122-00-2030-2000).....\$999,785

(b) During the fiscal year ending June 30, 2020, in addition to other purposes for which expenditures may be made by the citizens' utility ratepayer board from the utility regulatory fee fund (122-00-2030-2000) for fiscal year 2020 for the citizens' utility ratepayer board as authorized by this or other appropriation act of the 2019 regular session of the legislature, notwithstanding the provisions of any other statute to the contrary, if the total expenditures authorized to be expended on contracts for professional services by the citizens' utility ratepayer board by the expenditure limitation prescribed by subsection (a) are not expended or encumbered for fiscal year 2019, then the amount equal to the remaining amount of such expenditure authority for fiscal year 2019 may be expended from the utility regulatory fee fund for fiscal year 2020 pursuant to contracts for professional services and any such expenditure for fiscal year 2020 shall be in addition to any expenditure limitation imposed on the utility regulatory fee fund for fiscal year 2020.

(c) On and after the effective date of this act, during the fiscal year ending June 30, 2020, no expenditures shall be made by the above agency from the utility regulatory fee fund (122-00-2030-2000) for the review or other oversight of proposed administrative rules and regulations or any other duties pursuant to executive order no. 11-02.

Sec. 61.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Debt setoff settlement..... \$9,291,945

(b) On the effective date of this act, of the \$250,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 66(k) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the SIBF –

state building insurance account (173-00-8100-8920), the sum of \$56,227 is hereby lapsed.

(c) On the effective date of this act, of the \$270,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 66(l) of chapter 104 of the 2017 Session Laws of Kansas from the correctional institutions building fund in the CIBF – state building insurance account (173-00-8600-8930), the sum of \$2,578 is hereby lapsed.

(d) On the effective date of this act, the provisions of section 66(q) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 62.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (173-00-1000-0200).....\$4,581,294

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$2,000: *Provided further*; That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the operating expenditures account for three employees in the unclassified service under the Kansas civil service act.

Budget analysis (173-00-1000-0520).....\$1,546,035

Provided, That any unencumbered balance in the budget analysis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the budget analysis account for eight employees in the unclassified service under the Kansas civil service act: *And provided further*; That expenditures from this account for official hospitality shall not exceed \$1,000.

Long-term care ombudsman (173-00-1000-0580).....\$287,351

Provided, That any unencumbered balance in the long-term care ombudsman account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from this account for official hospitality shall not exceed \$1,000.

KPERS bonds debt service (173-00-1000-0440).....\$64,001,866

(b) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, the following:

KPERS bond debt service (173-00-1700-1704).....\$36,126,992

Public broadcasting digital conversion debt service (173-00-1700-1703).....\$434,125

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter

lawfully credited to and available in such fund or funds, except that expenditures other than refunds or indirect cost recoveries authorized by law shall not exceed the following:

Federal cash
management fund (173-00-2001-2200).....No limit

State leave payment
reserve fund (173-00-7730-7350).....No limit

Building and ground fund (173-00-2028-2000).....No limit

General fees fund (173-00-2197-2020).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the division of personnel services, including human resources programs and official hospitality: *Provided further*, That the director of personnel services is hereby authorized to fix, charge and collect fees: *And provided further*, That fees shall be fixed in order to recover all or part of the operating expenses incurred, including official hospitality: *And provided further*, That all fees received, including fees received under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Human resource information systems cost
recovery fund (173-00-6103-5700).....No limit

Budget fees fund (173-00-2191-2100).....No limit

Provided, That expenditures may be made from the budget fees fund for operating expenditures for the division of the budget, including training programs, special projects and official hospitality: *Provided further*, That the director of the budget is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs and special projects shall be fixed in order to recover all or part of the operating expenses incurred for such training programs and special projects, including official hospitality: *And provided further*, That all fees received for such training programs and special projects and all fees received by the division of the budget under the open records act for providing access to or furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the budget fees fund.

Purchasing fees fund (173-00-2017-2130).....No limit

Provided, That expenditures may be made from the purchasing fees fund for operating expenditures of the division of purchases, including training seminars and official hospitality: *Provided further*, That the director of purchases is hereby authorized to fix, charge and collect fees for operating expenditures incurred to reproduce and disseminate purchasing information, administer vendor applications, administer state contracts and conduct training seminars, including official hospitality: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenses: *And provided further*, That all fees received for such operating expenses shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the purchasing fees fund.

Architectural services
 fee fund (173-00-2075-2110).....No limit

Provided, That expenditures may be made from the architectural services fee fund for operating expenditures for distribution of architectural information: *Provided further*; That the director of facilities management is hereby authorized to fix, charge and collect fees for reproduction and distribution of architectural information: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred for reproducing and distributing architectural information: *And provided further*; That all fees received for such reproduction and distribution of architectural information shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services fee fund.

Budget equipment
 conversion fund (173-00-2434-2090).....No limit

Conversion of materials and
 equipment fund (173-00-2408-2030).....No limit

Architectural services equipment
 conversion fund (173-00-2401-2170).....No limit

Property contingency fund (173-00-2640-2060).....No limit

Flood control emergency –
 federal fund (173-00-3024-3020).....No limit

INK special revenue fund (173-00-2764-2702).....No limit

FICA reimbursements medical
 residents fund (173-00-7599-7500).....No limit

State buildings
 operating fund (173-00-6148-4100).....No limit

Provided, That the secretary of administration is hereby authorized to fix, charge and collect a real estate property leasing services fee at a reasonable rate per square foot of space leased by state agencies as approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, to recover the costs incurred by the department of administration in providing services to state agencies relating to leases of real property: *Provided further*; That each state agency that is party to a lease of real property that is approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, shall remit to the secretary of administration the real estate property leasing services fee upon receipt of the billing therefor: *And provided further*; That all moneys received for real estate property leasing services fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund (173-00-2028-2000), as determined and directed by the secretary of administration: *And provided further*; That the net proceeds from the sale of all or any part of the Topeka state hospital property, as defined by K.S.A. 2018 Supp. 75-37,123(a), and amendments thereto, shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration: *And provided further*; That the secretary of administration is hereby authorized to fix, charge and collect a

surcharge against all state agency leased square footage in Shawnee county, including both state-owned and privately owned buildings: *And provided further*, That all moneys received for such surcharge shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration.

Accounting services
recovery fund (173-00-6105-4010).....No limit

Provided, That expenditures may be made from the accounting services recovery fund for the operating expenditures, including official hospitality, of the department of administration: *Provided further*, That the secretary of administration is hereby authorized to fix, charge and collect fees for services or sales provided by the department of administration that are not specifically authorized by any other statute: *And provided further*, That all fees received for such services or sales shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the accounting services recovery fund.

Architectural services
recovery fund (173-00-6151-5500).....No limit

Provided, That expenditures may be made from the architectural services recovery fund for operating expenditures for the division of facilities management: *Provided further*, That the director of facilities management is hereby authorized to fix, charge and collect fees for services provided to other state agencies not directly related to the construction of a capital improvement project: *And provided further*, That all fees received for all such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

Motor pool service fund (173-00-6109-4020).....No limit

Intragovernmental printing
service fund (173-00-6165-9800).....No limit

Intragovernmental printing service depreciation
reserve fund (173-00-6167-9810).....No limit

Municipal accounting and training services
recovery fund (173-00-2033-1850).....No limit

Provided, That expenditures may be made from the municipal accounting and training services recovery fund to provide general ledger, payroll reporting, utilities billing, data processing, and accounting services to municipalities and to provide training programs conducted for municipal government personnel, including official hospitality: *Provided further*, That the director of accounts and reports is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees shall be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the municipal accounting and training services recovery fund.

Canceled warrants	
payment fund (173-00-2645-2070).....	No limit
State emergency fund (173-00-2581-2150).....	No limit
Bid and contract	
deposit fund (173-00-7609-7060).....	No limit
Federal withholding tax	
clearing fund (173-00-7701-7080).....	No limit
Financial management system	
development fund (173-00-6135-6130).....	No limit
<i>Provided</i> , That the secretary of administration may establish fees and make special assessments in order to finance the costs of developing the financial management system: <i>Provided further</i> , That all moneys received for such fees and special assessments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial management system development fund.	
State gaming revenues fund (173-00-9011-9100).....	No limit
Financial management system development	
fund – on budget (173-00-2689-2689).....	No limit
Construction defects	
recovery fund (173-00-2632-2615).....	No limit
Facilities conservation	
improvement fund (173-00-8745-4912).....	No limit
State revolving fund services	
fee fund (173-00-2038-2700).....	No limit
Conversion of materials and equipment – recycling	
program fund (173-00-2435-2031).....	No limit
Curtis office building maintenance	
reserve fund (173-00-2010-2190).....	No limit
Equipment lease purchase program administration	
clearing fund (173-00-8701-8000).....	No limit
Suspense fund (173-00-9075-9220).....	No limit
Electronic funds transfer	
suspense fund (173-00-9175-9490).....	No limit
Surplus property program fund –	
on budget (173-00-2323-2300).....	No limit
Surplus property program fund –	
off budget (173-00-6150-6150).....	No limit
Older Americans act title IIIB	
long-term care ombudsman	
federal fund (173-00-3287-3287).....	No limit
Older Americans act title VII	
long-term care ombudsman	
federal fund (173-00-3358-3140).....	No limit

Long-term care ombudsman gift and grant fund (173-00-7258-7280).....	No limit
Title XIX – long-term care ombudsman medical assistance program federal fund (173-00-3414-3414).....	No limit
Wireless enhanced 911 grant fund (173-00-2577-2570).....	No limit
Bioscience development fund (173-00-2765-2703).....	No limit
Dwight D Eisenhower statue fund.....	No limit
Digital imaging program fund.....	No limit

Provided, That expenditures may be made from the digital imaging program fund for grants to state agencies for digital document imaging projects.

(d) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, for the secretary of administration, as part of the system of payroll accounting formulated under K.S.A. 75-5501, and amendments thereto, to establish a payroll deduction plan, for the purpose of allowing insurers, who are authorized to do business in the state of Kansas, to offer to state employees accident, disability, specified disease and hospital indemnity products, which may be purchased by such employees: *Provided, however*; That any such insurer and indemnity product shall be approved by the Kansas state employees health care commission prior to the establishment of such payroll deduction: *Provided*, That upon notification of an employing agency's receipt of written authorization by any state employee, the director of accounts and reports shall make periodic deductions of amounts as specified in such authorization from the salary or wages of such state employee for the purpose of purchasing such indemnity products: *Provided further*; That, subject to the approval of the secretary of administration, the director of accounts and reports may prescribe procedures, limitations and conditions for making payroll deductions pursuant to this section.

(e) On July 1, 2019, the director of accounts and reports shall transfer \$210,000 from the state highway fund to the state general fund for the purpose of reimbursing the state general fund for the cost of providing purchasing services to the department of transportation.

(f) During the fiscal year ending June 30, 2020, the secretary of administration is hereby authorized to approve refinancing of equipment being financed by state agencies through the department's equipment financing program. Such refinancing project is hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto.

(g) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated in any capital improvement account of any special revenue fund or funds or in any capital improvement account of the state general fund for the above agency for fiscal year 2020 by this or other appropriation act of the

2019 regular session of the legislature, expenditures may be made by the above agency from any such capital improvement account of any special revenue fund or funds or any such capital improvement account of the state general fund for fiscal year 2020 for the purpose of making emergency repairs to any facility that is under the charge, care, management or control of the department of administration as provided by law: *Provided*, That the secretary of administration shall make a full report on such repairs and expenditures to the director of the budget and the director of legislative research.

(h) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the state economic development initiatives fund and shall record a corresponding credit to the state economic development initiatives fund in an amount certified by the director of the budget that shall be equal to 75% of the amount estimated by the director of the budget to be transferred and credited to the state economic development initiatives fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the state economic development initiatives fund during fiscal year 2020. All moneys transferred and credited to the state economic development initiatives fund during fiscal year 2020 shall reduce the amount debited and credited to the state economic development initiatives fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the state economic development initiatives fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the state economic development initiatives fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the state economic development initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the state economic development initiatives fund by the state treasurer in accordance with the notice thereof.

(i) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the correctional institutions building fund and shall record a corresponding credit to the correctional institutions building fund in an amount certified by the director of the budget that shall be equal to 80% of the amount estimated by the director of the budget to be transferred and credited to the correctional institutions building fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the correctional institutions building fund during fiscal year 2020. All moneys transferred and credited to the correctional institutions building fund during fiscal year 2020 shall reduce the amount debited and credited to the correctional institutions building fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the correctional institutions building fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the correctional institutions building fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the correctional institutions building fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the correctional institutions building fund by the state treasurer in accordance with the notice thereof.

(j) During the fiscal year ending June 30, 2020, the secretary of administration, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the department of administration to another item of appropriation for fiscal year 2020 from the state general fund for the department of administration. The secretary of administration shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(k) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, the following:

SIBF – state
building insurance (173-00-8100-8920).....\$160,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the SIBF – state building insurance account of the state institutions building fund for state building insurance premiums.

(l) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2020, the following:

CIBF – state
building insurance (173-00-8600-8930).....\$175,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b09, and amendments thereto, expenditures may be made by the above agency from the CIBF – state building insurance account of the correctional institutions building fund for state building insurance premiums.

(m) On July 1, 2019, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts from the appropriate federal fund or funds of the Kansas department for aging and disability services to the older Americans act title IIIB long-term care ombudsman federal fund (173-00-3287-3287) of the department of administration: *Provided*, That the aggregate of such amount or amounts transferred during fiscal year 2020 shall be equal to and shall not exceed the older Americans act title VII: ombudsman award and 4.38% of the Kansas older Americans act title III: part B supportive services award.

(n) (1) (A) Prior to August 15, 2019, the state board of regents shall determine and certify to the director of the budget each of the specific amounts from the amounts appropriated from the state general fund or from the moneys appropriated and available in the special revenue funds for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection: *Provided*, That the aggregate of all such amounts certified to the director of the budget shall be an amount that is equal to

or more than \$1,184,054. The certification by the state board of regents shall specify the amount in each account of the state general fund or in each special revenue fund, or account thereof, that is designated by the state board of regents pursuant to this subsection for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account in the state general fund by the director of accounts and reports pursuant to this subsection. At the same time as such certification is transmitted to the director of the budget, the state board of regents shall transmit a copy of such certification to the director of legislative research.

(B) The director of the budget shall review each such certification from the state board of regents and shall certify a copy of each such certification from the state board of regents to the director of accounts and reports. At the same time as such certification is transmitted to the director of accounts and reports, the director of the budget shall transmit a copy of each such certification to the director of legislative research.

(C) On August 15, 2019, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under this subsection, the appropriation for fiscal year 2020 for each account of the state general fund, state economic development initiatives fund, state water plan fund and children's initiatives fund that is appropriated or reappropriated for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under this subsection.

(2) In determining the amounts to be certified to the director of accounts and reports in accordance with this subsection, the director of the budget and the state board of regents shall consider any changed circumstances and unanticipated reductions in expenditures or unanticipated and required expenditures by the regents agencies for fiscal year 2020.

(3) As used in this subsection, "regents agency" means the state board of regents, Fort Hays state university, Kansas state university, Kansas state university extension systems and agriculture research programs, Kansas state university veterinary medical center, Emporia state university, Pittsburg state university, the university of Kansas, the university of Kansas medical center and Wichita state university.

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

(A) Any money held in trust in a trust fund or held in trust in any other special revenue fund or funds of any regents agency;

(B) any moneys received from any agency or authority of the federal government or from any other federal source, other than any such federal moneys that are credited to or may be received and credited to special revenue funds of a regents agency and that are determined by the state board of regents to be federal moneys that may be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection;

(C) any account of the Kansas educational building fund; or

(D) any fund of any regents agency in the state treasury, as determined by the director of the budget, that would experience financial or administrative difficulties as a result of executing the provisions of this subsection, including, but not limited to, cash-flow problems, the inability to meet ordinary expenditure obligations, or any conflicts with prevailing contracts, compacts or other provisions of law.

(5) Each amount transferred from any special revenue fund of any regents agency to the state general fund pursuant to this subsection is transferred to reimburse the state

general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the regents agency involved by other state agencies that receive appropriations from the state general fund to provide such services.

(o) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, for the secretary of administration to fix, charge and collect fees for architectural, engineering and management services provided for capital improvement projects of the state board of regents or any state educational institution, as defined by K.S.A. 76-711, and amendments thereto, for which the department of administration provides such services and which are financed in whole or in part by gifts, bequests or donations made by one or more private individuals or other private entities: *Provided*, That such fees for such services are hereby authorized to be fixed, charged and collected in accordance with the provisions of K.S.A. 75-1269, and amendments thereto, notwithstanding any provisions of K.S.A. 75-1269, and amendments thereto, to the contrary: *Provided further*, That all such fees received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

(p) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the expanded lottery act revenues fund and shall record a corresponding credit to the expanded lottery act revenues fund in an amount certified by the director of the budget that shall be equal to the amount estimated by the director of the budget to be transferred and credited to the expanded lottery act revenues fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the expanded lottery act revenues fund during fiscal year 2020. All moneys transferred and credited to the expanded lottery act revenues fund during fiscal year 2020 shall reduce the amount debited and credited to the expanded lottery act revenues fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the expanded lottery act revenues fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the expanded lottery act revenues fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the expanded lottery act revenues fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the expanded lottery act revenues fund by the state treasurer in accordance with the notice thereof.

(q) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the children's initiatives fund and shall record a corresponding credit to the children's initiatives fund in an amount certified by the

director of the budget that shall be equal to 50% of the amount estimated by the director of the budget to be transferred and credited to the children's initiatives fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the children's initiatives fund during fiscal year 2020. Among other appropriate factors, the director of the budget shall take into consideration the estimated and actual receipts and interest earnings of the Kansas endowment for youth fund for fiscal year 2019 and fiscal year 2020 in determining the amount to be certified under this subsection. All moneys transferred and credited to the children's initiatives fund during fiscal year 2020 shall reduce the amount debited and credited to the children's initiatives fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the children's initiatives fund pursuant to this subsection to reflect all moneys actually transferred and credited to the children's initiatives fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the children's initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the children's initiatives fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund shall be made after the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (r) for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund.

(r) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the Kansas endowment for youth fund and shall record a corresponding credit to the Kansas endowment for youth fund in an amount certified by the director of the budget that shall be equal to 75% of the amount approved for expenditure by the children's cabinet during the fiscal year ending June 30, 2020, as certified by the director of the budget. All moneys received and credited to the Kansas endowment for youth fund during fiscal year 2020 shall reduce the amount debited and credited to the Kansas endowment for youth fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the Kansas endowment for youth fund pursuant to this subsection to reflect all moneys actually transferred and credited to the Kansas endowment for youth fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the Kansas endowment for youth fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for

the Kansas endowment for youth fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund shall be made before the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (q) for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund.

Sec. 63.

OFFICE OF INFORMATION
TECHNOLOGY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Office 365 cloud email services (335-00-1000-0020).....\$826,378

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030).....No limit

Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology reserve fund (335-00-6147-4080).....No limit

Public safety broadband services fund (335-00-2125-2125).....No limit

GIS contracting services fund (335-00-2163-2163).....No limit

GIS contracting services fund (335-00-6009-6009).....No limit

State and local implementation grant – federal fund (335-00-3576-3576).....No limit

Sec. 64.

KANSAS INFORMATION SECURITY OFFICE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030).....No limit

Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited

to the information technology fund.

Information technology reserve fund (335-00-6147-4080).....No limit
Sec. 65.

OFFICE OF ADMINISTRATIVE HEARINGS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Administrative hearings office fund (178-00-2582).....No limit

Provided, That expenditures from the administrative hearings office fund for official hospitality shall not exceed \$100.

Sec. 66.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (562-00-1000-0103).....\$795,643

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Duplicating fees fund (562-00-2219-2200).....\$3,000

BOTA filing fee fund (562-00-2240-2240).....\$1,090,888

Sec. 67.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the division of vehicles operating fund (565-00-2089-2020) of the department of revenue is hereby decreased from \$48,770,738 to \$48,689,925.

Sec. 68.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (565-00-1000-0303).....\$15,668,081

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter

lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Sand royalty fund (565-00-2087-2010).....No limit
- Division of vehicles operating fund (565-00-2089-2020).....\$50,100,251

Provided, That all receipts collected under authority of K.S.A. 74-2012, and amendments thereto, shall be credited to the division of vehicles operating fund: *Provided further*, That any expenditure from the division of vehicles operating fund of the department of revenue to reimburse the audit services fund (540-00-9204-9000) of the division of post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the division of vehicles operating fund for the fiscal year ending June 30, 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, expenditures may be made from this fund for the administration and operation of the department of revenue.

- Vehicle dealers and manufacturers fee fund (565-00-2189-2030).....No limit

- Kansas qualified agricultural ethyl alcohol producer incentive fund (565-00-2215).....No limit

- Division of vehicles modernization fund (565-00-2390-2390).....No limit

- Kansas retail dealer incentive fund (565-00-2387-2380).....No limit

- Local report fee fund (565-00-2249-2160).....No limit

- Conversion of materials and equipment fund (565-00-2417-2050).....No limit

- Forfeited property fee fund (565-00-2428-2200).....No limit

- Setoff services revenue fund (565-00-2617-2080).....No limit

- Publications fee fund (565-00-2663-2090).....No limit

- Child support enforcement contractual agreement fund (565-00-2683-2110).....No limit

- County treasurers' vehicle licensing fee fund (565-00-2687-2120).....No limit

- Tax amnesty recovery fund (565-00-2462-2462).....No limit

- Reappraisal reimbursement fund (565-00-2693-2130).....No limit

Provided, That all moneys received for the costs incurred for conducting appraisals for any county shall be deposited in the state treasury and credited to the reappraisal reimbursement fund: *Provided further*, That expenditures may be made from this fund for the purpose of conducting appraisals pursuant to orders of the state board of tax appeals under K.S.A. 79-1479, and amendments thereto.

- Special training fund (565-00-2016-2000).....No limit

Provided, That expenditures may be made from the special training fund for

operating expenditures, including official hospitality, incurred for conferences, training seminars, workshops and examinations: *Provided further*, That the secretary of revenue is hereby authorized to fix, charge and collect fees for conferences, training seminars, workshops and examinations sponsored or cosponsored by the department of revenue: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for such conferences, training seminars, workshops and examinations or for qualifying applicants for such conferences, training seminars, workshops and examinations: *And provided further*, That all fees received for conferences, training seminars, workshops and examinations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special training fund.

Recovery fund for enforcement actions and attorney fees (565-00-2021-2060).....	No limit
Earned income tax credits – TANF – federal fund (565-00-3345-3340).....	No limit
Commercial vehicle information systems/network federal fund (565-00-3244-3244).....	No limit
Temporary assistance – needy families federal fund (565-00-3323-3323).....	No limit
Highway planning construction federal fund (565-00-3333-3333).....	No limit
Immigration MOU federal fund (565-00-3497-3497).....	No limit
Commercial drivers licensing state program federal fund (565-00-3515-3515).....	No limit
DL security grant program fund (565-00-3780-3150).....	No limit
State and community highway safety fund (565-00-3815-3815).....	No limit
Microfilming fund (565-00-2281-2270).....	No limit
<i>Provided</i> , That expenditures may be made from the microfilming fund to operate and maintain a microfilming activity to sell microfilming services to other state agencies: <i>Provided further</i> , That all moneys received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilming fund.	
Miscellaneous trust bonds fund (565-00-7556-5180).....	No limit
Liquor excise tax guarantee bond fund (565-00-7604-5190).....	No limit
Non-resident contractors cash bond fund (565-00-7605-5200).....	No limit
Bond guaranty fund (565-00-7606-5210).....	No limit
Interstate motor fuel user cash bond fund (565-00-7616-5220).....	No limit

Motor fuel distributor cash	
bond fund (565-00-7617-5230).....	No limit
Special county mineral production	
tax fund (565-00-7668-5280).....	No limit
County drug tax fund (565-00-7680-5310).....	No limit
Escheat proceeds	
suspense fund (565-00-7753-5290).....	No limit
Privilege tax refund fund (565-00-9031-9300).....	No limit
Suspense fund (565-00-9032-9310).....	No limit
Cigarette tax refund fund (565-00-9033-9330).....	No limit
Motor-vehicle fuel tax	
refund fund (565-00-9035-9350).....	No limit
Cereal malt beverage tax	
refund fund (565-00-9036-9360).....	No limit
Income tax refund fund (565-00-9038-9370).....	No limit
Sales tax refund fund (565-00-9039-9380).....	No limit
Compensating tax	
refund fund (565-00-9040-9390).....	No limit
Alcoholic liquor tax	
refund fund (565-00-9041-9400).....	No limit
Cigarette/tobacco products	
regulation fund (565-00-2294-2190).....	No limit
Motor carrier tax	
refund fund (565-00-9042-9410).....	No limit
Car company tax fund (565-00-9043-9420).....	No limit
Protested motor carrier	
taxes fund (565-00-9044-9430).....	No limit
Tobacco products	
refund fund (565-00-9045-9440).....	No limit
Transient guest tax refund fund (established by	
K.S.A. 12-1694a) (565-00-9066-9450).....	No limit
Interstate motor fuel taxes	
clearing fund (565-00-9070-9710).....	No limit
Motor carrier permits escrow	
clearing fund (565-00-7581-5400).....	No limit
Transient guest tax refund fund established by	
K.S.A. 12-16,100 (565-00-9074-9480).....	No limit
Interstate motor fuel taxes	
refund fund (565-00-9069-9010).....	No limit
Interfund clearing fund (565-00-9096-9510).....	No limit
Local alcoholic liquor	
clearing fund (565-00-9100-9700).....	No limit

International registration plan distribution
clearing fund (565-00-9103-9520).....No limit

Rental motor vehicle excise tax
refund fund (565-00-9106-9730).....No limit

International fuel tax agreement
clearing fund (565-00-9072-9015).....No limit

Mineral production tax
refund fund (565-00-9121-9540).....No limit

Special fuels tax refund fund (565-00-9122-9550).....No limit

LP-gas motor fuels
refund fund (565-00-9123-9560).....No limit

Local alcoholic liquor
refund fund (565-00-9124-9570).....No limit

Sales tax clearing fund (565-00-9148-9580).....No limit

Rental motor vehicle excise tax
clearing fund (565-00-9187-9640).....No limit

VIPS/CAMA technology
hardware fund (565-00-2244-2170).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2021, and amendments thereto, or of any other statute, expenditures may be made from the VIPS/CAMA technology hardware fund (565-00-2244-2170) for the purposes of upgrading the VIPS/CAMA computer hardware and software for the state or for the counties and for administration and operation of the department of revenue.

County and city retailers sales tax clearing fund – county
and city sales tax (565-00-9190-9610).....No limit

City and county compensating use tax
clearing fund (565-00-9191-9620).....No limit

County and city transient guest tax
clearing fund (565-00-9192-9630).....No limit

Automated tax systems fund (565-00-2265-2265).....No limit

Dyed diesel fuel fee fund (565-00-2286-2280).....No limit

Electronic databases fee fund (565-00-2287-2180).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2022, and amendments thereto, or of any other statute, expenditures may be made from the electronic databases fee fund (565-00-2287-2180) for the purposes of operating expenditures, including expenditures for capital outlay; of operating, maintaining or improving the vehicle information processing system (VIPS), the Kansas computer assisted mass appraisal system (CAMA) and other electronic database systems of the department of revenue, including the costs incurred to provide access to or to furnish copies of public records in such database systems and for the administration and operation of the department of revenue.

Photo fee fund (565-00-2084-2140).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 2018 Supp. 8-299, and

amendments thereto, or any other statute, expenditures may be made from the photo fee fund for administration and operation of the driver license program and related support operations in the division of administration of the department of revenue, including costs of administering the provisions of K.S.A. 8-240, 8-243, 8-267, 8-1324 and 8-1325, and amendments thereto, relating to drivers licenses, instruction permits and identification cards.

Estate tax abatement refund fund (565-00-9082-9501).....	No limit
Distinctive license plate fund (565-00-2232-2230).....	No limit
Repossessed certificates of title fee fund (565-00-2015-2070).....	No limit
Hazmat fee fund (565-00-2365-2300).....	No limit
Intra-governmental service fund (565-00-6132-6101).....	No limit
Community improvement district sales tax administration fund (565-00-7675-5300).....	No limit
Community improvement district sales tax refund fund (565-00-9049-9455).....	No limit
Community improvement district sales tax clearing fund (565-00-9189-9655).....	No limit
Drivers license first responders indicator federal fund (565-00-3179-3179).....	No limit
Enforcing underage drinking federal fund (565-00-3219-3219).....	No limit
FDA tobacco program federal fund (565-00-3330-3330).....	No limit
Commercial vehicle administrative system fund (565-00-2098-2098).....	No limit
State charitable gaming regulation fund (565-00-2381-2385).....	No limit
Charitable gaming refund fund (565-00-9001-9001).....	No limit
Commercial driver's license drive test fee fund (565-00-2816-2816).....	No limit
DUI-III designation fund (565-00-2380-2370).....	No limit
MSA compliance fund (565-00-2274-2274).....	No limit
Alcoholic beverage control modernization fund (565-00-2299-2299).....	No limit
Native American veterans' income tax refund fund.....	No limit

(c) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the director of accounts and reports shall transfer \$11,901,365 from the state highway fund (276-00-4100-4100) of the department of transportation to the division of vehicles operating fund (565-00-2089-2020) of the department of revenue for the purpose of

financing the cost of operation and general expense of the division of vehicles and related operations of the department of revenue.

(d) On August 1, 2019, the director of accounts and reports shall transfer \$77,250 from the accounting services recovery fund (173-00-6105-4010) of the department of administration to the setoff services revenue fund (565-00-2617-2080) of the department of revenue for reimbursing costs of recovering amounts owed to state agencies under K.S.A. 75-6201 et seq., and amendments thereto.

(e) On August 1, 2019, the director of accounts and reports shall transfer \$20,400 from the social welfare fund (629-00-2195-0110) and \$39,600 from the federal child support enforcement fund (629-00-3316-9100) of the Kansas department for children and families to the child support enforcement contractual agreement fund (565-00-2683-2110) of the department of revenue to reimburse costs of administrative expenses of child support enforcement activities under the agreement.

(f) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$500,000 to the digital imaging program fund (173-00-6121-6121) of the department of administration.

(g) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$1,000,000 to the criminal justice information system line fund (083-00-2457-2400) of the attorney general – Kansas bureau of investigation.

(h) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$1,000,000 to the division of vehicles modernization fund (565-00-2390-2390) of the department of revenue.

(i) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,135,382 from the Kansas endowment for youth fund (365-00-7000-2000) to the MSA compliance fund (565-00-2274-2274) of the department of revenue.

(j) On July 1, 2019, and on the first day of each month thereafter during fiscal year 2020, the secretary of revenue shall report to the director of the budget and the director of the legislative research department: (1) The amount of any increase in the amount of taxes, interest and penalties collected in the immediately preceding month that is attributable to the implementation of the automated tax systems authorized by K.S.A. 75-5147, and amendments thereto; and (2) that portion of such monthly increase in the amount of taxes, interest and penalties that is currently necessary to pay one or more vendors pursuant to contracts entered into under K.S.A. 75-5147, and amendments thereto, for the acquisition or implementation of such automated tax systems. Upon receipt of each such report from the secretary of revenue, the director of the budget shall certify to the director of accounts and reports the amount reported that is necessary to be paid to such vendors and the director of accounts and reports shall transfer the amount certified from the state general fund to the automated tax systems fund (565-00-2265-2265) of the department of revenue.

Sec. 69.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate amount authorized by section 78(b) of chapter 104 of the 2017 Session Laws of Kansas to be transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) during the fiscal year ending June 30, 2019, is hereby decreased from \$76,000,000 to \$73,700,000.

(b) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2019, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2019: *Provided further*, That, the transfer to the veterans benefit lottery game fund for the fiscal year ending June 30, 2019, authorized by section 63(e) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further*, That, on or before August 1, 2019, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2019 to the director of the budget and the director of legislative research.

Sec. 70.

KANSAS LOTTERY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Lottery prize payment fund (450-00-7381).....No limit
- Lottery operating fund (450-00-5123).....No limit
- Provided*, That expenditures from the lottery operating fund for official hospitality shall not exceed \$5,000.
- Expanded lottery receipts fund (450-00-5128).....No limit
- Lottery gaming facility manager fund (450-00-5129-5150).....No limit
- Expanded lottery act revenues fund (450-00-5127-5120).....\$0

(b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments thereto, and subject to the provisions of this subsection: (1) An amount of not less than \$2,300,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before July 15, 2019; and (2) an amount of not less than \$4,700,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before August 15, 2019, and on or before the 15th of each month thereafter through June 15, 2020: *Provided*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) and shall credit such amount to the state gaming

revenues fund (173-00-9011-9100) for the fiscal year ending June 30, 2020: *Provided, however,* That, after the date that an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection, the executive director of the Kansas lottery shall continue to certify amounts to the director of accounts and reports on or before the 15th of each month through June 15, 2020, except that the amounts certified after such date shall not be subject to the minimum amount of \$4,700,000: *Provided further,* That the amounts certified by the executive director of the Kansas lottery to the director of accounts and reports, after the date an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection, shall be determined by the executive director so that an aggregate of all amounts certified pursuant to this subsection for fiscal year 2020 is equal to or more than \$68,040,000: *And provided further,* That the aggregate of all amounts transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection shall be equal to or more than \$68,040,000: *And provided further,* That the transfers prescribed by this subsection shall be the maximum amount possible while maintaining an adequate cash balance necessary to make expenditures for prize payments and operating costs: *And provided further,* That the transfers prescribed in this subsection shall include the total profit attributed to the special veterans benefit game under K.S.A. 74-8724, and amendments thereto: *And provided further,* That the transfers prescribed by this subsection shall be made in lieu of transfers under K.S.A. 74-8711(d), and amendments thereto, for fiscal year 2020.

(c) In addition to the purposes for which expenditures of moneys in the lottery operating fund (450-00-5123-5100) may be made, as authorized by provisions of K.S.A. 74-8711, and amendments thereto, in fiscal year 2020, moneys in the lottery operating fund may be used for payment of all costs incurred in the operation and administration of the Kansas lottery, the Kansas lottery act and the Kansas expanded lottery act.

(d) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2020: *Provided,* That, the transfer to the veterans benefit lottery game fund for the fiscal year ending June 30, 2020, authorized by section 64(b) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further,* That, on or before August 1, 2020, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2020 to the director of the budget and the director of legislative research.

Sec. 71.

KANSAS RACING AND GAMING COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other

than refunds authorized by law shall not exceed the following:

State racing fund (553-00-5131-5000).....No limit

Provided, That expenditures from the state racing fund for official hospitality shall not exceed \$2,500.

Racing reimbursable expense fund (553-00-2616-2600).....No limit

Racing applicant deposit fund (553-00-7383-7000).....No limit

Kansas horse breeding development fund (553-00-2516-2300).....No limit

Kansas greyhound breeding development fund (553-00-2516-2500).....No limit

Provided, That notwithstanding K.S.A. 74-8831, and amendments thereto, all moneys transferred into this fund pursuant to K.S.A. 74-8767(b), and amendments thereto, shall be deposited to a separate account established for the purpose described in this proviso and moneys in this account shall be expended only to supplement special stake races and to enhance the amount per point paid to owners of Kansas-whelped greyhounds that win live races at Kansas greyhound tracks and pursuant to rules and regulations adopted by the Kansas racing and gaming commission: *Provided further*; That transfers from this account to the live greyhound racing purse supplement fund may be made in accordance with K.S.A. 74-8767(b), and amendments thereto.

Racing investigative expense fund (553-00-2570-2400).....No limit

Horse fair racing benefit fund (553-00-2296-3000).....No limit

Tribal gaming fund (553-00-2320-3700).....No limit

Provided, That expenditures from the tribal gaming fund for official hospitality shall not exceed \$1,000.

Expanded lottery regulation fund (553-00-2535).....No limit

Provided, That expenditures from the expanded lottery regulation fund for official hospitality shall not exceed \$1,500.

Live horse racing purse supplement fund (553-00-2546-2800).....No limit

Live greyhound racing purse supplement fund (553-00-2557-2900).....No limit

Greyhound promotion and development fund (553-00-2561-3100).....No limit

Gaming background investigation fund (553-00-2682-2680).....No limit

Gaming machine examination fund (553-00-2998-2990).....No limit

Education and training fund (553-00-2459-2450).....No limit

Provided, That expenditures may be made from the education and training fund for

operating expenditures, including official hospitality, incurred for hosting or providing training, in-service workshops and conferences: *Provided further*; That the Kansas racing and gaming commission is hereby authorized to fix, charge and collect fees for hosting or providing training, in-service workshops and conferences: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for hosting or providing such training, in-service workshops and conferences: *And provided further*; That all fees received for hosting or providing such training, in-service workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

Illegal gambling
enforcement fund (553-00-2734-2690).....No limit

Provided, That expenditures may be made from the illegal gambling enforcement fund for direct or indirect operating expenditures incurred for investigatory seizure and forfeiture activities, including, but not limited to: (1) Conducting investigations of illegal gambling operations or activities; (2) participating in illegal gaming in order to collect or purchase evidence as part of an undercover investigation into illegal gambling operations; and (3) acquiring information or making contacts leading to illegal gaming activities: *Provided, however*; That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund: *Provided further*; That any moneys received or awarded to the Kansas racing and gaming commission for such enforcement activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund.

(b) On July 1, 2019, the director of accounts and reports shall transfer \$450,000 from the state general fund to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission.

(c) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amount equal to the net amount obtained by subtracting (1) the aggregate of any costs incurred by the state gaming agency during fiscal year 2020 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (2) the aggregate of the amounts transferred to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission during fiscal year 2020 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(d) During the fiscal year ending June 30, 2020, all payments for services provided by the Kansas bureau of investigation shall be paid by the Kansas racing and gaming commission in accordance with K.S.A. 75-5516(b), and amendments thereto, pursuant

to bills that are presented in a timely manner by the Kansas bureau of investigation for services rendered.

(e) In addition to the other purposes for which expenditures may be made from the moneys appropriated in the tribal gaming fund (553-00-2320-3700) for fiscal year 2020 for the Kansas racing and gaming commission by this or other appropriation act of the 2019 regular session of the legislature, expenditures, which are hereby authorized, may be made from the tribal gaming fund for fiscal year 2020 for the state gaming agency regulatory oversight of class III gaming, including, but not limited to, the regulatory oversight and law enforcement activities of monitoring compliance with tribal-state gaming compacts and conducting investigations of violations of tribal-state gaming compacts, investigations of criminal violations of the laws of this state at tribal gaming facilities, criminal violations of the tribal gaming oversight act, background investigations of applicants and vendors and investigations of other criminal activities related to tribal gaming.

(f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments thereto, or any other statute, the director of accounts and reports shall not make the transfer from the Kansas greyhound breeding development fund (553-00-2601-2500) of the Kansas racing and gaming commission to the greyhound tourism fund of the Kansas department of wildlife, parks and tourism that is directed to be made on or before June 30, 2020, by K.S.A. 74-8831(b)(1), and amendments thereto, and shall transfer on or before June 30, 2020, the amount equal to 15% of all moneys credited to the Kansas greyhound breeding development fund during the fiscal year ending June 30, 2020, from the Kansas greyhound breeding development fund to the greyhound promotion and development fund (553-00-2561-3100) of the Kansas racing and gaming commission.

(g) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the Kansas racing and gaming commission is hereby authorized to fix, charge and collect additional fees to recover all or part of the direct and indirect costs or operating expenses incurred or expected to be incurred by the Kansas racing and gaming commission for the regulation of racing activities that are not otherwise recovered from a parimutuel facility licensee under authority of any other statute: *Provided*, That such fees shall be in addition to all taxes and other fees otherwise authorized by law: *Provided further*, That such costs or operating expenses shall include all or part of any auditing, drug testing, accounting, security and law enforcement, licensing of any office or other facility for use by a parimutuel facility licensee or projects to update and upgrade information technology software or facilities of the commission and shall specifically include any general operating expenses that are associated with regulatory activities attributable to the entity upon which any such fee is imposed and all expenses related to reopening any race track or other racing facility: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state racing fund (553-00-5131-5000).

(h) On July 1, 2019, during the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 74-8803, and amendments thereto, or any other statute, expenditures shall be made by the above agency from any special revenue fund or funds for the purposes of compensating the members of the Kansas racing and gaming commission for performing the duties and functions of the commission, based on the

daily rate of \$88.66 as provided in K.S.A. 46-137a, and amendments thereto. The members of the commission shall continue to be paid subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

Sec. 72.

DEPARTMENT OF COMMERCE

(a) On the effective date of this act, of the \$2,053,457 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 83(b) of chapter 104 of the 2017 Session Laws of Kansas from the state economic development initiatives fund in the rural opportunity zones program account (300-00-1900-1150), the sum of \$213,214 is hereby lapsed.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2019, the following:

Build up Kansas.....\$125,000

(c) On the effective date of this act, the amount of \$18,700,000 authorized by section 59(d) of chapter 109 of the 2018 Session Laws of Kansas to be transferred by the director of accounts and reports from the state economic development initiatives fund (300-00-1900-1100) of the department of commerce to the state general fund is hereby decreased to \$18,575,000.

Sec. 73.

DEPARTMENT OF COMMERCE

(a) Any unencumbered balance in excess of \$100 as of June 30, 2019, in the KBA grant commitments account of the state general fund is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Main street program.....\$250,000

Older Kansans employment program (300-00-1900-1140).....\$502,636

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the older Kansans employment program account is hereby reappropriated for fiscal year 2020.

Rural opportunity zones program (300-00-1900-1150).....\$1,002,732

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the rural opportunity zones program account is hereby reappropriated for fiscal year 2020.

Senior community service employment program (300-00-1900-1160).....\$7,743

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the senior community service employment program account is hereby reappropriated for fiscal year 2020.

Strong military bases program (300-00-1900-1170).....\$195,452

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the strong military bases program account is hereby reappropriated for fiscal year 2020.

Governor's council of economic advisors (300-00-1900-1185).....\$193,795

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the governor's council of economic advisors account is hereby reappropriated for fiscal year 2020.

Creative arts industries commission (300-00-1900-1188).....\$500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the creative arts industries commission account is hereby reappropriated for fiscal year 2020.

Operating grant (including official hospitality) (300-00-1900-1110).....\$9,451,292

Provided, That any unencumbered balance in the operating grant (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the operating grant (including official hospitality) account for certified development companies that have been determined to be qualified for grants by the secretary of commerce, except that expenditures for such grants shall not be made for grants to more than 10 certified development companies that have been determined to be qualified for grants by the secretary of commerce.

Public broadcasting grants (300-00-1900-1190).....\$500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the public broadcasting grants account is hereby reappropriated for fiscal year 2020.

Global trade services (300-00-1900-1200).....\$250,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the global trade services account is hereby reappropriated for fiscal year 2020.

Any unencumbered balance in excess of \$100 as of June 30, 2019, in each of the following accounts is hereby reappropriated for fiscal year 2020: Build up Kansas.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Job creation program fund (300-00-2467-2467).....No limit

Kan-grow engineering fund – KU (300-00-2494-2494).....\$3,500,000

Kan-grow engineering fund – KSU (300-00-2494-2495).....\$3,500,000

Kan-grow engineering fund – WSU (300-00-2494-2496).....\$3,500,000

Kansas creative arts industries commission special gifts fund (300-00-7004-7004).....No limit

Governor's council of economic advisors private operations fund (300-00-2761-2701).....No limit

Publication and other sales fund (300-00-2048).....	No limit
Conversion of equipment and materials fund (300-00-2411-2220).....	No limit
Conference registration and disbursement fund (300-00-2049).....	No limit
Reimbursement and recovery fund (300-00-2275).....	No limit
Community development block grant – federal fund (300-00-3669).....	No limit
National main street center fund (300-00-7325-7000).....	No limit
IMPACT program services fund (300-00-2176).....	No limit
IMPACT program repayment fund (300-00-7388).....	No limit
Kansas partnership fund (300-00-7525-7020).....	No limit
General fees fund (300-00-2310).....	No limit
<i>Provided, That expenditures may be made from the general fees fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of commerce in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under programs of the department.</i>	
Athletic fee fund (300-00-2599-2500).....	No limit
WIOA adult – federal fund (300-00-3270).....	No limit
WIOA youth activities – federal fund (300-00-3039).....	No limit
WIOA dislocated workers – federal fund (300-00-3428).....	No limit
Trade adjustment assistance – federal fund (300-00-3273).....	No limit
Disabled veterans outreach program – federal fund (300-00-3274-3242).....	No limit
Local veterans employment representative program – federal fund (300-00-3274-3240).....	No limit
Wagner Peyser employment services – federal fund (300-00-3275).....	No limit
Senior community service employment program – federal fund (300-00-3100-3510).....	No limit
Indirect cost – federal fund (300-00-2340-2300).....	No limit
Temporary labor certification foreign workers – federal fund (300-00-3448).....	No limit
Work opportunity tax credit – federal fund (300-00-3447-3447).....	No limit
American job link alliance – federal fund (300-00-3100-3516).....	No limit

American job link alliance job corps – federal fund (300-00-3100-3512).....	No limit
Child care/development block grant – federal fund (300-00-3028-3028).....	No limit
Enterprise facilitation fund (300-00-2378-2710).....	No limit
Unemployment insurance – federal fund (300-00-3335).....	No limit
State small business credit initiative – federal fund (300-00-3567).....	No limit
Creative arts industries commission gifts, grants and bequests – federal fund (300-00-3210-3218).....	No limit
Kansas creative arts industries commission checkoff fund (300-00-2031-2031).....	No limit
Workforce data quality initiative – federal fund (300-00-3237-3237).....	No limit
AJLA special revenue fund (300-00-2190-2190).....	No limit
Workforce innovation – federal fund (300-00-3581).....	No limit
Reemployment connections initiative – federal fund (300-00-3585).....	No limit
SBA STEP grant – federal fund (300-00-3573-3573).....	No limit
Apprenticeship USA state – federal fund (300-00-3949).....	No limit
Kansas health profession opportunity project – federal fund (300-00-3951).....	No limit
Second chance grant – federal fund (300-00-3895).....	No limit
H-1B technical skills training grant – federal fund (300-00-3400).....	No limit
State broadband data development grant – federal fund (300-00-3782-3700).....	No limit
Transition assistance program grant – federal fund (300-00-3451-3451).....	No limit

(d) The secretary of commerce is hereby authorized to fix, charge and collect fees during the fiscal year ending June 30, 2020, for: (1) The provision and administration of conferences held for the purposes of programs and activities of the department of commerce and for which fees are not specifically prescribed by statute; (2) sale of publications of the department of commerce and for sale of educational and other promotional items and for which fees are not specifically prescribed by statute; and (3) promotional and other advertising and related economic development activities and services provided under economic development programs and activities of the

department of commerce: *Provided*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services, conferences, publications and items, advertising and other economic development activities and services provided under economic development programs and activities of the department of commerce for which fees are not specifically prescribed by statute: *Provided further*, That all such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to one or more special revenue fund or funds of the department of commerce as specified by the secretary of commerce: *And provided further*, That expenditures may be made from such special revenue fund or funds of the department of commerce for fiscal year 2020, in accordance with the provisions of this or other appropriation act of the 2019 regular session of the legislature, for operating expenses incurred in providing such services, conferences, publications and items, advertising, programs and activities and for operating expenses incurred in providing similar economic development activities and services provided under economic development programs and activities of the department of commerce.

(e) In addition to the other purposes for which expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2020 for the department of commerce as authorized by this or other appropriation act of the 2019 regular session of the legislature, notwithstanding the provisions of any other statute, expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2020 for official hospitality.

(f) During the fiscal year ending June 30, 2020, the secretary of commerce, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state economic development initiatives fund for the department of commerce to another item of appropriation for fiscal year 2020 from the state economic development initiatives fund for the department of commerce. The secretary of commerce shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) On July 1, 2019, the director of accounts and reports shall transfer \$17,589,963 from the state economic development initiatives fund (300-00-1900-1100) to the state general fund.

Sec. 74.

KANSAS HOUSING RESOURCES CORPORATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State housing trust fund (175-00-7370-7000).....No limit

Provided, That all expenditures from the state housing trust fund shall be made by the Kansas housing resources corporation for the purposes of administering and supporting housing programs of the Kansas housing resources corporation.

Sec. 75.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (296-00-1000-0503).....\$699,710

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from this account for the fiscal year ending June 30, 2020, expenditures may be made from this account for the costs incurred for court reporting under K.S.A. 72-2218 et seq. and 75-4321 et seq., and amendments thereto: *And provided further*, That expenditures from this account for official hospitality by the secretary of labor shall not exceed \$2,000.

Amusement ride safety (296-00-1000-0513).....\$252,336

Provided, That any unencumbered balance in the amusement ride safety account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Workmen's compensation
fee fund (296-00-2124-2220).....\$13,613,676

Occupational health and safety –
federal fund (296-00-3339-3210).....No limit

Employment security interest
assessment fund (296-00-2771-2700).....No limit

Special employment
security fund (296-00-2120-2080).....No limit

Employment security
administration fund (296-00-3335-3100).....No limit

Wage claims assignment
fee fund (296-00-2204-2240).....No limit

Department of labor special
projects fund (296-00-2041-2105).....No limit

Federal indirect cost
offset fund (296-00-2302-2280).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 44-716a, and amendments thereto, or any statute to the contrary, during fiscal year 2020, the secretary of labor, with the approval of the director of the budget, may transfer from the special employment security fund of the Kansas department of labor to the department of labor federal indirect cost offset fund the portion of such amount that is determined necessary to be in compliance with the employment security law: *Provided further*, That, upon approval of any such transfer by the director of the budget, notification will be provided to the Kansas legislative research department.

Employment security fund (296-00-7056-7200).....No limit

Labor force statistics

federal fund (296-00-3742-3742).....	No limit
Compensation and working conditions	
federal fund (296-00-3743-3743).....	No limit
Employment services Wagner-Peyser funded	
activities federal fund (296-00-3275-3275).....	No limit
Dispute resolution fund (296-00-2587-2270).....	No limit
<i>Provided</i> , That all moneys received by the secretary of labor for reimbursement of expenditures for the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, shall be deposited in the state treasury and credited to the dispute resolution fund: <i>Provided further</i> , That expenditures may be made from this fund to pay the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, subject to full reimbursement therefor by the board of education and the professional employees' organization involved in such mediation and fact-finding procedures.	
Indirect cost fund (296-00-2781-2781).....	No limit
Workforce data quality initiative –	
federal fund (296-00-3237-3237).....	No limit
Employment security fund	
clearing account (296-00-7055-7100).....	No limit
Employment security fund	
benefit account (296-00-7054-7000).....	No limit
Employment security fund – special	
suspense account (296-00-7057-7300).....	No limit
Special wage payment clearing	
trust fund (296-00-7362-7500).....	No limit
Economic adjustment assistance –	
federal fund (296-00-3415-3415).....	No limit
Social security administration disability –	
federal fund (296-00-3309-3309).....	No limit
Amusement ride safety fund (296-00-2224-2250).....	No limit
KDOL off-budget fund (296-00-6112-6100).....	No limit
Renovation bond fund (296-00-8432-8411).....	No limit
SNAP employment and training pilot –	
federal fund (296-00-3321-3350).....	No limit
Sec. 76.	

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, for the capital improvements project or projects specified, the following:

Veterans' home rehabilitation and repair projects (694-00-8100-8250).....	\$87,632
---	----------

Halsey hall kitchen (694-00-8100-8281).....\$265,275

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 63(d) of chapter 109 of the 2018 Session Laws of Kansas on the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office is hereby increased from \$1,200,000 to no limit.

Sec. 77.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures –
administration (694-00-1000-0103).....\$611,333

Provided, That any unencumbered balance in the operating expenditures – administration account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures –
veteran services (694-00-1000-0203).....\$1,575,179

Provided, That any unencumbered balance in the operating expenditures – veteran services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,500.

Operations – state
veterans cemeteries (694-00-1000-0703).....\$598,066

Provided, That any unencumbered balance in the operations – state veterans cemeteries account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from this account for official hospitality shall not exceed \$1,200.

Operating expenditures – Kansas
soldiers' home (694-00-1000-0403).....\$1,787,803

Provided, That any unencumbered balance in the operating expenditures – Kansas soldiers' home account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures – Kansas
veterans' home (694-00-1000-0503).....\$542,843

Provided, That any unencumbered balance in the operating expenditures – Kansas veterans' home account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Veterans claim assistance program –
service grants (694-00-1000-0903).....\$650,000

Provided, That any unencumbered balance in the veterans claim assistance program – service grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from the veterans claim assistance program – service grants account shall be made only for the purpose of

awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits: *Provided, however;* That no expenditures shall be made by the Kansas commission on veterans affairs office from the veterans claim assistance program – service grants account for operating expenditures or overhead for administering the grants in accordance with the provisions of K.S.A. 73-1234, and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Soldiers' home fee fund (694-00-2241-2100).....	No limit
Soldiers' home benefit fund (694-00-7903-5400).....	No limit
Soldiers' home work therapy fund (694-00-7951-5600).....	No limit
Soldiers' home medicare fund (694-00-3168-3100).....	No limit
Soldiers' home medicaid fund (694-00-2464-2464).....	No limit
Veterans' home medicare fund (694-00-3893-3893).....	No limit
Veterans' home medicaid fund (694-00-2469-2469).....	No limit
Veterans' home fee fund (694-00-2236-2200).....	No limit
Veterans' home canteen fund (694-00-7809-5300).....	No limit
Veterans' home benefit fund (694-00-7904-5500).....	No limit
Soldiers' home outpatient clinic fund (694-00-2258-2300).....	No limit
State veterans cemeteries fee fund (694-00-2332-2600).....	No limit
State veterans cemeteries donations and contributions fund (694-00-7308-5200).....	No limit
Outpatient clinic patient federal reimbursement fund – federal (694-00-3205-3300).....	No limit
VA burial reimbursement fund – federal (694-00-3212-3310).....	No limit
Federal domiciliary per diem fund (694-00-3220).....	No limit
Federal long term care per diem fund (694-00-3232).....	No limit
Commission on veterans affairs federal fund (694-00-3241-3340).....	No limit
Kansas veterans memorials fund (694-00-7332-5210).....	No limit
Vietnam war era veterans' recognition	

award fund (694-00-7017-7000).....	No limit
Kansas hometown	
heroes fund (694-00-7003-7001).....	No limit
Persian gulf war veterans health	
initiatives fund (694-00-2304-2500).....	No limit
Construction state home	
facilities fund (694-00-3018-3000).....	No limit
State cemetery grants fund (694-00-3048-3200).....	No limit
Kansas soldier home construction	
grant fund (694-00-3075-3400).....	No limit
Winfield veterans home acquisition	
construction fund (694-00-8806-8200).....	No limit

(c) (1) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 73-1231, 73-1233, 75-3728g, 76-1906 or 76-1953, and amendments thereto, or any other statute, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer moneys that are credited to a special revenue fund of the Kansas commission on veterans affairs office to another special revenue fund of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(2) As used in this subsection, "special revenue fund" means the soldiers' home fee fund (694-00-2241-2100), veterans' home fee fund (694-00-2236-2200), soldiers' home outpatient clinic fund (694-00-2258-2300), soldiers' home benefit fund (694-00-7903-5400), soldiers' home work therapy fund (694-00-7951-5600), veterans' home canteen fund (694-00-7809-5300), veterans' home benefit fund (694-00-7904-5500), Persian Gulf War veterans health initiative fund (694-00-2304-2500), state veterans cemeteries fee fund (694-00-2332-2600), state veterans cemeteries donations and contributions fund (694-00-7308-5200) and Kansas veterans memorials fund (694-00-7332-5210).

(d) During the fiscal year ending June 30, 2020, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) During the fiscal year ending June 30, 2020, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas commission on veterans affairs office

to the Vietnam war era veterans' recognition award fund (694-00-7017-7000). The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2020, by section 64(a) of chapter 109 of the 2018 Session Laws of Kansas on the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office is hereby increased from \$1,260,000 to no limit.

Sec. 78.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Alzheimer's association inclusion – federal fund.....	No limit
ESSA preschool development grants birth through five federal fund.....	No limit
Right-to-know fee fund (264-00-2325-2325).....	No limit

(b) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the cerebral palsy posture seating account (264-00-1000-1500) of the state general fund for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency for posture seating for adults.

Sec. 79.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (264-00-1000-0202).....	\$4,426,300
---	-------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures (including official hospitality) – health (264-00-1000-0270).....	\$2,296,059
--	-------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) – health account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Vaccine purchases (264-00-1000-0900).....	\$329,607
---	-----------

Provided, That any unencumbered balance in the vaccine purchases account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Aid to local units (264-00-1000-0350).....\$4,805,709

Provided, That any unencumbered balance in the aid to local units account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from this account for state financial assistance to local health departments shall be in accordance with the formula prescribed by K.S.A. 65-241 through 65-246, and amendments thereto.

Aid to local units – primary health projects (264-00-1000-0460).....\$10,570,690

Provided, That any unencumbered balance in the aid to local units – primary health projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That prescription support expenditures shall be made from the aid to local units – primary health projects account for: (1) Purchasing drug inventory under section 340B of the federal public health service act for community health center grantees and federally qualified health center look-alikes who qualify; (2) increasing access to prescription drugs by subsidizing a portion of the costs for the benefit of patients at section 340B participating clinics on a sliding fee scale; and (3) expanding access to prescription medication assistance programs by making expenditures to support operating costs of assistance programs: *And provided further*; That funded clinics shall be not-for-profit or publicly funded primary care clinics or dental clinics, including federally qualified community health centers and federally qualified community health center look-alikes, as defined by 42 U.S.C. § 330, that provide comprehensive primary health care or dental services, offer sliding fee discounts based upon household income and serve any person regardless of ability to pay and have a unique patient panel that, at a minimum, represents the income-based disparities of the community: *And provided further*; That policies determining patient eligibility due to income or insurance status may be determined by each community but must be clearly documented and posted: *And provided further*; That of the moneys appropriated in the aid to local units – primary health projects account, not less than \$10,420,690 shall be distributed for community-based primary care grants and services provided by the community care network of Kansas.

Infant and toddler program (264-00-1000-0570).....\$2,000,000

Aid to local units – women's wellness (264-00-1000-0610).....\$94,296

Provided, That any unencumbered balance in the aid to local units – women's wellness account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the aid to local units – women's wellness account shall be in accordance with grant agreements entered into by the secretary of health and environment and grant recipients.

Immunization programs (264-00-1000-1400).....\$397,418

Provided, That any unencumbered balance in the immunization programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Breast cancer screening program (264-00-1000-1300).....\$219,336

Provided, That any unencumbered balance in the breast cancer screening program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Pregnancy maintenance initiative (264-00-1000-1100).....\$338,846

Provided, That any unencumbered balance in the pregnancy maintenance initiative account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Cerebral palsy posture seating (264-00-1000-1500).....\$303,537

Provided, That any unencumbered balance in the cerebral palsy posture seating account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made by the above agency from the cerebral palsy posture seating account for posture seating for adults.

PKU treatment (264-00-1000-1710).....\$199,274

Provided, That any unencumbered balance in the PKU treatment account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Teen pregnancy prevention activities (264-00-1000-0650).....\$338,846

Provided, That any unencumbered balance in the teen pregnancy prevention activities account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Breast and cervical cancer program and detection – federal fund (264-00-3150-3350).....No limit

Health and environment training fee fund – health (264-00-2183-2160).....No limit

Provided, That expenditures may be made from the health and environment training fee fund – health for acquisition and distribution of division of public health program literature and films and for participation in or conducting training seminars for training employees of the division of public health of the department of health and environment, for training recipients of state aid from the division of public health of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of public health: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – health: *And provided further*, That, in addition to the other purposes for which

expenditures may be made by the department of health and environment for the division of public health from moneys appropriated from the health and environment training fee fund – health for fiscal year 2020, expenditures may be made by the department of health and environment from the health and environment training fee fund – health for fiscal year 2020 for agency operations for the division of public health.

- Health facilities review fund (264-00-2505-2250).....No limit
- Insurance statistical plan fund (264-00-2243-2840).....No limit
- Health and environment publication fee fund – health (264-00-2541-2190).....No limit
- Provided*, That expenditures from the health and environment publication fee fund – health shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.
- District coroners fund (264-00-2653-2320).....No limit
- Sponsored project overhead fund – health (264-00-2912-2710).....No limit
- Tuberculosis elimination and laboratory – federal fund (264-00-17-3559-3559).....No limit
- Maternity centers and child care facilities licensing fee fund (264-00-2731-2731).....No limit
- Child care and development block grant – federal fund (264-00-3028-3450).....No limit
- Federal supplemental funding for tobacco prevention and control – federal fund (264-00-3574-3574).....No limit
- Coordinated chronic disease prevention and health promotion program – federal fund (264-00-3575-3575).....No limit
- Office of rural health – federal fund (264-00-3031-3640).....No limit
- Emergency medical services for children – federal fund (264-00-3292-3292).....No limit
- Primary care offices – federal fund (264-00-3293-3293).....No limit
- Injury intervention – federal fund (264-00-3294-3294).....No limit
- Oral health workforce activities – federal fund (264-00-3297-3297).....No limit
- Rural hospital flex program – federal fund (264-00-3298-3298).....No limit
- Hospital bioterrorism preparedness – federal fund (264-00-3398-3398).....No limit
- Kansas coalition against sexual and domestic violence – federal fund (264-00-17-3907-3907).....No limit
- Migrant health –

federal fund (264-00-3069-3070).....	No limit
ARRA collaborative component I –	
federal fund (264-00-3890-3891).....	No limit
ARRA collaborative component III –	
federal fund (264-00-17-3890-3892).....	No limit
ARRA ambulatory surgical center ASC/HAI medicare –	
federal fund (264-00-3486-3486).....	No limit
Medicare – federal fund (264-00-3064-3062).....	No limit
<i>Provided</i> , That transfers of moneys from the medicare – federal fund to the state fire marshal may be made during fiscal year 2020 pursuant to a contract, which is hereby authorized to be entered into by the secretary of health and environment and the state fire marshal to provide fire and safety inspections for hospitals.	
Migrant health program –	
federal fund (264-00-3069-3070).....	No limit
Tuberculosis prevention – federal fund (264-00-3071-4610).....	No limit
Strengthen public health immunization infrastructure –	
federal fund (264-00-3568-3568).....	No limit
Healthy homes and lead poisoning prevention –	
federal fund (264-00-3572-3572).....	No limit
Children's mercy hospital lead program –	
federal fund (264-00-3152-3154).....	No limit
Women, infants and children health program –	
federal fund (264-00-3077-3103).....	No limit
Immunization and vaccines for children grants –	
federal fund (264-00-3747-3741).....	No limit
Home visiting grant –	
federal fund (264-00-3503-3503).....	No limit
Preventive health block grant –	
federal fund (264-00-3614-3200).....	No limit
Maternal and child health block grant –	
federal fund (264-00-3616-3210).....	No limit
National center for health statistics –	
federal fund (264-00-3617-3220).....	No limit
Title X family planning services program –	
federal fund (264-00-3622-3270).....	No limit
Comprehensive STD prevention systems –	
federal fund (264-00-3070-3080).....	No limit
Make a difference information network –	
federal fund (264-00-3234-3234).....	No limit
Ryan White title II –	
federal fund (264-00-3328-3310).....	No limit
Bicycle helmet distribution –	
federal fund (264-00-3815-3815).....	No limit

Bicycle helmet revolving fund (264-00-2575-2630).....	No limit
SSA fee fund (264-00-2269-2030).....	No limit
Childhood lead poisoning prevention program –	
federal fund (264-00-3296-3296).....	No limit
State implementation projects for prevention of secondary conditions –	
federal fund (264-00-3087-4405).....	No limit
Title IV-E – federal fund (264-00-3326-3900).....	No limit
HIV prevention projects –	
federal fund (264-00-3740-3521).....	No limit
HIV/AIDS surveillance –	
federal fund (264-00-3399-3399).....	No limit
Infants & toddlers Prt C –	
federal fund (264-00-3516-3171).....	No limit
Universal newborn hearing screening –	
federal fund (264-00-3459-3459).....	No limit
State loan repayment program –	
federal fund (264-00-3760-3755).....	No limit
Opt-out testing initiative –	
federal fund (264-00-3801-3801).....	No limit
Adult lead surveillance data –	
federal fund (264-00-3496-3496).....	No limit
Medical reserve corps contract –	
federal fund (264-00-3502-3502).....	No limit
Trauma fund (264-00-2513-2230).....	No limit
<i>Provided</i> , That expenditures may be made by the department of health and environment for fiscal year 2020 from the trauma fund of the department of health and environment – division of public health for the stroke prevention project: <i>Provided further</i> ; That expenditures from the trauma fund for official hospitality shall not exceed \$3,000.	
Homeland security –	
federal fund (264-00-3329-3319).....	No limit
Refugee assistance –	
federal fund (264-00-3378-3346).....	No limit
Personal responsibility education program –	
federal fund (264-00-3494-3494).....	No limit
Kansas vital records for quality improvement –	
federal fund (264-00-3098-3098).....	No limit
Kansas early detection works breast & cervical cancer screening services – federal fund (264-00-3099-3099).....	No limit
Kansas public health approaches for ensuring quitline capacity –	
federal fund (264-00-3097-3097).....	No limit
Diagnostic x-ray program –	
federal fund (264-00-3511-3160).....	No limit

HRSA small hospital improvement grant program – federal fund (264-00-3371-3371)	No limit
State indoor radon grant – federal fund (264-00-3884-3930).....	No limit
Gifts, grants and donations fund – health (264-00-7311-7090).....	No limit
Special bequest fund – health (264-00-7366-7050).....	No limit
Civil registration and health statistics fee fund (264-00-2291-2295).....	No limit
Power generating facility fee fund (264-00-2131-2130).....	No limit
Nuclear safety emergency preparedness special revenue fund (264-00-2415-2280).....	No limit
<i>Provided</i> , That all moneys received by the department of health and environment – division of public health from the nuclear safety emergency management fee fund (034- 00-2081-2200) of the adjutant general shall be credited to the nuclear safety emergency preparedness special revenue fund of the department of health and environment – division of public health: <i>Provided further</i> , That expenditures from the nuclear safety emergency preparedness special revenue fund for official hospitality shall not exceed \$2,500.	
Radiation control operations fee fund (264-00-2531-2530).....	No limit
<i>Provided</i> , That expenditures from the radiation control operations fee fund for official hospitality shall not exceed \$2,000.	
Lead-based paint hazard fee fund (264-00-2289-2140).....	No limit
Strengthening public health infrastructure – federal fund (264-00-3547-3547).....	No limit
Improving minority health – federal fund (264-00-3548-3548).....	No limit
Abstinence education – federal fund (264-00-3549-3549).....	No limit
Affordable care act – federal fund (264-00-3546-3546).....	No limit
Carbon monoxide detector/fire injury prevention – federal fund (264-00-3508-3508).....	No limit
Health information exchange – federal fund (264-00-3493-3493).....	No limit
Kansas newborn screening fund (264-00-2027-2027).....	No limit
Actions to prevent and control diabetes, heart disease, and obesity – federal fund (264-00-3749-3742).....	No limit
Healthy start initiative – federal fund (264-00-3751-3751).....	No limit

Immunization capacity building assistance – federal fund (264-00-3744-3744).....	No limit
Hospital preparedness and response program for Ebola – federal fund (264-00-3033-3033).....	No limit
CDC multipurpose grant federal fund (264-00-3243-3243).....	No limit
Kansas newborn screening information system maintenance and enhancement federal fund (264-00-3612-3612).....	No limit
Lifting young families toward excellence federal fund (264-00-3627-3627).....	No limit
Cancer registry federal fund (264-00-3008-3040).....	No limit
Hospital preparedness ebola – federal fund (264-00-3093-3093).....	No limit
Kansas survivor care quality initiative – federal fund (264-00-3101-3610).....	No limit
Zika birth defects surveillance & referral – federal fund (264-00-3102-3620).....	No limit
IDEA infant toddler-part C-ARRA – federal fund (264-00-3282-3282).....	No limit
SAMHSA project launch intv. – federal fund (264-00-3284-3284).....	No limit
Immunization grant – federal fund (264-00-3372-3150).....	No limit
Small hospital improvement program – federal fund (264-00-3392-3392).....	No limit
Cardiovascular health program – federal fund (264-00-3401-3407).....	No limit
Kansas senior farmers market nutrition program – federal fund (264-00-3406-3406).....	No limit
Lead poisoning preventive health – federal fund (264-00-3626-4132).....	No limit
ARRA – WIC grants to states – federal fund (264-00-3750-3750).....	No limit
Census of trauma occp fatal. – federal fund (264-00-3797-3670).....	No limit
Homeland security grant-KHP – federal fund (264-00-3199-3199).....	No limit
Refugee health – federal fund (264-00-3393-3393).....	No limit
ARRA – migrant – federal fund (264-00-3396-3396).....	No limit
ARRA – transfer from SRS – federal fund (264-00-3471-3471).....	No limit

Public health crisis response – federal fund (264-00-3602-3602).....	No limit
Diabetes & heart disease & stroke prevention programs – federal fund (264-00-3603-3603).....	No limit
Innovative state & local public health strategies to prevent & manage diabetes and heart disease and stroke – federal fund (264-00-3604-3604).....	No limit
Kansas actions to improve oral health outcomes – federal fund (264-00-3921-3921).....	No limit
ARRA – survey, licensure and epidemiology – federal fund (264-00-3746-3746).....	No limit
Campus sexual assault prevention grant – federal fund (264-00-3035-3035).....	No limit
Alzheimer's association inclusion – federal fund.....	No limit
ESSA preschool development grants birth through five – federal fund.....	No limit
Right-to-know fee fund (264-00-2325-2325).....	No limit
Child care criminal background and fingerprint fund (264-00-2313-2313).....	No limit

(c) On July 1, 2019, and on other occasions during fiscal year 2020, when necessary as determined by the secretary of health and environment, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs from specified special revenue funds of the department of health and environment – division of public health or of the department of health and environment – division of environment to the sponsored project overhead fund – health (264-00-2912-2715) of the department of health and environment – division of public health.

(d) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue funds of the department of health and environment – division of public health that have available moneys to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health for expenditures, as the case may be, for administrative expenses.

(e) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the department of health and environment –

division of public health from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for up to four full-time equivalent positions in the unclassified service under the Kansas civil service act in the division of public health: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, all such additional full-time equivalent positions in the unclassified service under the Kansas civil service act shall be in addition to other positions within the department of health and environment in the unclassified service, as prescribed by law, and shall be established by the secretary of health and environment within the position limitation established for the department of health and environment on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2020 made by this or other appropriation act of the 2019 regular session of the legislature: *Provided, however*; That the authority to establish such additional positions in the unclassified service shall not affect the classified service status of any person who is an employee of the department of health and environment in the classified service under the Kansas civil service act.

(f) During the fiscal year ending June 30, 2020, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of public health to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health pursuant to this section may include amounts not to exceed 25% of the expenditures from such special revenue fund or funds, excepting expenditures for contractual services.

(g) During the fiscal year ending June 30, 2020, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the district coroners fund for fiscal year 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, and notwithstanding the provisions of K.S.A. 22a-245, and amendments thereto, or any other statute, expenditures may be made by the department of health and environment – division of public health from such moneys appropriated from the district coroners fund (264-00-2653-2320) of the department of health and environment – division of public health for fiscal year 2020 pursuant to K.S.A. 22a-242, and amendments thereto.

(i) On July 1, 2019, the director of accounts and reports shall transfer \$200,000 from the health care stabilization fund (270-00-7404-2100) of the health care stabilization fund board of governors to the health facilities review fund (264-00-2505-2250) of the department of health and environment – division of public health for the purpose of financing a review of records of licensed medical care facilities and an

analysis of quality of health care services provided to assist in correcting substandard services and to reduce the incidence of liability resulting from the rendering of health care services and implementing the risk management provisions of K.S.A. 65-4922 et seq., and amendments thereto.

(j) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

- Healthy start (264-00-2000-2105).....\$250,000
Provided, That any unencumbered balance in the healthy start account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.
- Infants and toddlers program (264-00-2000-2107).....\$5,800,000
Provided, That any unencumbered balance in the infants and toddlers program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.
- Smoking prevention (264-00-2000-2109).....\$1,001,960
Provided, That any unencumbered balance in the smoking prevention account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.
- Newborn hearing aid
 loaner program (264-00-2000-2113).....\$50,773
Provided, That any unencumbered balance in the newborn hearing aid loaner program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.
- SIDS network grant (264-00-2000-2115).....\$96,374
Provided, That any unencumbered balance in the SIDS network grant account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(k) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health during fiscal year 2020 from moneys appropriated from the state general fund or any special revenue fund or funds by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made from such moneys to contract for the services of one or more persons to survey and certify dialysis treatment facilities located in the state of Kansas: *Provided*, That, if the above agency has not surveyed a newly constructed dialysis treatment facility within one year after the operator of the facility notifies the above agency that the facility is operational, then the above agency may charge the cost of any survey performed on the facility to the operator of such facility: *Provided further*, That any expenditure of moneys and any survey conducted pursuant to this subsection shall comply with requirements imposed by federal law.

(l) On July 1, 2019, the ARRA migrant health – federal fund (264-00-3069-3070) of the department of health and environment – division of public health is hereby redesignated as the migrant health – federal fund of the department of health and environment – division of public health.

Sec. 80.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
 DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Health policy
operating expenditures (264-00-1000-0010).....\$2,222,103

(b) On the effective date of this act, of the \$162,197,716 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 68(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the other medical assistance account (264-00-1000-3026), the sum of \$23,303,110 is hereby lapsed.

(c) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue funds or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement, and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement, a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

(d) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight the details of a contract or contract amendment with Maximus or any other eligibility processing contractor during fiscal year 2019.

(e) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2019 on the progress by the agency on the eligibility backlog processing.

(f) On the effective date of this act, during the fiscal year ending June 30, 2019, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to pay hospitals and physicians at the

medicaid rate established in fiscal year 2019: *Provided further*, That such rate shall not be adjusted prior to the first day of the first calendar quarter following approval by the United States centers for medicare and medicaid services of the health care access improvement program hospital provider assessment rate passed by the legislature during the 2019 regular session and enacted into law.

(g) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2019, detailing the following: (1) The total number of members waiting for a psychiatric residential treatment facility (PRTF) placement; (2) the average, minimum, and maximum number of days MCO members have been waiting for the PRTF placement; (3) the average, minimum, and maximum information regarding the length of stay for MCO members in PRTF placements; and (4) the number and reasons for denials of PRTF placement in fiscal year 2019: *Provided*, That such quarterly report shall be provided to the house of representatives committee on appropriations and the senate committee on ways and means.

(h) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(i) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

(j) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017

Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to facilitate a detailed review of the costs and reimbursement rates for behavioral health services in the state of Kansas, including mental health and substance use disorder treatment, during fiscal year 2019.

(k) On the effective date of this act, the \$6,000,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 68(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the evidence based juvenile programs account, is hereby lapsed.

Sec. 81.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Health policy operating expenditures (264-00-1000-0010).....\$15,557,071

Provided, That any unencumbered balance in the health policy operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made from the health policy operating expenditures account of the above agency for the drug utilization review board to perform an annual review of the approved exemptions to the current single source limit by program.

Children's health insurance program (264-00-1000-0060).....\$22,388,662

Provided, That any unencumbered balance in the children's health insurance program in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Other medical assistance (264-00-1000-3026).....\$677,515,810

Provided, That any unencumbered balance in the other medical assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the other medical assistance account by the above agency for the purpose of implementing or expanding any prior authorization project: *And provided further*, That an evaluation of the automated implementation, savings obtained from implementation, and other outcomes of the implementation or expansion shall be submitted to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight prior to the start of the regular session of the legislature in 2020.

Wichita center for graduate medical education (264-00-1000-3027).....\$2,950,000

Provided, That any unencumbered balance in the Wichita center for graduate medical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Graduated medical education (264-00-1000-3028).....\$1,300,000

Provided, That any unencumbered balance in the graduated medical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue

fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Preventive health care
 program fund (264-00-2556-2550).....\$497,249

Cafeteria benefits fund (264-00-7720-9002).....No limit

Provided, That expenditures from the cafeteria benefits fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$2,546,915.

State workers compensation
 self-insurance fund (264-00-6170-6170).....No limit

Provided, That expenditures from the state workers compensation self-insurance fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$4,680,644.

Dependent care assistance
 program fund (264-00-7740-7799).....No limit

Provided, That expenditures from the dependent care assistance program fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$626,909.

Non-state employer group
 benefit fund (264-00-7707-7710).....\$143,539

Division of health care finance special
 revenue fund (264-00-2360-2350).....No limit

Provided, That expenditures from the division of health care finance special revenue fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

Health committee
 insurance fund (264-00-2569-2500).....No limit

Health care database
 fee fund (264-00-2578-2570).....No limit

Association assistance
 plan fund (264-00-2391-2391).....No limit

Medical programs fee fund (264-00-2395-0110).....\$75,776,935

Medical assistance fee fund (264-00-2185-2185).....No limit

Health benefits administration clearing fund – remit admin
 service org (264-00-7746-7746).....No limit

Provided, That expenditures from the health benefits administration clearing fund – remit admin service org for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$11,005,000.

Health insurance premium
 reserve fund (264-00-7350-7350).....No limit

Other state fees fund (264-00-2440-0100).....No limit

Health care access

improvement fund (264-00-2443-2215).....	No limit
Children's health insurance program	
federal fund (264-00-3424-0540).....	No limit
State planning – health care –	
uninsured fund (264-00-3483-3483).....	No limit
HIV care formula grant	
federal fund (264-00-3328-3311).....	No limit
Medical assistance program	
federal fund (264-00-3414-0440).....	No limit
Quality based community	
assessment fund (264-00-2760-2760).....	No limit
KEES interagency	
transfer fund (264-00-17-6001-6001).....	No limit
Energy assistance	
block grant (264-00-3305-3305).....	No limit
Temporary assistance for	
needy families (264-00-3323-3530).....	No limit
Title IV-E – adoption	
assistance (264-00-3357-3357).....	No limit

(c) During the fiscal year ending June 30, 2020, any moneys donated or granted to the division of health care finance of the department of health and environment and any federal funds received as match to such donations or grants by the division of health care finance of the department of health and environment for the fiscal year ending June 30, 2020, shall only be expended by the division of health care finance of the department of health and environment to assist the clearinghouse in reducing any backlogs or waiting lists, unless otherwise specified by the donor or grantor: *Provided*, That any donated or granted moneys, and the matching moneys received therefor from the federal centers for medicare and medicaid services, shall not be used to supplant or replace funds already budgeted for the clearinghouse or to restore any other reductions in funding to the clearinghouse or the agency, unless otherwise specified by the donor or grantor.

(d) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

(e) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment –

division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight the details of a contract or contract amendment with Maximus or any other eligibility processing contractor during fiscal year 2020.

(f) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2020 on the progress by the agency on the eligibility backlog processing.

(g) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to set the monthly protected income level for purposes of determining the person's client obligation at an amount of \$1,177 per month in fiscal year 2020 for any person in Kansas receiving home and community-based services administered under section 1915(c) of the federal social security act and any person in Kansas receiving services from a program of all-inclusive care for the elderly administered by the Kansas department for aging and disability services.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2020, detailing the following: (1) The total number of members waiting for a psychiatric residential treatment facility (PRTF) placement; (2) the average, minimum, and maximum number of days MCO members have been waiting for the PRTF placement; (3) the average, minimum, and maximum information regarding the length of stay for MCO members in PRTF placements; and (4) the number and reasons for denials of PRTF placement in fiscal year 2020: *Provided*, That such quarterly report shall be provided to the house of representatives committee on appropriations and the senate committee on ways and means.

(i) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other

appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(j) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to facilitate a detailed review of the costs and reimbursement rates for behavioral health services in the state of Kansas, including mental health and substance use disorder treatment, during fiscal year 2020: *Provided*, That the above agency shall submit a report of such review, including review of fiscal years 2019 and 2020, to the house of representatives committee on social services budget and the social services subcommittee of the senate committee on ways and means during January 2020.

(k) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

Sec. 82.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Volkswagen environmental fund (264-00-7269-7269)..... No limit

Sec. 83.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (264-00-1000-0300).....\$4,280,523

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mined-land conservation and reclamation
 fee fund (264-00-2233-2220).....No limit

Solid waste
 management fund (264-00-2271-2075).....No limit

Provided, That expenditures may be made from the solid waste management fund during the fiscal year ending June 30, 2020, for official hospitality: *Provided further*, That such expenditures for official hospitality shall not exceed \$2,500.

Public water supply
 fee fund (264-00-2284-2085).....No limit

Voluntary cleanup fund (264-00-2288-2120).....No limit

Storage tank fee fund (264-00-2293-2090).....No limit

Air quality fee fund (264-00-2020-2830).....No limit

Hazardous waste
 collection fund (264-00-2099-2010).....No limit

Health and environment training fee fund –
 environment (264-00-2175-2170).....No limit

Provided, That expenditures may be made from the health and environment training fee fund – environment for acquisition and distribution of division of environment program literature and films and for participation in or conducting training seminars for training employees of the division of environment of the department of health and environment, for training recipients of state aid from the division of environment of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of environment: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – environment: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of environment from moneys appropriated from the health and environment training fee fund – environment for fiscal year 2020, expenditures may be made by the department of health and environment from the health and environment training fee fund – environment for fiscal year 2020 for agency operations for the division of environment.

Driving under the
 influence fund (264-00-2101-2020).....No limit

Waste tire management fund (264-00-2635-2820).....No limit

Health and environment publication fee fund – environment (264-00-2544-2195).....	No limit
<i>Provided</i> , That expenditures from the health and environment publication fee fund – environment shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.	
Local air quality control authority regulation services fund (264-00-2657-2330)	No limit
Environmental response fund (264-00-2662-2400).....	No limit
Sponsored project overhead fund – environment (264-00-2911-2720).....	No limit
Chemical control fee fund (264-00-2212-2360).....	No limit
QuantiFERON TB laboratory fund (264-00-2458-2460).....	No limit
Resource conservation and recovery act – federal fund (264-00-3586-3190).....	No limit
Water supply – federal fund (264-00-3295-3130).....	No limit
Air quality section 103 – federal fund (264-00-3248-3246).....	No limit
EPA – core support – federal fund (264-00-3040-3000).....	No limit
Network exchange grant – federal fund (264-00-3267-3267).....	No limit
Kansas clean diesel grant – federal fund (264-00-3249-3250).....	No limit
Air quality program – federal fund (264-00-3072-3090).....	No limit
Section 106 monitoring initiative – federal fund (264-00-3619-3240).....	No limit
Air quality section 105 – federal fund (264-00-3249-3249).....	No limit
Leaking underground storage tank trust – federal fund (264-00-3812-3700).....	No limit
Surface mining control and reclamation act – federal fund (264-00-3820-3760).....	No limit
Abandoned mined-land – federal fund (264-00-3821-3770).....	No limit
Department of defense and state cooperative agreement – federal fund (264-00-3067-3031).....	No limit
EPA non-point source – federal fund (264-00-3889-3940).....	No limit
Pollution prevention program – federal fund (264-00-3908-3990).....	No limit

EPA water monitoring – federal fund (264-00-3086-4200).....	No limit
Gifts, grants and donations fund – environment (264-00-7314-7095).....	No limit
Special bequest fund – environment (264-00-7367-7040).....	No limit
Aboveground petroleum storage tank release trust fund (264-00-7398-7070).....	No limit
Underground petroleum storage tank release trust fund (264-00-7399-7060).....	No limit
Drycleaning facility release trust fund (264-00-7407-7250).....	No limit
Public water supply loan fund (264-00-7539-7800).....	No limit
Public water supply loan operations fund (264-00-3295-3295).....	No limit
Kansas water pollution control revolving fund (264-00-7530-7400).....	No limit
<i>Provided</i> , That the proceeds from revenue bonds issued by the Kansas development finance authority to provide matching grant payments under the federal clean water act of 1987 (P.L. 92-500) shall be credited to the Kansas water pollution control revolving fund: <i>Provided further</i> , That expenditures from this fund shall be made to provide for the payment of such matching grants.	
Kansas water pollution control operations fund (264-00-7960-8300).....	No limit
Cost of issuance fund for Kansas water pollution control revolving fund revenue bonds (264-00-7531-7600).....	No limit
Surcharge fund for Kansas water pollution control revolving fund revenue bonds (264-00-7539-7805).....	No limit
Surcharge operations fund for Kansas water pollution control revolving fund revenue bonds (264-00-7531-7620).....	No limit
Subsurface hydrocarbon storage fund (264-00-2228-2380).....	No limit
Natural resources damages trust fund (264-00-7265-7265).....	No limit
Hazardous waste management fund (264-00-2519-2290).....	No limit
Brownfields revolving loan program – federal fund (264-00-3278-3278).....	No limit
Mined-land reclamation fund (264-00-2685-2560).....	No limit
Operator outreach training program – federal fund (264-00-3259-3259).....	No limit

Underground storage tank – federal fund (264-00-3732-3510).....	No limit
EPA underground injection control – federal fund (264-00-3295-3288).....	No limit
Laboratory medicaid cost recovery fund – environment (264-00-2092-2060).....	No limit
EPA state response program – federal fund (264-00-3370-3915).....	No limit
Environmental use control fund (264-00-2292-2310).....	No limit
Environmental response remedial activity specific sites – federal fund (264-00-3040-3003).....	No limit
Emergency environmental response – nonspecific sites federal fund (264-00-3067-3030).....	No limit
Medicare program – environment – federal fund (264-00-3096-3050).....	No limit
EPA pollution prevention – federal fund (264-00-3619-3240).....	No limit
Inspections Kansas infrastructure projects – federal fund (264-00-3910-3950).....	No limit
Salt solution mining well plugging fund (264-00-2247-2390).....	No limit
Water program management fund (264-00-2798-2798).....	No limit
UST redevelopment fund (264-00-7397-7080).....	No limit
Office of laboratory services operating fund (264-00-2161-2161).....	No limit
Risk management fund (264-00-7402-7402).....	No limit
Intoxilyzer replacement – federal fund (264-00-3092-3092).....	No limit
Environmental stewardship fund (264-00-17-7396-7096).....	No limit
EPA multi-purpose grant – federal fund (264-00-3103-3630).....	No limit
Volkswagen environmental fund (264-00-7269-7269).....	No limit
USDA conservation partnership – federal fund (264-00-3022-3022).....	No limit
Environmental response – federal fund (264-00-3066-3010).....	No limit
Other federal grants – federal fund (264-00-3095-5450).....	No limit
Other federal grants –	

federal fund (264-00-3095-5450).....	No limit
Alcohol impaired driving	
countermeasures incentive grants –	
federal fund (264-00-3247-3247).....	No limit
Air quality program –	
federal fund (264-00-3253-3253).....	No limit
Water related grants –	
federal fund (264-00-3254-3260).....	No limit
EPA nonpoint source implementation –	
federal fund (264-00-3915-3915).....	No limit
Water protection state grants –	
federal fund (264-00-3264-3264).....	No limit
Multi-media capacity building –	
federal fund (264-00-3277-3277).....	No limit
Health watershed initiative –	
federal fund (264-00-3558-3558).....	No limit
Small employer cafeteria plan	
development program (264-00-2386-2382).....	No limit
Environmental response RMDL act –	
federal fund (264-00-3005-3010).....	No limit
Ticket to work grant –	
federal fund (264-00-3417-4367).....	No limit
Demo to maintenance-indep. employer –	
federal fund (264-00-3419-3419).....	No limit
EPA underground injection control –	
federal fund (264-00-3618-3230).....	No limit
104G outreach training program –	
federal fund (264-00-3722-3500).....	No limit
Brownfields revolving loan	
program fund (264-00-7526-7103).....	No limit
Certification of environmental	
liability fund (264-00-7527-7230).....	No limit
P/C safety net clinic loan	
guarantee fund (264-00-7551-7595).....	No limit
KWPC surcharge	
services fees (264-00-7961-8400).....	No limit
KPWS Revolving Fund (264-00-7968-8500).....	No limit
KPWS surcharge service fees (264-00-7969-8600).....	No limit
(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the state water plan project or projects specified as follows:	
Contamination remediation (264-00-1800-1802).....	\$1,088,301
<i>Provided, That any unencumbered balance in the contamination remediation account</i>	

in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

TMDL initiatives and use
attainability analysis (264-00-1800-1805).....\$278,029

Provided, That any unencumbered balance in the TMDL initiatives and use attainability analysis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Watershed restoration and
protection plan (264-00-1800-1808).....\$730,884

Provided, That any unencumbered balance in the watershed restoration and protection plan account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nonpoint source program (264-00-1800-1804).....\$303,208

Provided, That any unencumbered balance in the nonpoint source program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Milford and Marion reservoirs harmful algae
bloom pilot (264-00-1800-1810).....\$450,000

Provided, That any unencumbered balance in the Milford and Marion reservoirs harmful algae bloom pilot account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Drinking water protection.....\$350,000

(d) During the fiscal year ending June 30, 2020, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state water plan fund for the department of health and environment – division of environment: *Provided*, That the secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the chairperson of the subcommittee on health and environment/human resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 65-3024, and amendments thereto, the director of accounts and reports shall not make the transfers of amounts of interest earnings from the state general fund to the air quality fee fund (264-00-2020-2830) of the department of health and environment, which are directed to be made on or before the 10th day of each month by K.S.A. 65-3024, and amendments thereto.

(f) On July 1, 2019, and on other occasions during fiscal year 2020 when necessary, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs, from specified special revenue fund or funds of the department of health and environment – division of public health or of the department of health and environment – division of environment, to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment.

(g) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue fund or funds of the department of health and environment – division of environment that have available moneys to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment or to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health, as the case may be, for expenditures for administrative expenses.

(h) During the fiscal year ending June 30, 2020, the secretary of health and environment, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2020, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of environment to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment pursuant to this section may include amounts equal to not more than 25% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

Sec. 84.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

LTC – medicaid
assistance – NF (039-00-1000-0520).....\$33,935,484

Provided, That expenditures shall be made from the LTC – medicaid assistance – NF account of the above agency for the Kansas department for aging and disability services and the department of health and environment to make applications and modifications, no later than July 1, 2019, to the current traumatic brain injury home and community-based services medicaid waiver program in accordance with the provisions of section 117 of chapter 109 of the 2018 Session Laws of Kansas and also to restore the unduplicated waiver slot count to 723 and lower such waiver's entry age to birth and add acquired brain injuries to such waiver while setting the financial eligibility requirements for children under 18 to be the same as the Kansas serious emotional disturbance waiver.

Kansas neurological institute –
operating expenditures (363-00-1000-0303).....\$853,494
Larned state hospital –

operating expenditures (410-00-1000-0103).....	\$871,031
Osawatomie state hospital –	
operating expenditures (494-00-1000-0100).....	\$4,314,366
Osawatomie state hospital – certified	
care expenditures (494-00-1000-0101).....	\$1,122,529
Parsons state hospital and training center –	
operating expenditures (507-00-1000-0100).....	\$951,224
Administration - assessments (039-00-1000-0210).....	\$38,646
Community mental health centers	
supplemental funding (039-00-1000-3001).....	\$1,885,000
Community aid (039-00-1000-3004).....	\$646,304

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, for the capital improvements project or projects specified, the following:

Isaac Ray UPS.....	\$54,405
--------------------	----------

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the Larned state hospital fee fund (410-00-2073-2100) of the Kansas department for aging and disability services is hereby decreased from \$3,961,931 to \$3,946,301.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 72(k) of chapter 109 of the 2018 Session Laws of Kansas on the Osawatomie state hospital fee fund (494-00-2079-4200) of the Kansas department for aging and disability services is hereby decreased from \$840,706 to \$716,362.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the Osawatomie state hospital certified care fund (494-00-2079-4201) of the Kansas department for aging and disability services is hereby decreased from \$2,664,025 to \$2,207,525.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services is hereby decreased from \$6,829,101 to \$6,825,996.

(g) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2019.

(h) On the effective date of this act, of the \$3,845,751 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 186(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – new state security hospital account (039-00-8100-8320), the sum of \$3,878 is hereby lapsed.

(i) On the effective date of this act, of the \$2,602,200 appropriated for the above

agency for the fiscal year ending June 30, 2019, by section 186(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – state hospitals rehabilitation and repair account (039-00-8100-8325), the sum of \$106 is hereby lapsed.

(j) On the effective date of this act, any unencumbered balance in each of the following capital improvement accounts of the state institutions building fund is hereby lapsed: Kansas neurological institute – energy conservation improvement debt service (363-00-8100-8000).

Sec. 85.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the following year ending June 30, 2020, the following:

RSI crisis center base services (039-00-1000-0110).....	\$3,576,100
Comcare crisis center base services (039-00-1000-0120).....	\$1,300,000
Valeo crisis center base services (039-00-1000-0130).....	\$500,000
Salina crisis center base services (039-00-1000-0140).....	\$85,000
Administration official hospitality (039-00-1000-0204).....	\$1,748

Provided, That any unencumbered balance in the administration official hospitality account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Administration – assessments (039-00-1000-0210).....	\$458,164
--	-----------

Provided, That any unencumbered balance in the administration – assessments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Senior care act (039-00-1000-0260).....	\$2,515,000
---	-------------

Provided, That any unencumbered balance in the senior care act account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That each grant agreement with an area agency on aging for a grant from the senior care act account shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2019: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2019: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

Program grants – nutrition – state match (039-00-1000-0280).....	\$4,045,725
---	-------------

Provided, That any unencumbered balance in the program grants – nutrition – state match account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That each grant agreement with an area agency on aging for a grant from the program grants – nutrition – state match account shall require the area agency on aging to submit to the secretary for aging and disability services a report for federal fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2019: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2019: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

LTC – medicaid assistance –
 NF (039-00-1000-0520).....\$8,290,926

Provided, That any unencumbered balance in the LTC – medicaid assistance – NF account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing facilities regulation (039-00-1000-0710).....\$1,157,528

Provided, That any unencumbered balance in the nursing facilities regulation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing facilities regulation –
 title XIX (039-00-1000-0712).....\$1,534,675

Provided, That any unencumbered balance in the nursing facilities regulation – title XIX account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

State operations (039-00-1000-0801).....\$13,924,173

Provided, That any unencumbered balance in the state operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account for the purchase of professional liability insurance for physicians and dentists at any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Alcohol and drug abuse
 services grants (039-00-1000-1010).....\$2,814,285

Provided, That any unencumbered balance in the alcohol and drug abuse services grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Mental health and intellectual disabilities aid
 and assistance (039-00-1000-4001).....\$8,474,923

Provided, That any unencumbered balance in the mental health and intellectual disabilities aid and assistance account in excess of \$100 as of June 30, 2019, is hereby

reappropriated for fiscal year 2020.

Community mental health centers supplemental funding (039-00-1000-3001).....\$28,995,993

Provided, That any unencumbered balance in the community mental health centers supplemental funding account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Community aid (039-00-1000-3004).....\$20,872,061

Provided, That any unencumbered balance in the community aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

KanCare caseloads.....\$363,807,237

Provided, That any unencumbered balance in the KanCare caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Non-KanCare caseloads.....\$39,261,056

Provided, That any unencumbered balance in the non-KanCare caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided further, That all people receiving or applying for services that are funded, either partially or entirely, from the non-KanCare caseloads account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

KanCare non-caseloads.....\$309,211,233

Provided, That any unencumbered balance in the KanCare non-caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided further, That expenditures shall be made from the KanCare non-caseloads account of the above agency for the Kansas department for aging and disability services and the department of health and environment to make applications and modifications, no later than July 1, 2019, to the current traumatic brain injury home and community-based services medicaid waiver program in accordance with the provisions of section 117 of chapter 109 of the 2018 Session Laws of Kansas and also to restore the unduplicated waiver slot count to 723 and lower such waiver's entry age to birth and add acquired brain injuries to such waiver while setting the financial eligibility requirements for children under 18 to be the same as the Kansas serious emotional disturbance waiver.

Kansas neurological institute – operating expenditures (363-00-1000-0303).....\$10,991,318

Provided, That any unencumbered balance in the Kansas neurological institute – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Kansas neurological institute – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*; That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Larned state hospital – operating

expenditures (410-00-1000-0103).....\$38,753,275

Provided, That any unencumbered balance in the Larned state hospital – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Larned state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Larned state hospital with unified school districts or other public educational services providers: *And provided further*; That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto.

Larned state hospital – sexual predator treatment program (410-00-1000-0200).....\$23,801,444

Provided, That any unencumbered balance in the Larned state hospital – sexual predator treatment program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Osawatomic state hospital – operating expenditures (494-00-1000-0100).....\$25,644,691

Provided, That any unencumbered balance in the Osawatomic state hospital – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Osawatomic state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150.

Osawatomic state hospital – certified care expenditures (494-00-1000-0101).....\$8,992,488

Provided, That any unencumbered balance in the Osawatomic state hospital – certified care expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Parsons state hospital and training center – operating expenditures (507-00-1000-0100).....\$12,036,550

Provided, That any unencumbered balance in the Parsons state hospital and training center – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Parsons state hospital and training center – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Parsons state hospital and training center with unified school districts or other public educational services providers: *And provided further*; That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*; That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution

to reside in the communities.

Parsons state hospital and training center – sexual predator treatment program (507-00-1000-0200).....\$1,969,803

Provided, That any unencumbered balance in the Parsons state hospital and training center – sexual predator treatment program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Larned state hospital – SPTP new crimes reimbursement (410-00-1000-0110).....\$250,000

Provided, That any unencumbered balance in the Larned state hospital – SPTP new crimes reimbursement account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Title XIX fund (039-00-2595-4130).....No limit

Provided, That all receipts resulting from payments under title XIX of the federal social security act to any of the institutions under mental health and intellectual disabilities may be credited to the title XIX fund: *Provided further*; That moneys in the title XIX fund may be used for expenditures for contractual services to provide for collecting additional payments under title XVIII and title XIX of the federal social security act and for expenditures for premiums and surcharges required to be paid for physicians' malpractice insurance.

Kansas neurological institute title XIX reimbursements fund (363-00-2060-2200).....No limit

Larned state hospital title XIX reimbursements fund (410-00-2074-2200).....No limit

Osawatomic state hospital title XIX reimbursements fund (494-00-2080-4300).....No limit

Osawatomic state hospital certified care title XIX reimbursements fund (494-00-2080-4301).....No limit

Parsons state hospital title XIX reimbursements fund (507-00-2083-2300).....No limit

Kansas neurological institute fee fund (363-00-2059-2000).....\$1,324,436

Kansas neurological institute – foster grandparents program – federal fund (363-00-3115-3200).....No limit

Kansas neurological institute – FGP gifts, grants, donations fund (363-00-7125-7400).....No limit

Kansas neurological institute – patient benefit fund (363-00-7910-7100).....No limit

Kansas neurological institute – work therapy patient

benefit fund (363-00-7940-7200).....	No limit
Larned state hospital	
fee fund (410-00-2073-2100).....	\$4,025,227
Larned state hospital – work therapy patient	
benefit fund (410-00-7938-7200).....	No limit
Larned state hospital –	
canteen fund (410-00-7806-7000).....	No limit
Larned state hospital – patient	
benefit fund (410-00-7912-7100).....	No limit
Osawatomi state hospital –	
canteen fund (494-00-7807-5600).....	No limit
Osawatomi state hospital – patient	
benefit fund (494-00-7914-5700).....	No limit
Osawatomi state hospital – work therapy patient	
benefit fund (494-00-7939-5800).....	No limit
Osawatomi state hospital – motor pool	
revolving fund (494-00-6164-5200).....	No limit
Osawatomi state hospital – cottage revenue and	
expenditures fund (494-00-2159-2159).....	No limit
Osawatomi state hospital – training fee	
revolving fund (494-00-2602-2000).....	No limit

Provided, That all moneys received as fees for training activities for Osawatomi state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Osawatomi state hospital – training fee revolving fund: *Provided further*, That the superintendent of Osawatomi state hospital is hereby authorized to fix, charge and collect fees for training activities at Osawatomi state hospital: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses of such training activities for Osawatomi state hospital.

Osawatomi state hospital	
fee fund (494-00-2079-4200).....	\$378,781

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Osawatomi state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Osawatomi state hospital fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, technical and program support, maintenance and replacement of associated equipment at Osawatomi state hospital: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Osawatomi state hospital fee fund.

Osawatomi state hospital certified	
care fund (494-00-2079-4201).....	\$1,992,223

 Parsons state hospital and training center –

canteen fund (507-00-7808-5500).....	No limit
Parsons state hospital and training center – patient	
benefit fund (507-00-7916-5600).....	No limit
Parsons state hospital and training center –	
work therapy patient	
benefit fund (507-00-7941-5700).....	No limit
Parsons state hospital and training center	
fee fund (507-00-2082-2200).....	\$1,206,440

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Parsons state hospital and training center shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Parsons state hospital and training center fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, maintenance and replacement of video teleconferencing equipment at Parsons state hospital and training center: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Parsons state hospital and training center fee fund.

Special program for aging IIIB –	
federal fund (039-00-3287-3281).....	No limit
Special program for aging IIIC –	
federal fund (039-00-3425-3423).....	No limit
Special program for aging IIID –	
federal fund (039-00-3286-3285).....	No limit
National family caregiver support program IIIE –	
federal fund (039-00-3289-3201).....	No limit
Special program for aging IV & II –	
federal fund (039-00-3288-3297).....	No limit
Special program for aging VII-2 –	
federal fund (039-00-3358-3072).....	No limit
Special program for aging VII-3 –	
federal fund (039-00-3402-3000).....	No limit
Survey & certification –	
federal fund (039-00-3064-3064).....	No limit

Provided, That transfers of moneys from the survey & certification – federal fund to the state fire marshal may be made during fiscal year 2020 pursuant to a contract, which is hereby authorized to be entered into by the secretary for aging and disability services with the state fire marshal to provide fire and safety inspections for adult care homes and hospitals.

Center for medicare/medicaid service –	
federal fund (039-00-3408-3300).....	No limit
Money follows the person grant –	
federal fund (039-00-3054-4000).....	No limit
Medicaid assistance program –	

federal fund (039-00-1000-0500).....No limit

Social service block

grant fund (039-00-3307-3371).....\$4,501,000

Provided, That each grant agreement with an area agency on aging for a grant from the social service block grant fund shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2019: *Provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2019: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this fund shall be placed in appropriate services that are determined to be the most economical services available.

Nutrition service incentive program

fund – federal (039-00-3552-3552).....No limit

National bioterrorism hospital preparedness program –

federal fund (039-00-3398-4386).....No limit

Senior citizen nutrition

check-off fund (039-00-2660-2610).....No limit

Quality care services fund (039-00-2999-2902).....No limit

Provided, That the secretary for aging and disability services, acting as the agent of the secretary of health and environment, is hereby authorized to collect the quality care assessment under K.S.A. 2018 Supp. 75-7435, and amendments thereto, and notwithstanding the provisions of K.S.A. 2018 Supp. 75-7435, and amendments thereto, all moneys received for such quality care assessments shall be deposited in the state treasury to the credit of the quality care services fund: *Provided further*, That all moneys in the quality care services fund shall be used to finance initiatives to maintain or improve the quantity and quality of skilled nursing care in skilled nursing care facilities in Kansas in accordance with K.S.A. 2018 Supp. 75-7435, and amendments thereto.

State licensure fee fund (039-00-2373-2370).....No limit

General fees fund (039-00-2524-2500).....No limit

Provided, That the secretary for aging and disability services is hereby authorized to collect: (1) Fees from the sale of surplus property; (2) fees charged for searching, copying and transmitting copies of public records; (3) fees paid by employees for personal long distance calls, postage, faxed messages, copies and other authorized uses of state property; and (4) other miscellaneous fees: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That expenditures shall be made from this fund to meet the obligations of the Kansas department for aging and disability services or to benefit and meet the mission of the Kansas department for aging and disability services.

Gifts and donations fund (039-00-7309-7000).....No limit

Provided, That the secretary for aging and disability services is hereby authorized to receive gifts and donations of money for services to senior citizens or purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

Medical resources and collection fund (039-00-2363-2100).....No limit

Provided, That all moneys received or collected by the secretary for aging and disability services due to medicaid overpayments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *Provided further*, That expenditures from such fund shall be made for medicaid program-related expenses and used to reduce state general fund outlays for the medicaid program: *And provided further*, That all moneys received or collected by the secretary for aging and disability services due to civil monetary penalty assessments against adult care homes shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *And provided further*, That expenditures from such fund shall be made to protect the health or property of adult care home residents as required by federal law.

SHICK fund – grants – federal (039-00-3913-3800).....No limit

Long-term care loan and grant fund (039-00-5110-5100).....No limit

Health facilities review fund (039-00-2308-2400).....No limit

Medicare enrollment assistance program fund – federal (039-00-3468-3450).....No limit

Medical assistance program – federal fund (039-00-3414-0442).....No limit

DADS social welfare fund (039-00-2141-2195).....No limit

Other state fees fund – community alcohol treatment (039-00-2661-0000).....No limit

Substance abuse/mental health services – partnership for success – federal fund (039-00-3284-1327).....No limit

Substance abuse/mental health supported employment – federal fund (039-00-3284-1329).....No limit

Community mental health block grant federal fund (039-00-3310-0460).....No limit

Prevention/treatment substance abuse federal fund (039-00-3301-0310).....No limit

Problem gambling and addictions grant fund (039-00-2371-2371).....\$6,825,996

Alternatives to psych. resid. treatment facilities for children federal fund (039-00-3384-4495).....	No limit
Substance abuse performance outcome grant federal fund (039-00-3881-3881).....	No limit
ADAS data collection grant federal fund (039-00-3887-3887).....	No limit
Money follows the person rebalancing demonstration federal fund (039-00-3054-4041).....	No limit
Temporary assistance for needy families – fed funds (039-00-3323-3323).....	No limit
Coop agreement to benefit homeless – federal fund (039-00-3284-1321).....	No limit
Assistance in transition from homelessness federal fund (039-00-3347-4316).....	No limit
Developmental disabilities basic support federal fund (039-00-3380-3380).....	No limit
Olmstead fellowship program (039-00-3885-3885).....	No limit
Medicare fund – SHICK (039-00-3408-3400).....	No limit
Medicare fund – oasis (039-00-3408-3350).....	No limit
<i>Provided</i> , That all nonfederal reimbursements received by the Kansas department for aging and disability services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.	
Mental health grants – state highway fund (039-00-2160-2160).....	\$9,750,000
<i>Provided</i> , That on July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon after each date as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$2,437,500 from the state highway fund of the department of transportation to the mental health grants – state highway fund of the Kansas department for aging and disability services.	
Indirect cost fund (039-00-2193-2193).....	No limit
Kansas national background check program – federal fund (039-00-3032-3132).....	No limit
Systems of care grant – federal fund (039-00-3595-3595).....	No limit
Community mental health center improvement fund (039-00-2336-2336).....	No limit
Community crisis stabilization centers fund (039-00-2337-2337).....	No limit
Clubhouse model program fund (039-00-2338-2338).....	No limit

Opioid abuse treatment & prevention	
federal fund (039-00-3023-3024).....	No limit
Health occupations credentialing	
fee fund (039-00-2315-2315).....	No limit
TBI partnership program fund.....	No limit
Non-government grant fund (039-00-2740-2740).....	No limit
Safe and supportive	
schools fund (039-00-2788-2788).....	No limit
Nutrition services incentives	
federal fund (039-00-3291-3305).....	No limit
Assist transition from homelessness	
federal fund (039-00-3347-4316).....	No limit
Mental health research grant	
federal fund (039-00-3377-4321).....	No limit
Senior farmer market nutrition program	
federal fund (039-00-3406-3205).....	No limit
Children's health insurance	
federal fund (039-00-3424-3420).....	No limit
Home delivery nutrition services	
federal fund (039-00-3469-3309).....	No limit
Congregate nutrition	
federal fund (039-00-3470-3311).....	No limit
Communities putting prevention to work	
federal fund (039-00-3488-3488).....	No limit
Mental health client level reporting	
federal fund (039-00-3882-3882).....	No limit
Transformation transfer initiatives	
federal fund (039-00-3888-3888).....	No limit
KDFA refunding revenue bond	
2013B fund (039-00-7111).....	No limit
Trust fund (039-00-7299).....	No limit
Larned state security hospital	
KDFA 02N-1 fund (039-00-8703).....	No limit
SRS state of Kansas KDFA 04A-1	
project fund (039-00-8704).....	No limit
State of Kansas projects	
KDFA 2010E-F fund (039-00-8705).....	No limit
Parking deduction clearing fund (039-00-9233-9200).....	No limit
Medical assistance recovery	
clearing fund (039-00-9300).....	No limit
Credit card clearing fund (039-00-9400).....	No limit
(c) On July 1, 2019, and on other occasions during fiscal year 2020, when	

necessary as determined by the secretary for aging and disability services, the director of accounts and reports shall transfer amounts specified by the secretary for aging and disability services, which amounts constitute reimbursements, credits and other amounts received by the Kansas department for aging and disability services for activities related to federal programs from specified special revenue funds of the Kansas department for aging and disability services to the indirect cost fund of the Kansas department for aging and disability services.

(d) On July 1, 2019, the superintendent of Osawatomic state hospital, upon the approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Osawatomic state hospital – canteen fund (494-00-7807-5600) to the Osawatomic state hospital – patient benefit fund (494-00-7914-5700).

(e) On July 1, 2019, the superintendent of Parsons state hospital, upon approval from the director of accounts and reports, shall transfer an amount specified by the superintendent from the Parsons state hospital and training center – canteen fund (507-00-7808-5500) to the Parsons state hospital and training center – patient benefit fund (507-00-7916-5600).

(f) On July 1, 2019, the superintendent of Larned state hospital, upon approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Larned state hospital – canteen fund (410-00-7806-7000) to the Larned state hospital – patient benefit fund (410-00-7912-7100).

(g) During the fiscal year ending June 30, 2020, no moneys paid by the Kansas department for aging and disability services from the mental health and intellectual disabilities aid and assistance account (039-00-1000-4001) of the state general fund shall be expended by the entity receiving such moneys to pay membership dues and fees to any entity that does not provide the Kansas department for aging and disability services, the legislative division of post audit, or another state agency, access to its financial records upon request for such access.

(h) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2020 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability

services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(j) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the Kansas department for children and families and in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the department of health and environment – division of public health, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the secretary for children and families and the secretary of health and environment for fiscal year 2020 to enter into a contract with the secretary for aging and disability services, which is hereby authorized and directed to be entered into by such secretaries, to provide for the secretary for aging and disability services to perform the powers, duties, functions and responsibilities prescribed by and to conduct investigations pursuant to K.S.A. 39-1404, and amendments thereto, in conjunction with the performance of such powers, duties, functions, responsibilities and investigations by the secretary for children and families and the secretary of health and environment under such statute, with respect to reports of abuse, neglect or exploitation of residents or reports of residents in need of protective services on behalf of the secretary for children and families or the secretary of health and environment, as the case may be, in accordance with and pursuant to K.S.A. 39-1404, and amendments thereto, during fiscal year 2020: *Provided*, That, in addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the Kansas department for aging and disability services, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the secretary for aging and disability services for fiscal year 2020 to provide for the performance of such powers, duties, functions and responsibilities and to conduct such investigations: *Provided further*, That, the words and phrases used in this subsection shall have the meanings respectively ascribed thereto by K.S.A. 39-1401, and amendments thereto.

(k) On October 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$550,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the domestic violence grant fund (252-00-2014-2014) of the governor's department.

(l) On October 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$150,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the child advocacy center grants fund (252-00-2024-2024) of the governor's department.

(m) On October 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 79-4805, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the community corrections special

revenue fund (521-00-2447-2447) of the department of corrections.

(n) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by the above agency by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020 to prepare and submit reports concerning medicaid home and community based services waivers on or before July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, to the director of legislative research and the director of the budget: *Provided*, That the above agency shall submit a separate report for each home and community based services waiver: *Provided further*, That such reports shall include the actual and projected expenditures for such waiver, actual and projected numbers of individuals provided services under such waiver and average cost per individual served: *And provided further*, That such reports shall include summarized encounter data by waiver population or comparable data to allow for review of such data at the program level.

(o) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Children's mental health waiver (039-00-2000-2403).....\$3,800,000

Provided, That any unencumbered balance in the children's mental health waiver account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(p) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the title XIX fund (039-00-2595-4130) of the Kansas department for aging and disability services to any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(q) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2020.

(r) During the fiscal year ending June 30, 2020, (r) in addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for the creation of a plan for Osawatomie state hospital to end the moratorium on voluntary admissions and increase the limit of involuntary patients above the current limit of 166 patients: *Provided*, That the above agency shall submit such report on or before January 13, 2020, to the house of representatives committee on health and human services, the house of representatives committee on social services

budget and the senate committee on public health and welfare.

Sec. 86.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

State operations (including official hospitality) (629-00-1000-0013).....	\$2,435,277
Youth services aid and assistance (629-00-1000-7020).....	\$5,870,777

(b) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to establish a working group to gather data and issue a report on or before June 30, 2019, related to the impact of 2016 Senate Bill No. 367 on youth with offender behaviors entering into a foster care placement or already in a foster care placement: *Provided*, That the working group shall evaluate the services being offered and identify needed services: *Provided further*, That the working group shall include representatives from the above agency, the Kansas department of corrections, child welfare organizations, mental health organizations, the judicial branch, law enforcement and any other organizations with information on services, as determined by the secretary of children and families.

Sec. 87.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

State operations (including official hospitality) (629-00-1000-0013).....	\$117,127,263
---	---------------

Provided, That any unencumbered balance in the state operations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Youth services aid and assistance (629-00-1000-7020).....	\$197,490,760
---	---------------

Provided, That any unencumbered balance in the youth services aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Vocational rehabilitation aid and assistance (629-00-1000-5010).....	\$4,704,705
--	-------------

Provided, That any unencumbered balance in the vocational rehabilitation aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account

for the acquisition of durable medical equipment and assistive technology devices: *And provided further*, That expenditures may be made from this account by the secretary for children and families for the purchase of worker's compensation insurance for consumers of vocational rehabilitation services and assessments at work sites and job tryout sites throughout the state.

Cash assistance (629-00-1000-2010).....\$10,497,350

Provided, That any unencumbered balance in the cash assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Nonfederal reimbursements
fund (629-00-2585-4125).....No limit

Provided, That all nonfederal reimbursements received by the Kansas department for children and families shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.

Receipt suspense
clearing fund (629-00-9212-0910).....No limit

Client assistance payment
clearing fund (629-00-9214-0930).....No limit

Child support collections
clearing fund (629-00-9218-0970).....No limit

EBT settlement fund (629-00-9219-0980).....No limit

CAP settlement fund (629-00-9219-0990).....No limit

Credit card clearing fund (629-00-9405-9400).....No limit

Social welfare fund (629-00-2195-0110).....No limit

Other state fees fund (629-00-2220).....No limit

Child welfare services state grants
federal fund (629-00-3306-0341).....No limit

Social services block grant –
federal fund (629-00-3307-0370).....No limit

Temporary assistance to needy families
federal fund (629-00-3323-0530).....No limit

Title IV-B promoting safe/stable families
federal fund (629-00-3302).....No limit

Title IV-B enhance safety of children
federal fund (629-00-3304).....No limit

Title IV-E foster care
federal fund (629-00-3337-0419).....No limit

Medical assistance program
federal fund (629-00-3414).....No limit

Rehabilitation services – vocational rehabilitation	
federal fund (629-00-3315).....	No limit
SRS enterprise fund (629-00-5105).....	No limit
Child support enforcement	
federal fund (629-00-3316).....	No limit
Low-income home energy assistance	
federal fund (629-00-3305-0350).....	No limit
Refugee targeted assistance	
federal fund (629-00-3375).....	No limit
Children's health insurance program	
federal fund (629-00-3424-0541).....	No limit
SNAP employment and training exchange	
federal fund (629-00-3452-3452).....	No limit
Commodity supp food program	
federal fund (629-00-3308-3215).....	No limit
Social security – disability insurance	
federal fund (629-00-3309-0390).....	No limit
Supplemental nutrition assistance program	
federal fund (629-00-3311).....	No limit
Emergency food assistance program	
federal fund (629-00-3313-2310).....	No limit
Child care and development	
mandatory and matching	
federal fund (629-00-3318-0523).....	No limit
Community-based child	
abuse prevention grants	
federal fund (629-00-3319-7400).....	No limit
Chafee education and	
training vouchers program	
federal fund (629-00-3338-0425).....	No limit
Adoption incentive payments	
federal fund (629-00-3343-0426).....	No limit
State sexual assault and domestic	
violence coalitions grants	
federal fund (629-00-3344-7345).....	No limit
Adoption assistance	
federal fund (629-00-3357-0418).....	No limit
Chafee foster care independence program	
federal fund (629-00-3365-0417).....	No limit
Refugee and entrant assistance	
federal fund (629-00-3378).....	No limit
Head start federal fund (629-00-3379-6323).....	
Developmental disabilities basic support	

federal fund (629-00-3380-4360).....	No limit
Children's justice grants to states	
federal fund (629-00-3381-7320).....	No limit
Child abuse and neglect state grants	
federal fund (629-00-3382-7210).....	No limit
Independent living state grants	
federal fund (629-00-3387).....	No limit
Independent living services for older blind	
federal fund (629-00-3388-5313).....	No limit
Supported employment for individuals with severe disabilities	
federal fund (629-00-3389).....	No limit
Independent living older blind – ARRA	
federal fund (629-00-3474-0454).....	No limit
Child care discretionary	
federal fund (629-00-3028-0522).....	No limit
SNAP employment and training	
pilot federal fund (629-00-3321-3321).....	No limit
SNAP technology project for success	
federal fund (629-00-3327-3327).....	No limit
Project maintenance	
reserve fund (629-00-2214-0150).....	No limit
(c) During the fiscal year ending June 30, 2020, the secretary for children and families, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas department for children and families to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.	
(d) During the fiscal year ending June 30, 2020, the secretary for children and families, with the approval of the director of the budget and subject to the provisions of federal grant agreements, may transfer moneys received under a federal grant that are credited to a federal fund of the Kansas department for children and families to another federal fund of the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.	
(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports may transfer, in one or more amounts, from the nonfederal reimbursements fund (629-00-2585-4125) to the social welfare fund (629-00-2195-0110) the amount specified by the secretary for children and families.	
(f) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:	
Child care (629-00-2000-2406).....	\$5,033,679

Provided, That any unencumbered balance in the child care account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Family preservation (629-00-2000-2413).....\$3,241,062

Provided, That any unencumbered balance in the family preservation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(g) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the temporary assistance to needy families federal fund (629-00-3323-0530) for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the Kansas department for children and families from such moneys appropriated for fiscal year 2020 in an amount not to exceed \$3,000,000 for the purpose of funding early childhood home visitation programs provided by any organization that promotes child wellbeing and prevents the abuse and neglect of children through intensive home visits: *Provided, however*, That any such program shall: (1) Be offered to families whose income is less than 200% of the federal poverty level; (2) comply with requirements of the temporary assistance to needy families block grant; and (3) meet any other programmatic requirements of the federal guidelines for the temporary assistance to needy families program.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to study the impact of 2016 Senate Bill No. 367 on "crossover youth," specifically youth at risk of being placed in foster care due in whole or in part to conduct that has resulted or could result in juvenile offender allegations, and youth placed in foster care engaging in conduct that has resulted or could result in juvenile offender allegations: *Provided*, That the department shall study the following topics: numbers and demographics of crossover youth compared to the broader juvenile offender population; types and nature of calls to law enforcement related to crossover youth compared to the broader juvenile offender population; numbers and nature of alleged offender behaviors of crossover youth taken into custody by law enforcement pursuant to K.S.A. 38-2330(d)(1), and amendments thereto; numbers and nature of alleged offender behaviors of crossover youth taken for intake and assessment pursuant to K.S.A. 38-2330(c)(1)(B), and amendments thereto; release and referral determinations, including rates of detention, from intake and assessment process for crossover youth alleged to have engaged in behavior that may cause injury to self or others or damage to property and youth who pose a risk to public safety; use of detention risk assessment override for crossover youth; numbers of crossover youth receiving immediate intervention services, evidence-based services, or other corrections interventions designed to reduce the likelihood of reoffending, and the nature of the programs and services offered and outcomes achieved; any other juvenile offender information routinely captured by the department of corrections as defined in K.S.A. 38-2325(c), and amendments thereto, disaggregated for the crossover youth population; information on the types and classifications of placements used by crossover youth placed in foster care; information on placement stability of crossover youth placed in

foster care; use of psychiatric residential treatment facilities by crossover youth including waitlist data; any other reportable event information routinely captured by the department of corrections as defined in K.S.A. 38-2325(e), and amendments thereto, disaggregated for the crossover youth population; gaps in available corrections interventions for crossover youth who are placed at home; gaps in available corrections interventions for crossover youth placed in foster care; and other matters relating to the impact of 2016 Senate Bill No. 367 on youth at risk of being placed or placed foster care; and any other topics designated by the working group: *Provided further*, That the Kansas department for children and families shall establish a working group to assist with the production, data collection, and analysis of the report that shall consist of the following members, each to be appointed by the respective appointing authority on or before July 15, 2019: (1) the secretary of corrections or the secretary's designee; (2) the secretary for children and families or the secretary's designee; (3) one member appointed by Saint Francis ministries; (4) one member appointed by KVC health systems; (5) one member appointed by the association of community mental health centers of Kansas; (6) one member appointed by the Kansas sheriffs' association; (7) one member appointed by the Kansas district judges association; (8) one member appointed by the Kansas association of court services officers; (9) one member appointed by the Kansas county and district attorneys association; (10) one member appointed by the office of judicial administration with the Kansas judicial branch; and (11) one member appointed by the Kansas association of chiefs of police: *And provided further*, That the Kansas department for children and families shall submit a report on the findings of the study to the senate committees on ways and means and judiciary, the house of representatives committees on appropriations, corrections and juvenile justice, and judiciary, and the joint committee on corrections and juvenile justice oversight on or before November 1, 2019.

Sec. 88.

KANSAS GUARDIANSHIP PROGRAM

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Kansas guardianship program (261-00-1000-0300).....	\$1,307,946
---	-------------

Provided, That any unencumbered balance in the Kansas guardianship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Sec. 89.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Supplemental general state aid (652-00-1000-0840).....	\$10,383,000
--	--------------

(b) On the effective date of this act, of the \$520,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 76(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the teach for America pilot program account (652-00-1000-0200) the sum of \$250,000 is hereby lapsed.

(c) On the effective date of this act, of the \$4,771,500 appropriated for the above

agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the school district juvenile detention facilities and Flint Hills job corps center grants account (652-00-1000-0290) the sum of \$927,439 is hereby lapsed.

(d) On the effective date of this act, of the \$327,500 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the governor's teaching excellence scholarships and awards account (652-00-1000-0770) the sum of \$142,326 is hereby lapsed.

(e) On the effective date of this act, of the \$2,046,657,545 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820) the sum of \$39,326,035 is hereby lapsed.

(f) On the effective date of this act, the director of accounts and reports shall transfer \$105,894 from the school district extraordinary declining enrollment fund (652-00-2290-2290) of the department of education to the state general fund.

(g) During the fiscal year ending June 30, 2019, the commissioner of education, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2019 from the state general fund for the department of education to another item of appropriation for fiscal year 2019 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) On the effective date of this act, of the \$5,632,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 76(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the KPERS – employer contributions account (652-00-1000-0100), the sum of \$2,045,850 is hereby lapsed.

Sec. 90.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (652-00-1000-0053).....\$13,534,862

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Special education services aid (652-00-1000-0700).....\$497,880,818

Provided, That any unencumbered balance in the special education services aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child, unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: *And provided further*; That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the

provisions of K.S.A. 72-3425, and amendments thereto: *And provided further*, That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing provisos, for payments to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422, and amendments thereto.

State foundation aid (652-00-1000-0820).....\$2,225,115,906

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Supplemental state aid (652-00-1000-0840).....\$503,300,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Mentor teacher (652-00-1000-0440).....\$1,300,000

Professional development (652-00-1000-0860).....\$1,700,000

Information technology education opportunities (652-00-1000-0600).....\$500,000

Discretionary grants (652-00-1000-0400).....\$322,457

Provided, That the above agency shall make expenditures from the discretionary grants account during the fiscal year 2020, in the amount not less than \$125,000 for after school programs for middle school students in the sixth, seventh and eighth grades: *Provided further*, That the after school programs may also include fifth and ninth grade students, if they attend a junior high: *And provided further*, That such discretionary grants shall be awarded to after school programs that operate for a minimum of two hours a day, every day that school is in session, and a minimum of six hours a day for a minimum of five weeks during the summer: *And provided further*, That the discretionary grants awarded to after school programs shall require a \$1 for \$1 local match: *And provided further*, That the aggregate amount of discretionary grants awarded to any one after school program shall not exceed \$25,000.

School food assistance (652-00-1000-0320).....\$2,510,486

School safety hotline (652-00-1000-0230).....\$10,000

KPERS – employer contributions (652-00-1000-0100).....\$37,875,372

Provided, That any unencumbered balance in the KPERS – employer contributions account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the KPERS – employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....\$507,888,174

Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers'

contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS employer contribution
layering payment #1 (652-00-1000-0120).....\$6,400,000

KPERS employer contribution
layering payment #2.....\$19,400,000

Career and technical education
transportation (652-00-1000-0190).....\$650,000

Education super highway (652-00-1000-0180).....\$512,882

Provided, That any unencumbered balance in the education super highway account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Juvenile transitional crisis center
pilot project (652-00-1000-0210).....\$300,000

Provided, That expenditures from the juvenile transitional crisis center pilot project account shall be used by the above agency during fiscal year 2020 to develop a regional crisis center pilot project at the Beloit special education cooperative, founded on research and evidence-based practices designed to meet the unique social and emotional needs of students identified as at-risk or with disabilities: *Provided further*, That such project shall provide individualized programming to attain such student's high school diploma and job skills while working through the social skills program: *And provided further*, That the commissioner of education shall provide an update on the implementation of the pilot project developed by this proviso to the legislature on or before the first day of the 2020 regular legislative session.

ACT and workkeys assessments
program (652-00-1000-0140).....\$2,800,000

Provided, That expenditures shall be made by the above agency from the ACT and workkeys assessments program account to provide the ACT college entrance exam and the three ACT workkeys assessments that are required to earn a national career readiness certificate to each student enrolled in grades nine through 12: *Provided further*, That expenditures may be made by the above agency from the account to provide for the pre-ACT exam for students enrolled in ninth grade: *And provided further*, That no student enrolled in grades nine through 12 of any school district shall be required to pay any fees or costs to take such exam and assessments: *And provided further*, That in no event shall any school district be required to provide for more than one exam and three assessments per student: *And provided further*, That the state board of education may enter into any contracts that are necessary to promote statewide cost savings to administer such exams and assessments.

Mental health intervention team
pilot program (652-00-1000-0150).....\$4,190,776

Provided, That any unencumbered balance in the mental health intervention team pilot program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made by the above

agency to implement the mental health intervention team pilot program so as to improve social-emotional wellness and outcomes for students by increasing schools' access to counselors, social workers and psychologists statewide: *And provided further*, That school districts participating in such program shall enter into the necessary memorandums of understanding and other necessary agreements with participating community mental health centers and the appropriate state agencies to implement the pilot program: *And provided further*, That mental health intervention teams shall consist of school liaisons employed by the participating school district, and clinical therapists and case managers employed by the participating community mental health center: *And provided further*, That the following shall participate in the pilot program for fiscal year 2020: (1) 23 schools in the Wichita school district (U.S.D. no. 259); (2) 28 schools in the Topeka school district (U.S.D. no. 501); (3) 10 schools in the Kansas City school district (U.S.D. no. 500); (4) 5 schools in the Parsons school district (U.S.D. no. 503); (5) 4 schools in the Garden City school district (U.S.D. no. 457); and (6) 9 schools served by the fiscal agent, Abilene school district (U.S.D. no. 435): *And provided further*, That additional pilot programs may be added as determined by the state board of education: *And provided further*, That on or before June 30, 2020, the director of the division of health care finance of the department of health and environment shall certify to the director of the budget and the director of the legislative research department the aggregate amount of expenditures for fiscal year 2020 for treatment and services for students provided under the mental health intervention team pilot program, or provided based on a referral from such program.

MHIT pilot program – online
 database (652-00-1000-0160).....\$500,000

Provided, That any unencumbered balance in the MHIT pilot program – online database account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

MHIT school liaisons (652-00-1000-0170).....\$3,263,110

Provided, That any unencumbered balance in the MHIT school liaisons account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *And provided further*, That expenditures shall be made by the above agency for mental health intervention team school liaisons employed by those school districts participating in the mental health intervention team pilot program: *And provided further*, That the salaries and wages for school liaisons shall be matched by participating school districts on a \$3 of state moneys for \$1 of school district moneys basis.

Educable deaf-blind and
 severely handicapped children's
 programs aid (652-00-1000-0630).....\$110,000

School district juvenile detention
 facilities and Flint Hills job corps
 center grants (652-00-1000-0290).....\$5,060,528

Provided, That any unencumbered balance in the school district juvenile detention facilities and Flint Hills job corps center grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made from the school district juvenile detention facilities and Flint Hills job

corps center grants account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-1173, and amendments thereto.

Governor's teaching excellence scholarships and awards (652-00-1000-0770).....\$360,693

Provided, That any unencumbered balance in the governor's teaching excellence scholarships and awards account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the governor's teaching excellence scholarships and awards account for teaching excellence scholarships shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *And provided further*, That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants for governor's teaching excellence scholarships shall be deposited in the state treasury and credited to the governor's teaching excellence scholarships program repayment fund (652-00-7221-7200).

Governor's scholars program scholarship and awards.....\$20,000

Evidence- or research-based reading programs.....\$1,200,000

Provided, That the above agency shall make expenditures from the evidence- or research-based reading programs account during fiscal year 2020 for any school district that has an evidence- or research-based reading program to help ensure achievement on grade level in reading approved by the state board of education: *Provided further*, That the school district shall submit to the state board of education the number of students participating in the evidence- or research-based reading program on September 20, 2019, in grades Pre-K through 3: *And provided further*, That all moneys in the evidence- or research-based reading programs account expended for fiscal year 2020 shall be matched by participating school districts on a \$3 of state moneys for \$1 of school district moneys basis: *And provided further*, That the state shall reimburse the school district from this account for actual expenses on a per pupil basis based on the number of students in the evidence- or research-based reading program: *And provided further*, That existing, approved Kansas reading success reading programs will continue to be supported, and additional reading programs may be added as determined by the state board of education.

Incentive for technical education (652-00-1000-0130).....\$80,000

Provided, That, notwithstanding the provisions of K.S.A. 72-3819, and amendments thereto, or any other statute, expenditures shall be made from the incentive for technical education account for grants to school districts to pay for the cost of tests or exams required for pupils to earn an industry-recognized credential in a high-need occupation as identified by the secretary of labor, in consultation with the state board of regents and the state board of education.

Teach for America (652-00-1000-0200).....	\$261,000
School safety and security grants.....	\$5,000,000

Provided, That all moneys in the school safety and security grants account expended for fiscal year 2020 shall be matched by the receiving school district on a \$1-for-\$1 basis from other moneys of the district: *Provided further*; That expenditures shall be made by the above agency from such account for fiscal year 2020 for disbursements of grant moneys approved by the state board of education for the acquisition and installation of security cameras and any other systems, equipment and services necessary for security monitoring of facilities operated by a school district, and for securing doors, windows and any entrances to such facilities.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

State school district finance fund (652-00-7393-7000).....	No limit
School district capital improvements fund (652-00-2880-2880).....	No limit

Provided, That expenditures from the school district capital improvements fund shall be made only for the payment of general obligation bonds approved by voters under the authority of K.S.A. 72-5457, and amendments thereto.

Mineral production education fund (652-00-7669-7669).....	No limit
--	----------

School district capital outlay state aid fund.....	No limit
---	----------

Conversion of materials and equipment fund (652-00-2420-2020).....	No limit
---	----------

State safety fund (652-00-2538-2030).....	No limit
---	----------

Provided, That notwithstanding the provisions of K.S.A. 8-272, and amendments thereto, or any other statute, funds shall be distributed during fiscal year 2020 as soon as moneys are available.

School bus safety fund (652-00-2532-2300).....	No limit
Motorcycle safety fund (652-00-2633-2050).....	No limit
Federal indirect cost reimbursement fund (652-00-2312-2200).....	No limit

Teacher and administrator fee fund (652-00-2723-2060).....	No limit
---	----------

Food assistance – federal fund (652-00-3230-3020).....	No limit
---	----------

Food assistance – school breakfast program – federal fund (652-00-3529-3490).....	No limit
---	----------

Food assistance – national school lunch program – federal fund (652-00-3530-3500).....	No limit
Food assistance – child and adult care food program – federal fund (652-00-3531-3510).....	No limit
Community-based child abuse prevention – federal fund (652-00-3319-7400).....	No limit
Family and children investment fund (652-00-7375).....	No limit
Elementary and secondary school aid – federal fund (652-00-3233-3040).....	No limit
Educationally deprived children – state operations – federal fund (652-00-3131-3130).....	No limit
Elementary and secondary school – educationally deprived children – LEA's fund (652-00-3532-3520).....	No limit
Education of handicapped children fund – federal (652-00-3234-3050).....	No limit
Education of handicapped children fund – state operations – federal fund (652-00-3534-3540).....	No limit
Education of handicapped children fund – preschool – federal fund (652-00-3535-3550).....	No limit
Education of handicapped children fund – preschool state operations – federal (652-00-3536-3560).....	No limit
Elementary and secondary school aid – federal fund – migrant education fund (652-00-3537-3570).....	No limit
Elementary and secondary school aid – federal fund – migrant education – state operations (652-00-3538-3580).....	No limit
Vocational education title I – federal fund (652-00-3539-3590).....	No limit
Vocational education title I – federal fund – state operations (652-00-3540-3600).....	No limit
Educational research grants and projects fund (652-00-3592-3070).....	No limit
Inservice education workshop fee fund (652-00-2230-2010).....	No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of education is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Private donations, gifts, grants and bequests fund (652-00-7307-5000).....No limit
 Reimbursement for services fund (652-00-3056-3200).....No limit
 Communities in schools program fund (652-00-2221-2400).....No limit
 Governor's teaching excellence scholarships program repayment fund (652-00-7221-7200).....No limit

Provided, That all expenditures from the governor's teaching excellence scholarships program repayment fund shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *Provided further*, That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants made under the governor's teaching excellence scholarships program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the governor's teaching excellence scholarships program repayment fund.

State grants for improving teacher quality – federal fund (652-00-3526-3860).....No limit
 State grants for improving teacher quality – federal fund – state operations (652-00-3527-3870).....No limit
 21st century community learning centers – federal fund (652-00-3519-3890).....No limit
 State assessments – federal fund (652-00-3520-3800).....No limit
 Rural and low-income schools program – federal fund (652-00-3521-3810).....No limit
 TANF children's programs – federal fund (652-00-3323-0531).....No limit

ESSA – student support academic enrichment –
 federal fund (652-00-3113-3113).....No limit
 Language assistance state grants –
 federal fund (652-00-3522-3820).....No limit
 Service clearing fund (652-00-2869-2800).....No limit
 Local school district contribution program
 checkoff fund (652-00-7005-7005).....No limit
 Educational technology
 coordinator fund (652-00-2157-2157).....No limit

Provided, That expenditures shall be made by the above agency for the fiscal year ending June 30, 2020, from the educational technology coordinator fund of the department of education to provide data on the number of school districts served and cost savings for those districts in fiscal year 2020 in order to assess the cost effectiveness of the position of educational technology coordinator.

(c) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Parent education program (652-00-2000-2510).....\$8,437,635

Provided, That any unencumbered balance in the parent education program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:
Provided further, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant.

Children's cabinet
 accountability fund (652-00-2000-2402).....\$375,000

Provided, That any unencumbered balance in the children's cabinet accountability fund account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

CIF grants (652-00-2000-2408).....\$18,127,914

Provided, That any unencumbered balance in the CIF grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Quality initiative infants
 and toddlers (652-00-2000-2420).....\$500,000

Provided, That any unencumbered balance in the quality initiative infants and toddlers account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Early childhood block grant
 autism diagnosis (652-00-2000-2422).....\$50,000

Provided, That any unencumbered balance in the early childhood block grant autism diagnosis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Communities aligned in early development
 and education (652-00-2000-2550).....\$1,000,000

Pre-K pilot (652-00-2000-2535).....\$4,200,000

(d) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-1,148 or 38-1808, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund (652-00-7375-7900) of the department of education to the communities in schools program fund (652-00-2221-2400) of the department of education.

(e) On March 30, 2020, and June 30, 2020, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$550,000 from the state safety fund (652-00-2538-2030) to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state safety fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state safety fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the department of education by other state agencies that receive appropriations from the state general fund to provide such services.

(f) On July 1, 2019, and quarterly thereafter, the director of accounts and reports shall transfer \$72,500 from the state highway fund of the department of transportation to the school bus safety fund (652-00-2532-2300) of the department of education.

(g) On July 1, 2019, the director of accounts and reports shall transfer an amount certified by the commissioner of education from the motorcycle safety fund (652-00-2633-2050) of the department of education to the motorcycle safety fund (561-00-2366-2360) of the state board of regents: *Provided*, That the amount to be transferred shall be determined by the commissioner of education based on the amounts required to be paid pursuant to K.S.A. 8-272(b)(2), and amendments thereto.

(h) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, the following:

KPERS – school employer
 contribution (652-00-1700-1700).....\$41,632,883

(i) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$97,250 from the USAC E-rate program federal fund (561-00-3920-3920) of the state board of regents to the education technology coordinator fund (652-00-2157-2157) of the department of education: *Provided*, That the department of education shall provide information and data regarding the number of school districts served and cost savings attained by such school districts in order to assess the cost effectiveness of having this education technology coordinator position: *Provided further*, That such information and data shall be available by the department of education by the end of the fiscal year 2020.

(j) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2020, the following:

Children's cabinet administration (652-00-7000-7001).....\$256,234

Provided, That any unencumbered balance in the children's cabinet administration account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(k) During the fiscal year ending June 30, 2020, the commissioner of education,

with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of education to another item of appropriation for fiscal year 2020 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 91.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2021, the following:

State foundation aid (652-00-1000-0820).....\$2,305,700,929

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

Supplemental state aid (652-00-1000-0840).....\$519,300,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

KPERS – employer contributions (652-00-1000-0100).....\$38,417,749

Provided, That any unencumbered balance in the KPERS – employer contributions account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*; That all expenditures from the KPERS – employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*; That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....\$514,524,907

Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*; That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*; That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2021, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Mineral production education fund (652-00-7669-7669).....No limit

State school district finance fund (652-00-7393-7000).....No limit

(c) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2021, the following:

KPERS – school employer
 contribution (652-00-1700-1700).....\$41,640,023
 Sec. 92.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (434-00-1000-0300).....\$1,269,471

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$755.

Grants to libraries and library systems – grants
 in aid (434-00-1000-0410).....\$1,067,914

Provided, That any unencumbered balance in the grants to libraries and library systems – grants in aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Grants to libraries and library systems – interlibrary
 loan development (434-00-1000-0420).....\$1,135,467

Provided, That any unencumbered balance in the grants to libraries and library systems – interlibrary loan development account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Grants to libraries and library systems – talking
 book services (434-00-1000-0430).....\$422,783

Provided, That any unencumbered balance in the grants to libraries and library systems – talking book services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State library fund (434-00-2076-2500).....No limit

Federal library services and technology
 act – fund (434-00-3257-3000).....No limit

Grants and gifts fund (434-00-7304-7000).....No limit

Statewide database
 contribution (434-00-7304-7003).....No limit

Sec. 93.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (604-00-1000-0303).....\$7,528

Sec. 94.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (604-00-1000-0303).....\$5,508,897

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures for official hospitality shall not exceed \$2,000.

Arts for the handicapped (604-00-1000-0502).....\$133,847

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (604-00-2093-2000).....No limit

Local services

reimbursement fund (604-00-2088-2500).....No limit

Provided, That the Kansas state school for the blind is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*; That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

Student activity

fees fund (604-00-2146-2100).....No limit

Special bequest fund (604-00-7333-5001).....No limit

Gift fund (604-00-7329-5100).....No limit

Nine month payroll

clearing fund (604-00-7714-5200).....No limit

Education improvement –

federal fund (604-00-3898-3750).....No limit

Preparation and mentoring of teachers of the

blind and visually impaired –

federal fund (604-00-3184-3180).....No limit

Special education state grants –

federal fund (604-00-3234-3234).....No limit

Federal school lunch –

federal fund (604-00-3530-3528).....No limit

School breakfast program –

federal fund (604-00-3529-3529).....No limit

Deaf-blind project –

federal fund (604-00-3583-3583).....No limit

Safe schools – federal fund (604-00-3569-3569).....No limit

Child and adult care food program –

federal fund (604-00-3531-3531).....No limit

Summer food service program –
 federal fund (604-00-3591-3591).....No limit
 Sec. 95.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:
 Operating expenditures (610-00-1000-0303).....\$84,553
 Sec. 96.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:
 Operating expenditures (610-00-1000-0303).....\$9,248,303

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:
Provided, however, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (610-00-2094-2000).....No limit
 Local services
 reimbursement fund (610-00-2091-2200).....No limit

Provided, That the Kansas state school for the deaf is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts:
Provided further, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

Student activity fees fund (610-00-2147-2100).....No limit
 Special bequest fund (610-00-7321-5500).....No limit
 Special workshop fund (610-00-7504-5800).....No limit
 Gift fund (610-00-7330-5600).....No limit

Nine month payroll
 clearing fund (610-00-7715-5700).....No limit

Special education state grants –
 federal fund (610-00-3234-3234).....No limit

School breakfast program –
 federal fund (610-00-3529-3529).....No limit

School lunch program
 federal fund (610-00-3530-3528).....No limit

Special education preschool grants –
 federal fund (610-00-3535-3535).....No limit

Universal newborn screening –

federal fund (610-00-3459-3459).....No limit
 Summer food service program –
 federal fund (610-00-3591-3591).....No limit
 Sec. 97.

STATE HISTORICAL SOCIETY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the heritage trust fund (288-00-7379-7600) of the state historical society for state operations is hereby increased from \$57,992 to \$59,284.
 Sec. 98.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:
 Operating expenditures (288-00-1000-0083).....\$4,110,152
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas humanities council (288-00-1000-0600).....\$50,501

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Credit card clearing fund (288-00-9455-9400).....No limit
 Vehicle repair and
 replacement fund (288-00-6166-6000).....No limit
 General fees fund (288-00-2047-2300).....No limit
 Archeology fee fund (288-00-2638-2350).....No limit

Provided, That expenditures may be made from the archeology fee fund for operating expenses for providing archeological services by contract: *Provided further*, That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing archeological services by contract: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the archeology fee fund.

Conversion of materials and
 equipment fund (288-00-2436-2700).....No limit
 Soil/water conservation fund (288-00-3083-3110).....No limit
 Microfilm fees fund (288-00-2246-2370).....No limit

Provided, That expenditures may be made from the microfilm fees fund for operating expenses for providing imaging services: *Provided further*, That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing imaging services: *And provided further*, That

all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilm fees fund.

Records center fee fund (288-00-2132-2100).....No limit

Provided, That expenditures may be made from the records center fee fund for operating expenses for state records and for the trusted digital repository for electronic government records.

Historic properties fee fund (288-00-2164-2310).....No limit

Historic preservation grants and aid fund (288-00-3089-3700).....No limit

Historic preservation overhead fees fund (288-00-2916-2380).....No limit

National historic preservation act fund – local (288-00-3089-3000).....No limit

Private gifts, grants and bequests fund (288-00-7302-7000).....No limit

Museum and historic sites visitor donation fund (288-00-2142-2250).....No limit

Insurance collection replacement/ reimbursement fund (288-00-2182-2320).....No limit

Heritage trust fund (288-00-7379-7600).....No limit

Provided, That expenditures from the heritage trust fund for state operations shall not exceed \$64,820.

Land survey fee fund (288-00-2234-2330).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 58-2011, and amendments thereto, expenditures may be made by the above agency from the land survey fee fund for the fiscal year 2020 for operating expenditures that are not related to administering the land survey program.

National trails fund (288-00-3553-3353).....No limit

State historical society facilities fund (288-00-2192-2420).....No limit

Historic properties fund (288-00-2144-2400).....No limit

Law enforcement memorial fund (288-00-7344-7300).....No limit

Highway planning/ construction fund (288-00-3333-3333).....No limit

Save America's treasures fund (288-00-3923-4000).....No limit

Archeology federal fund (288-00-2638-2350).....No limit

Property sale proceeds fund (288-00-2414-2500).....No limit

Provided, That proceeds from the sale of property pursuant to K.S.A. 75-2701, and amendments thereto, shall be deposited in the state treasury and credited to the property

sale proceeds fund.

(c) Notwithstanding the provisions of K.S.A. 75-2721, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020 to fix admission fees at constitution hall in Lecompton, Kansas, at \$3 per adult single admission, \$1 per student single admission, \$2 per student for guided tours and \$3 per adult for guided tours: *Provided, however;* That such admission fees may be increased by the above agency during fiscal year 2020 if all moneys from such admission fees are invested in constitution hall and the total amount of such admission fees exceeds the amount of the Lecompton historical society's constitution hall promotional expenses as determined by the average of such promotional expenses for the preceding three calendar years: *Provided further;* That the state historical society may request annual financial statements from the Lecompton historical society for the purpose of calculating such three-year average of promotional expenses.

Sec. 99.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (246-00-1000-0013).....\$32,830,406

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Master's-level nursing capacity (246-00-1000-0100).....\$130,881

Kansas wetlands education center at Cheyenne bottoms (246-00-1000-0200).....\$257,224

Provided, That any unencumbered balance in the Kansas wetlands education center at Cheyenne bottoms account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas academy of math and science (246-00-1000-0300).....\$719,946

Provided, That any unencumbered balance in the Kansas academy of math and science account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (246-00-5185-5050).....No limit

Provided, That expenditures may be made from the parking fees fund for a capital

improvement project for parking lot improvements.

General fees fund (246-00-2035-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (246-00-2510-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Special events; technology equipment; Gross coliseum services; capital improvements; performing arts center services; farm income; choral music clinic; yearbook; off-campus tours; memorial union activities; student activity (unallocated); tiger media; conferences, clinics and workshops – noncredit; summer laboratory school; little theater; library services; student affairs; speech and debate; student government; counseling center services; interest on local funds; student identification cards; nurse education programs; athletics; placement fees; virtual college classes; speech and hearing; child care services for dependent students; computer services; interactive television contributions; midwestern student exchange; departmental receipts for all sales, refunds and other collections not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further*, That expenditures may be made from the restricted fees fund for official hospitality.

Education opportunity act – federal fund (246-00-3394-3500).....No limit

Service clearing fund (246-00-6000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Computer services, storeroom for official supplies including office supplies, paper products, janitorial supplies, printing and duplicating, car pool, postage, copy center, and telecommunications and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Commencement fees fund (246-00-2511-2050).....No limit

Health fees fund (246-00-5101-5000).....No limit

Provided, That expenditures from the health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff,

including pharmacists and physical therapists, at the student health center.

Student union fees fund (246-00-5102-5010).....No limit

Provided, That expenditures may be made from the student union fees fund for official hospitality.

Kansas career work study
program fund (246-00-2548-2060).....No limit

Economic opportunity act –
federal fund (246-00-3034-3000).....No limit

Faculty of distinction
matching fund (246-00-2471-2400).....No limit

Nine month payroll clearing
account fund (246-00-7709-7060).....No limit

Federal Perkins student
loan fund (246-00-7501-7050).....No limit

Housing system
revenue fund (246-00-5103-5020).....No limit

Provided, That expenditures may be made from the housing system revenue fund for official hospitality.

Institutional overhead fund (246-00-2900-2070).....No limit

Oil and gas royalties fund (246-00-2036-2010).....No limit

Housing system
suspense fund (246-00-5707-5090).....No limit

Sponsored research
overhead fund (246-00-2914-2080).....No limit

Kansas distinguished
scholarship fund (246-00-7204-7000).....No limit

Temporary deposit fund (246-00-9013-9400).....No limit

Federal receipts
suspense fund (246-00-9105-9410).....No limit

Suspense fund (246-00-9134-9420).....No limit

Mandatory retirement annuity
clearing fund (246-00-9136-9430).....No limit

Voluntary tax shelter annuity
clearing fund (246-00-9163-9440).....No limit

Agency payroll deduction
clearing fund (246-00-9197-9450).....No limit

Pre-tax parking
clearing fund (246-00-9220-9200).....No limit

University payroll fund (246-00-9800).....No limit

University federal fund (246-00-3141-3140).....No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and

training grants only if such grants include money for and authorize the purchase of such insurance: *Provided further*; That expenditures may be made by the above agency from this fund to procure a policy of accident, personal liability and excess automobile liability insurance insuring volunteers participating in the senior companion program against loss in accordance with specifications of federal grant guidelines as provided in K.S.A. 75-4101, and amendments thereto.

Lewis field stadium revenue fund (246-00-5150-5180).....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Fort Hays state university of not to exceed \$125,000 from the general fees fund (246-00-2035-2000) to the federal Perkins student loan fund (246-00-7501-7050).

Sec. 100.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (367-00-1000-0003).....\$94,287,403

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Midwest institute for comparative stem cell biology (367-00-1000-0170).....\$129,833

Provided, That any unencumbered balance in the midwest institute for comparative stem cell biology account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Global food systems (367-00-1000-0190).....\$5,000,000

Provided, That unencumbered balance in the global food systems account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the global food systems account expended for fiscal year 2020 shall be matched by Kansas state university on a \$1 for \$1 basis from other moneys of Kansas state university: *And provided further*; That Kansas state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how the global food systems-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Kansas state university polytechnic campus (including official hospitality) (367-00-1000-0150).....\$6,658,717

Provided, That any unencumbered balance in the Kansas state university polytechnic campus (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (367-00-5181).....No limit
Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking improvements.

Faculty of distinction
 matching fund (367-00-2472-2500).....No limit

General fees fund (367-00-2062-2000).....No limit
Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Interest on endowment fund (367-00-7100-7200).....No limit
 Restricted fees fund (367-00-2520-2080).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Technology equipment; flight services; communications and marketing; computer services; copy centers; standardized test fees; placement center; recreational services; college of technology and aviation; motor pool; music; professorships; student activities fees; army and aerospace uniforms; aerospace uniform augmentation; biology sales and services; chemistry; field camps; state department of education; physics storeroom; sponsored research, instruction, public service, equipment and facility grants; chemical engineering; nuclear engineering; contract-post office; library collections; civil engineering; continuing education; sponsored construction or improvement projects; attorney, educational and personal development, human capital resources; student financial assistance; application for undergraduate programs; speech and hearing fees; gifts; human development and family research and training; college of education – publications and services; guaranteed student loan application processing; student identification card; auditorium receipts; catalog sales; emission spectroscopy fees; interagency consulting; sales and services of educational programs; transcript fees; facility use fees; human ecology storeroom; college of human ecology sales; family resource center fees; human movement performance; application for post baccalaureate programs; art exhibit fees; college of education – Kansas careers; foreign student application fee; student union repair and replacement reserve; departmental receipts for all sales, refunds and other collections; institutional support fee; miscellaneous renovations – construction; speech receipts; art museum; exchange program; flight training lab fees; administrative reimbursements; parking fees; postage center; printing; short courses and conferences; student government association receipts; regents educational communications center; late registration fee; engineering equipment fee; architecture equipment fee; biotechnology facility; English language program; international programs; Bramlage coliseum; planning and analysis; telecommunications; comparative medicine; Marlatt memorial park; departmental student organization receipts; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments

thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures from the restricted fees fund may be made for the purchase of insurance for operation and testing of completed project aircraft and for operation of aircraft used in professional pilot training, including coverage for public liability, physical damage, medical payments and voluntary settlement coverages: *And provided further*, That expenditures may be made from this fund for official hospitality.

Kansas career work study
program fund (367-00-2540-2090).....No limit
Service clearing fund (367-00-6003-7000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Supplies stores; telecommunications services; photographic services; K-State printing services; postage; facilities services; facilities carpool; public safety services; facility planning services; facilities storeroom; computing services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Sponsored research
overhead fund (367-00-2901-2160).....No limit
Provided, That expenditures may be made from the sponsored research overhead fund for official hospitality.

Housing system
suspense fund (367-00-5708-4830).....No limit
Housing system operations fund (367-00-5163).....No limit
Provided, That expenditures may be made from the housing system operations fund for official hospitality.

State emergency fund –
building repair (367-00-2451-2451).....No limit

Housing system repair, equipment and
improvement fund (367-00-5641-4740).....No limit

Coliseum system repair, equipment and
improvement fund (367-00-5642-4750).....No limit

Mandatory retirement annuity
clearing fund (367-00-9137-9310).....No limit
Student health fees fund (367-00-5109-4410).....No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Scholarship funds fund (367-00-7201-7210).....No limit
Perkins student loan fund (367-00-7506-7260).....No limit

Federal award advance payment –

U.S. department of education	
awards fund (367-00-3855-3350).....	No limit
State agricultural	
university fund (367-00-7400-7250).....	No limit
Salina – student union	
fees fund (367-00-5114-4420).....	No limit
Salina – housing system	
revenue fund (367-00-5117-4430).....	No limit
Salina – housing system	
suspense fund (367-00-5724-4890).....	No limit
Kansas comprehensive	
grant fund (367-00-7223-7300).....	No limit
Temporary deposit fund (367-00-9020-9300).....	No limit
Business procurement card	
clearing fund (367-00-9102-9400).....	No limit
Suspense fund (367-00-9146-9320).....	No limit
Voluntary tax shelter annuity	
clearing fund (367-00-9164-9330).....	No limit
Agency payroll deduction	
clearing fund (367-00-9186-9360).....	No limit
Pre-tax parking	
clearing fund (367-00-9221-9200).....	No limit
Salina student life center	
revenue fund (367-00-5111-5120).....	No limit
Child care facility	
revenue fund (367-00-5125-5101).....	No limit
University federal fund (367-00-3142).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Animal health	
research fund (367-00-2053-2053).....	No limit
National bio agro-defense	
facility fund (367-00-2058-2058).....	No limit
<i>Provided, That all expenditures from the national bio agro-defense facility fund shall be expended in accordance with the governor's national bio agro-defense facility steering committee's plan and shall be approved by the president of Kansas state university.</i>	
Kan-grow engineering	
fund – KSU (367-00-2154-2154).....	No limit
Payroll clearing fund (367-00-9801-9000).....	No limit
Fed ext emp clearing fund –	

employee deduct (367-00-9182-9340).....No limit
 Fed ext emp clearing fund –
 employer deduct (367-00-9183-9350).....No limit
 Temp dep fund
 external source (367-00-9065-9305).....No limit
 Nine month payroll
 clearing fund (367-00-7710-7270).....No limit
 Interest bearing grants fund (367-00-2630-2630).....No limit

Provided, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the interest bearing grants fund interest earnings based on: (1) The average daily balance in the interest bearing grants fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Student union renovation expansion
 revenue fund (367-00-5191-4650).....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed \$100,000 from the general fees fund (367-00-2062-2000) to the Perkins student loan fund (367-00-7506-7260).

Sec. 101.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
 AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Cooperative extension service (including
 official hospitality) (369-00-1000-1020).....\$18,165,563

Provided, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Agricultural experiment stations (including
 official hospitality) (369-00-1000-1030).....\$29,085,091

Provided, That any unencumbered balance in the agricultural experiment stations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Wildfire suppression/state forest service.....\$650,000

Provided, That any unencumbered balance in the wildfire suppression/state forest service account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Restricted fees fund (369-00-2697-1100).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts:

Plant pathology; Kansas artificial breeding service unit; technology equipment; professorships; agricultural experiment station, director's office; agronomy – Ashland farm; KSU agricultural research center – Hays; KSU southeast agricultural research center; KSU southwest research extension center; agronomy – general; agronomy – experimental field crop sales; entomology sales; grain science and industry – Kansas state university; food and nutrition research; extension services and publication; sponsored construction or improvement projects; gifts; comparative medicine; sales and services of educational programs; animal sciences and industry livestock and product sales; horticulture greenhouse and farm products sales; Konza prairie operations; departmental receipts for all sales, refunds and other collections; institutional support fee; KSU northwest research extension center operations; sponsored research, public service, equipment and facility grants; statistical laboratory; equipment/pesticide storage building; miscellaneous renovation – construction; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures may be made from the Kansas agricultural mediation service account of the restricted fees fund during fiscal year 2020: *And provided further*, That expenditures may be made from this fund for official hospitality.

- Fertilizer research fund (369-00-2263-1150).....No limit
- Sponsored research overhead fund (369-00-2921-1200).....No limit
- Provided*, That expenditures may be made from the sponsored research overhead fund for official hospitality.
- Federal awards – advance payment fund (369-00-3872-1360).....No limit
- Smith-Lever special program grant – federal fund (369-00-3047-1330).....No limit
- Faculty of distinction matching fund (369-00-2479-1190).....No limit
- Agricultural land use-value fund (369-00-2364-1180).....No limit
- University federal fund (369-00-3144).....No limit
- Provided*, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Agricultural experiment stations (369-00-1900-1900).....\$295,046
Sec. 102.

KANSAS STATE UNIVERSITY
VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (368-00-1000-5003).....\$9,576,408

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating enhancement (368-00-1000-5023).....\$5,005,170

Provided, That any unencumbered balance in the operating enhancement account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the operating enhancement account shall be expended in accordance with the plan submitted by the board of regents for improving the rankings of the Kansas state university veterinary medical center and shall be approved by the president of Kansas state university.

Veterinary training program for rural Kansas (368-00-1000-5013).....\$400,000

Provided, That any unencumbered balance in the veterinary training program for rural Kansas account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (368-00-2129-5500).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the general fees fund for official hospitality.

Vet health center revenue fund (including official hospitality) (368-00-5160-5300).....No limit

Faculty of distinction matching fund (368-00-2478-5220).....No limit

Restricted fees fund (368-00-2590-5530).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Sponsored research, instruction, public service, equipment and facility grants; sponsored construction or improvement projects; technology equipment; pathology fees; laboratory test fees; miscellaneous renovations or construction; dean of veterinary medicine receipts; gifts; application for postbaccalaureate programs; professorship;

embryo transfer unit; swine serology; rapid focal fluorescent inhibition test; comparative medicine; storerooms; departmental receipts for all sales, refunds and other collections; departmental student organization receipts; other specifically designated receipts not available for general operation of the Kansas state university veterinary medical center: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further,* That expenditures may be made from this fund for official hospitality.

Health professions student loan fund (368-00-7521-5710).....No limit
 University federal fund (368-00-3143-5140).....No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed a total of \$15,000 from the general fees fund (368-00-2129-5500) to the health professions student loan fund (368-00-7521-5710).

Sec. 103.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (379-00-1000-0083).....\$31,614,781

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Reading recovery program (379-00-1000-0100).....\$212,552

Provided, That expenditures may be made from the reading recovery program account for official hospitality.

Nat'l board cert/future teacher academy (379-00-1000-0200).....\$129,050

Provided, That expenditures may be made from the nat'l board cert/future teacher academy account for official hospitality.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter

lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (379-00-5186).....No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

General fees fund (379-00-2069-2010).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Interest on state normal school fund (379-00-7101-7000).....No limit

Restricted fees fund (379-00-2526-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services, student activity; technology equipment; student union; sponsored research; computer services; extension classes; gifts and grants (for teaching, research and capital improvements); capital improvements; business school contributions; state department of education (vocational); library services; library collections; interest on local funds; receipts from conferences, clinics, and workshops held on campus for which no college credit is given; physical plant reimbursements from auxiliary enterprises; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*; That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*; That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further*; That expenditures may be made from the restricted fees fund for official hospitality.

Service clearing fund (379-00-6004).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Telecommunications services; state car operation; ESU press including duplicating and reproducing; postage; physical plant storeroom including motor fuel inventory; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Commencement fees fund (379-00-2527-2050).....No limit

Kansas career work study

program fund (379-00-2549-2060).....	No limit
Student health fees fund (379-00-5115-5010).....	No limit
<i>Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.</i>	
Faculty of distinction	
matching fund (379-00-2473-2400).....	No limit
Bureau of educational	
measurements fund (379-00-5118-5020).....	No limit
National direct student	
loan fund (379-00-7507-7040).....	No limit
Economic opportunity act – work study –	
federal fund (379-00-3128-3000).....	No limit
Educational opportunity grants –	
federal fund (379-00-3129-3010).....	No limit
Basic opportunity grant program –	
federal fund (379-00-3130-3020).....	No limit
Research and institutional	
overhead fund (379-00-2902-2070).....	No limit
Kansas comprehensive	
grant fund (379-00-7224-7060).....	No limit
Housing system	
suspense fund (379-00-5701-5130).....	No limit
Housing system	
operations fund (379-00-5169-5050).....	No limit
Kansas distinguished	
scholarship fund (379-00-2762-2700).....	No limit
University federal fund (379-00-3145).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Twin towers project	
revenue fund (379-00-5120-5030).....	No limit
Nine month payroll	
clearing fund (379-00-7712-7050).....	No limit
Temporary deposit fund (379-00-9022-9510).....	No limit
Federal receipts	
suspense fund (379-00-9085-9520).....	No limit
Suspense fund (379-00-9021).....	No limit
Mandatory retirement annuity	
clearing fund (379-00-9138-9530).....	No limit

Voluntary tax shelter annuity clearing fund (379-00-9165-9540).....	No limit
Agency payroll deduction clearing fund (379-00-9196-9550).....	No limit
Pre-tax parking clearing fund (379-00-9222-9200).....	No limit
University payroll fund (379-00-9802).....	No limit
Leveraging educational assistance partnership federal fund (379-00-3224-3200).....	No limit
National direct student loan fund (379-00-7507-7040).....	No limit
Student union refurbishing fund (379-00-5161-5040).....	No limit
Housing system repairs, equipment and improvement fund (379-00-5650-5120).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Emporia state university of not to exceed \$30,000 from the general fees fund (379-00-2069-2010) to the national direct student loan fund (379-00-7507-7040).

Sec. 104.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (385-00-1000-0063).....	\$34,124,230
---	--------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

School of construction (385-00-1000-0200).....	\$746,787
--	-----------

Provided, That any unencumbered balance in the school of construction account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Polymer science program (385-00-1000-0300).....	\$1,001,741
---	-------------

Provided, That any unencumbered balance in the polymer science program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (385-00-5187-5060).....	No limit
---	----------

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking lot improvements.

General fees fund (385-00-2070-2010).....	No limit
---	----------

Provided, That all moneys received for tuition received from students participating in the gorilla advantage program or the midwestern student exchange program shall be

deposited in the state treasury to the credit of the general fees fund: *Provided further*, That expenditures may be made from the general fees fund to match federal grant moneys: *And provided further*, That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (385-00-2529-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services; capital improvements; instructional technology fee; technology equipment; student activity fee accounts; commencement fees; ROTC activities; continuing education receipts; vocational auto parts and service fees; receipts from camps, conferences and meetings held on campus; library service collections and fines; grants from other state agencies; *Midwest Quarterly*; chamber music series; contract – post office; gifts and grants; intensive English program; business and technology institute; public sector radio station activities; economic opportunity – state match; Kansas career work study; regents supplemental grants; departmental receipts, and other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That surplus restricted fees moneys generated by the music department may be transferred to the Pittsburg state university foundation, inc., for the express purpose of awarding music scholarships: *And provided further*, That expenditures may be made from this fund for official hospitality.

Service clearing fund (385-00-6005).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Duplicating and printing services; instructional media division; office stationery and supplies; motor carpool; postage services; photo services; telephone services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Hospital and student health fees fund (385-00-5126-5010).....No limit

Provided, That expenditures from the hospital and student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center: *Provided further*, That expenditures may be made from this fund for capital improvement projects for hospital and student health center improvements.

Suspense fund (385-00-9024-9510).....No limit

Faculty of distinction matching fund (385-00-2474-2400).....No limit

Perkins student loan fund (385-00-7509-7020).....	No limit
Sponsored research overhead fund (385-00-2903-2903).....	No limit
College work study federal fund (385-00-3498-3030).....	No limit
Nursing student loan fund (385-00-7508-7010).....	No limit
Housing system suspense fund (385-00-5703-5170).....	No limit
Housing system operations fund (385-00-5165-5050).....	No limit
Housing system repairs, equipment and improvement fund (385-00-5646-5160).....	No limit
Kansas comprehensive grant fund (385-00-7227-7200).....	No limit
Kansas career work study program fund (385-00-2552-2060).....	No limit
Nine month payroll clearing fund (385-00-7713-7030).....	No limit
Payroll clearing fund (385-00-9023-9500).....	No limit
Temporary deposit fund (385-00-9025-9520).....	No limit
Federal receipts suspense fund (385-00-9104-9530).....	No limit
BPC clearing fund (385-00-9109-9570).....	No limit
Mandatory retirement annuity clearing fund (385-00-9139-9540).....	No limit
Voluntary tax shelter annuity clearing fund (385-00-9166-9550).....	No limit
Agency payroll deduction clearing fund (385-00-9195-9560).....	No limit
Pre-tax parking clearing fund (385-00-9223-9200).....	No limit
University payroll fund (385-00-9803).....	No limit
University federal fund (385-00-3146).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.</i>	
Overman student center renovation fund (385-00-2820-2820).....	No limit
Student health center revenue fund (385-00-2828-2851).....	No limit
Horace Mann building	

renovation fund (385-00-2833).....No limit
 Revenue 2014A fund (385-00-5106-5105).....No limit

(c) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer amounts specified by the president of Pittsburg state university of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (385-00-2070-2010) to the following specified funds and accounts of funds: Perkins student loan fund (385-00-7509-7020); nursing student loan fund (385-00-7508-7010).

Sec. 105.

UNIVERSITY OF KANSAS

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(b) On the effective date of this act, the provisions of section 130(c) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 106.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (682-00-1000-0023).....\$128,239,467

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Geological survey (682-00-1000-0170).....\$5,963,998

Provided, That any unencumbered balance in the geological survey account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from the geological survey account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the geological survey account of the state general fund for fiscal year 2020 for seismic surveys in an amount not less than \$100,000.

Umbilical cord matrix project (682-00-1000-0370).....\$130,376

Provided, That any unencumbered balance in the umbilical cord matrix project account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall

not exceed the following:

Parking facilities
revenue fund (682-00-5175-5070).....No limit

Provided, That expenditures may be made from the parking facilities revenue fund for capital improvement projects for parking improvements.

Faculty of distinction
matching fund (682-00-2475-2500).....No limit

General fees fund (682-00-2107-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Interest fund (682-00-7103-7000).....No limit

Sponsored research
overhead fund (682-00-2905-2160).....No limit

Law enforcement training
center fund (682-00-2133-2020).....No limit

Provided, That expenditures may be made from the law enforcement training center fund to cover the costs of tuition for students enrolled in the law enforcement training program in addition to the costs of salaries and wages and other operating expenditures for the program: *Provided further*; That expenditures may be made from the law enforcement training center fund for the acquisition of tracts of land.

Law enforcement training center
fees fund (682-00-2763-2700).....No limit

Provided, That all moneys received for tuition from students enrolling in the basic law enforcement training program for undergraduate or graduate credit shall be deposited in the state treasury and credited to the law enforcement training center fees fund.

Restricted fees fund (682-00-2545).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Institute for policy and social research; technology equipment; capital improvements; concert course; speech, language and hearing clinic; perceptual motor clinic; application for admission fees; named professorships; summer institutes and workshops; dramatics; economic opportunity act; executive management; continuing education programs; geology field trips; gifts and grants; extension services; counseling center; investment income from bequests; reimbursable salaries; music and art camp; child development lab preschools; orientation center; educational placement; press publications; Rice estate educational project; sponsored research; student activities; sale of surplus books and art objects; building use charges; Kansas applied remote sensing program; executive master's degree in business administration; applied English center; cartographic services; economic education; study abroad programs; computer services; recreational activities; animal care activities; geological survey; midwestern student exchange; department commercial receipts for all sales, refunds, and all other collections or receipts not specifically enumerated above: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to

the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That moneys received for student fees in any account of the restricted fees fund may be transferred to one or more other accounts of the restricted fees fund.

Service clearing fund (682-00-6006).....	No limit
<i>Provided</i> , That the service clearing fund shall be used for the following service activities: Residence hall food stores; university motor pool; military uniforms; telecommunications service; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.	
Health service fund (682-00-5136-5030).....	No limit
Kansas career work study program fund (682-00-2534-2050).....	No limit
Student union fund (682-00-5137-5040).....	No limit
Federal Perkins loan fund (682-00-7512-7040).....	No limit
Health professions student loan fund (682-00-7513-7050).....	No limit
Housing system suspense fund (682-00-5704-5150).....	No limit
Housing system operations fund (682-00-5142-5050).....	No limit
Housing system repairs, equipment and improvement fund (682-00-5621-5110).....	No limit
Educational opportunity act – federal fund (682-00-3842-3020).....	No limit
Loans for disadvantaged students fund (682-00-7510-7100).....	No limit
Prepaid tuition fees clearing fund (682-00-7765).....	No limit
Kansas comprehensive grant fund (682-00-7226-7110).....	No limit
Fire service training fund (682-00-2123-2170).....	No limit
University federal fund (682-00-3147).....	No limit
Johnson county education research triangle fund (682-00-2393-2390).....	No limit
Temporary deposit fund (682-00-9061-9020).....	No limit
Suspense fund (682-00-9060-9010).....	No limit
BPC clearing fund (682-00-9119-9050).....	No limit
Mandatory retirement annuity clearing fund (682-00-9142-9030).....	No limit

Voluntary tax shelter annuity clearing fund (682-00-9167-9040).....	No limit
Agency payroll deduction clearing fund (682-00-9193-9060).....	No limit
Pre-tax parking clearing fund (682-00-9224-9200).....	No limit
University payroll fund (682-00-9806).....	No limit
GTA/GRA emp health insurance clearing fund (682-00-9063-9070).....	No limit
Standard water data repository fund (682-00-2463-2463).....	No limit
Multicultural rescr center construction fund (682-00-2890-2890).....	No limit
Kan-grow engineering fund – KU (682-00-2153-2153).....	No limit
Child care facility revenue bond fund (682-00-2372).....	No limit
Student recreation fitness center K DFA fund (682-00-2864-2860).....	No limit
Student union renovation revenue fund (682-00-5171-5060).....	No limit
Parking facility K DFA 1993G revenue fund (682-00-5175-5070).....	No limit
Student health facility maintenance, repair and equipment fee fund (682-00-5640-5120).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the water plan project or projects specified, the following:

Geological survey (682-00-1800-1810).....\$26,841

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the geological survey account is hereby reappropriated for fiscal year 2020.

Sec. 107.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including

official hospitality) (683-00-1000-0503).....\$99,571,692

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from this account may be used to reimburse medical residents in residency programs located in Kansas City at the university of Kansas medical center for the purchase of health insurance for residents' dependents.

Medical scholarships and loans (683-00-1000-0600).....\$4,488,171

Provided, That any unencumbered balance in the medical scholarships and loans account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Midwest stem cell therapy center (683-00-1000-0800).....\$749,822

Provided, That any unencumbered balance in the midwest stem cell therapy center account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Rural health bridging (683-00-1000-1010).....\$140,000

Cancer center research (683-00-1000-0700).....\$4,957,327

Provided, That any unencumbered balance in the cancer center research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all moneys in the cancer center research account expended for fiscal year 2020 shall be matched by the university of Kansas medical center on a \$1 for \$1 basis from other moneys of the university of Kansas medical center: *And provided further*, That the university of Kansas medical center shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how cancer center research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Medical scholarships and loans psychiatry (683-00-1000).....\$970,000

Provided, That any unencumbered balance in the medical scholarships and loans psychiatry account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Rural health bridging psychiatry (683-00-1000).....\$30,000

Provided, That any unencumbered balance in the rural health bridging psychiatry account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (683-00-2108-2500).....No limit

Provided, That expenditures may be made from the general fees fund to match

federal grant moneys.

Midwest stem cell therapy center fund (683-00-2072-2072).....\$0

Faculty of distinction matching fund (683-00-2476-2400).....No limit

Restricted fees fund (683-00-2551).....No limit

Provided, That restricted fees shall be limited to the following accounts: Technology equipment; capital improvements; computer services; expenses reimbursed by the Kansas university endowment association; postgraduate fees; pathology fees; student health insurance premiums; gift receipts; designated research collaboration; facilities use; photography; continuing education; student activity fees; student application fees; department duplicating; student health services; student identification badges; student transcript fees; loan administration fees; fitness center fees; occupational health fees; employee health; telekid care fees; area outreach fees; police fees; endowment payroll reimbursement; rental property; e-learning fees; surplus property sales; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; Kansas university physicians inc., salaries reimbursements; housestaff activity fees; anatomy cadavers; biotechnology services; energy center funded depreciation; biostatistics; electron microscope services; Wichita faculty contracts; physical therapy services; legal fee reimbursements; sponsored research; departmental commercial receipts for all sales, refunds and all other collections of receipts not specifically enumerated above; Kansas department for children and families cost-sharing: Provided, however, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: Provided further, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: And provided further, That expenditures may be made from this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Scientific research and development – special revenue fund (683-00-2926).....No limit

Kansas breast cancer research fund (683-00-2671-2660).....No limit

Sponsored research overhead fund (683-00-2907-2800).....No limit

Parking facility revenue fund – KC campus (683-00-5176-5550).....No limit

Provided, That expenditures may be made from the parking facility revenue fund – KC campus for capital improvement projects for parking improvements.

Parking fee fund – Wichita campus (683-00-5180-5590).....No limit

Provided, That expenditures may be made from the parking fee fund – Wichita campus for capital improvement projects for parking improvements.

Services to hospital
 authority fund (683-00-2915-2900).....No limit

Direct medical education
 reimbursement fund (683-00-2918-3000).....No limit

Service clearing fund (683-00-6007).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Printing services; purchasing storeroom; university motor pool; physical plant storeroom; photo services; telecommunications services; facilities operations discretionary repairs; animal care; instructional services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Educational nurse faculty loan
 program fund (683-00-7505-7540).....No limit

Federal college work
 study fund (683-00-3256-3520).....No limit

AMA education and
 research grant fund (683-00-7207-7500).....No limit

Federal health professions/
 primary care student
 loan fund (683-00-7516-7560).....No limit

Federal nursing student
 loan fund (683-00-7517-7570).....No limit

Suspense fund (683-00-9057-9500).....No limit

Federal student educational opportunity
 grant fund (683-00-3255-3510).....No limit

Federal Pell grant fund (683-00-3252-3500).....No limit

Federal Perkins student
 loan fund (683-00-7515-7550).....No limit

Medical loan repayment fund (683-00-7214-7520).....No limit

Provided, That expenditures from the medical loan repayment fund for attorney fees and litigation costs associated with the administration of the medical scholarship and loan program shall be in addition to any expenditure limitation imposed on the operating expenditures account of the medical loan repayment fund.

Medical student loan programs provider
 assessment fund (683-00-2625-2650).....No limit

Graduate medical education administration
 reserve fund (683-00-5652-5640).....No limit

University of Kansas medical center
 private practice foundation
 reserve fund (683-00-5659-5660).....No limit

Robert Wood Johnson

award fund (683-00-7328-7530).....	No limit
Federal scholarship for disadvantaged	
students fund (683-00-3094-3100).....	No limit
Temporary deposit fund (683-00-9058-9510).....	No limit
Mandatory retirement annuity	
clearing fund (683-00-9143-9520).....	No limit
Voluntary tax shelter annuity	
clearing fund (683-00-9168-9530).....	No limit
Agency payroll deduction	
clearing fund (683-00-9194-9600).....	No limit
Pre-tax parking clearing fund (683-00-9225-9200).....	No limit
University payroll fund (683-00-9807).....	No limit
University federal fund (683-00-3148).....	No limit
Leveraging educational assistance partnership	
federal fund (683-00-3223-3200).....	No limit
Graduate medical education	
support fund (683-00-5653-5650).....	No limit
Johnson county education research	
triangle fund (683-00-2394-2390).....	No limit
Psychiatry medical loan	
repayment fund (683-00-7233-7233).....	No limit
Rural health bridging	
psychiatry fund (683-00-2218-2218).....	No limit
Cancer center research (683-00-2551-2700).....	No limit
Graduate medical education	
reimbursement fund (683-00-2918-3050).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (683-00-2108-2500) to the following funds: Federal nursing student loan fund (683-00-7517-7570); federal student education opportunity grant fund (683-00-3255-3510); federal college work study fund (683-00-3256-3520); educational nurse faculty loan program fund (683-00-7505-7540); federal health professions/primary care student loan fund (683-00-7516-7560).

(d) During the fiscal year ending June 30, 2020, and within the limits of appropriations therefor, the university of Kansas medical center may enter into contracts to purchase additional malpractice insurance for medical students enrolled at the university of Kansas medical center while in clinical training at the university of Kansas medical center or at other health care institutions.

Sec. 108.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (715-00-1000-0003).....\$63,611,941

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Aviation research (715-00-1000-0015).....\$10,000,000

Provided, That any unencumbered balance in the aviation research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the aviation research account expended for fiscal year 2020 shall be matched by Wichita state university on a \$1 for \$1 basis from other moneys of Wichita state university: *And provided further*; That Wichita state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how aviation research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Technology transfer facility (715-00-1000-0005).....\$2,000,000

Aviation infrastructure (715-00-1000-0010).....\$5,200,000

Provided, That during the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the aviation infrastructure account for fiscal year 2020 by Wichita state university by this or other appropriation act of the 2019 regular session of the legislature, the moneys appropriated in the aviation infrastructure account for fiscal year 2020 may only be expended for training and equipment expenditures of the national center for aviation training.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (715-00-2112).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (715-00-2558).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Summer school workshops; technology equipment; concert course; dramatics; continuing education; flight training; gifts and grants (for teaching, research, and capital improvements); capital improvements; testing service; state department of education (vocational); investment income from bequests; sale of surplus books and art objects; public service; veterans counseling and educational benefits; sponsored research; campus privilege fee; student activities; national defense education programs; engineering equipment fee; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and

amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures from this fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff at the student health center: *And provided further*, That expenditures may be made from this fund for official hospitality.

Service clearing fund (715-00-6008).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Central service duplicating and reproducing bureau; automobiles; furniture stores; postal clearing; telecommunications; computer services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Faculty of distinction
matching fund (715-00-2477-2400).....No limit

Kansas career work study
program fund (715-00-2536-2020).....No limit

Scholarship funds fund (715-00-7211-7000).....No limit

Sponsored research
overhead fund (715-00-2908-2080).....No limit

Economic opportunity act –
federal fund (715-00-3265-3100).....No limit

Educational opportunity grant –
federal fund (715-00-3266-3110).....No limit

Nine month payroll clearing
account fund (715-00-7717-7030).....No limit

Pell grants federal fund (715-00-3366-3120).....No limit

Housing system
suspense fund (715-00-5705-5160).....No limit

WSU housing system depreciation and
replacement fund (715-00-5800-5260).....No limit

National direct student
loan fund (715-00-7519-7010).....No limit

WSU housing systems
revenue fund (715-00-5100-5250).....No limit

WSU housing system
surplus fund (715-00-5620-5270).....No limit

University federal fund (715-00-3149-3140).....No limit

Provided, That expenditures may be made by the above agency from the university

federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

Center of innovation for biomaterials in orthopaedic research – Wichita state university fund (715-00-2750-2700).....No limit

Kan-grow engineering fund – WSU (715-00-2155-2155).....No limit

Aviation research fund (715-00-2052-2052).....No limit

Temporary deposit fund (715-00-9059-9500).....No limit

Suspense fund (715-00-9077).....No limit

Mandatory retirement annuity clearing fund (715-00-9144-9520).....No limit

Voluntary tax shelter annuity clearing fund (715-00-9169-9530).....No limit

Agency payroll deduction clearing fund (715-00-9198-9400).....No limit

Pre-tax parking clearing fund (715-00-9226-9200).....No limit

Parking system project K DFA bond revenue fund (715-00-5148-5000).....No limit

Parking system project maintenance K DFA revenue bond fund (715-00-5159-5040).....No limit

Sec. 109.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Tuition for technical education (561-00-1000-0120).....\$4,500,000

(b) The appropriation to the national guard educational assistance account (561-00-1000-1300) for the fiscal year ending June 30, 2019, authorized by section 93(a) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto.

Sec. 110.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (561-00-1000-0103).....\$4,433,600

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, during fiscal year 2020,

notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2020 by the state board of regents as authorized by this or other appropriation act of the 2019 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2020 for attendance at an in-state meeting by members of the state board of regents for participation in matters of educational interest to the state of Kansas, upon approval of such attendance and participation by the state board of regents: *And provided further*, That each member of the state board of regents attending an in-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during fiscal year 2020, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2020 by the state board of regents as authorized by this or other appropriation act of the 2019 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2020 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

Midwest higher education
 commission (561-00-1000-0250).....\$95,000
 State scholarship program (561-00-1000-4300).....\$1,035,919

Provided, That any unencumbered balance in the state scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the state scholarship program account for the state scholarship program under K.S.A. 74-32,239, and amendments thereto, and for the Kansas distinguished scholarship program under K.S.A. 74-3278 through 74-3283, and amendments thereto: *And provided further*, That, of the total amount appropriated in the state scholarship program account, the amount dedicated for the Kansas distinguished scholarship program shall not exceed \$25,000.

Postsecondary education operating.....\$6,025,726
 Comprehensive grant
 program (561-00-1000-4500).....\$16,258,338

Provided, That any unencumbered balance in the comprehensive grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Ethnic minority
 scholarship program (561-00-1000-2410).....\$296,498

Provided, That any unencumbered balance in the ethnic minority scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas work-study program (561-00-1000-2000).....\$546,813

Provided, That any unencumbered balance in the Kansas work-study program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the state board of regents is hereby authorized to transfer moneys from the Kansas work-study program account to the Kansas career work-study program fund of any institution under its jurisdiction participating in the Kansas work-study program established by K.S.A. 74-3274 et seq., and amendments thereto: *And provided further*, That all moneys transferred from this account to the Kansas career work-study program fund of any such institution shall be expended for and in accordance with the Kansas work-study program.

ROTC service scholarships (561-00-1000-4600).....\$175,335

Provided, That any unencumbered balance in the ROTC service scholarships account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Military service scholarships (561-00-1000-1310).....\$500,314

Provided, That any unencumbered balance in the military service scholarships account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the military service scholarships account shall be made for scholarships awarded under the military service scholarship program act, K.S.A. 74-32,227 through 74-32,232, and amendments thereto.

Teachers scholarship program (561-00-1000-0800).....\$1,547,023

Provided, That any unencumbered balance in the teachers scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

National guard educational assistance (561-00-1000-1300).....\$3,000,434

Provided, That any unencumbered balance in the national guard educational assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That moneys in the national guard educational assistance account represent and include the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto.

Career technical workforce grant (561-00-1000-2200).....\$114,075

Provided, That any unencumbered balance in the career technical workforce grant account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing student scholarship program (561-00-1000-4100).....\$417,255

Provided, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Optometry education
 program (561-00-1000-1100).....\$107,089

Provided, That any unencumbered balance in the optometry education program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Municipal university
 operating grant (561-00-1000-1010).....\$12,020,782

Adult basic education (561-00-1000-0900).....\$1,457,031

Postsecondary tiered technical education
 state aid (561-00-1000-0760).....\$58,886,751

Provided, That if the amount of moneys appropriated for the above agency for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature, in the postsecondary tiered technical education state aid account (561-00-1000-0760) is \$58,300,000 or greater, then the difference between the amount of moneys appropriated for the fiscal year 2020 and \$58,300,000 shall be distributed based on each eligible institution's calculated gap, according to the postsecondary tiered technical education state aid act, K.S.A. 71-1801 through 71-1810, and amendments thereto, as determined by the state board of regents: *Provided further*, That if the amount of moneys appropriated for the above agency for fiscal year 2020 is less than \$58,300,000, then each eligible institution shall receive an amount of moneys proportionally adjusted to equal the amount of moneys such eligible institution received in fiscal year 2016.

Non-tiered course credit
 hour grant (561-00-1000-0550).....\$77,264,951

Provided, That if the amount of moneys appropriated for the above agency for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature, in the non-tiered course credit hour grant account is \$76,496,329 or greater, then the difference between the amount of moneys appropriated for the fiscal year 2020 and \$76,496,329 shall be distributed based on each eligible institution's calculated gap, as determined by the state board of regents.

Technology equipment at community colleges and
 Washburn university (561-00-1000-0500).....\$398,475

Provided, That the state board of regents is hereby authorized to make expenditures from the technology equipment at community colleges and Washburn university account for grants to community colleges and Washburn university pursuant to grant applications for the purchase of technology equipment, in accordance with guidelines established by the state board of regents.

Vocational education capital
 outlay aid (561-00-1000-0310).....\$71,585

Tuition waivers (561-00-1000-1650).....\$134,657

Nurse educator
 grant program (561-00-1000-4120).....\$188,126

Provided, That any unencumbered balance in the nurse educator grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year

2020: *Provided further*, That all expenditures from the nurse educator grant program account shall be made for scholarships awarded under the nurse educator service scholarship program act.

Nursing faculty and supplies
grant program (561-00-1000-4130).....\$1,787,193

Provided, That any unencumbered balance in the nursing faculty and supplies grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the state board of regents is hereby authorized to make grants to Kansas postsecondary educational institutions with accredited nursing programs from the nursing faculty and supplies grant program account for expansion of nursing faculty and laboratory supplies: *And provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$1 from the nursing faculty and supplies grant program account for \$1 from the postsecondary educational institution receiving the grant.

Postsecondary technical
education authority (561-00-1000-0750).....\$19,871

Tuition for
technical education (561-00-1000-0120).....\$29,050,000

Provided, That, any unencumbered balance in the tuition for technical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2020 for the payment of technical education tuition for adult students who are enrolled in technical education classes while obtaining a GED using the Accelerating Opportunity program: *And provided further*, That, such expenditures shall be in an amount not less than \$500,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Osteopathic medical service scholarship
repayment fund (561-00-7216-6300).....No limit

KAN-ED services fee fund (561-00-2814-2814).....No limit

Earned indirect costs
fund – federal (561-00-3642-3600).....No limit

Faculty of distinction
program fund (561-00-7200-7050).....No limit

Paul Douglas teacher scholarship
fund – federal (561-00-3879-3950).....No limit

GED credentials processing
fees fund (561-00-2151-2100).....No limit

Tuition waiver gifts, grants and reimbursements fund (561-00-7230-7230).....	No limit
Adult basic education – federal fund (561-00-3042-3000).....	No limit
Adult basic education – federal fund (561-00-3042).....	No limit
Truck driver training fund (561-00-2172-4900).....	No limit
Improving teacher quality grant federal fund (561-00-3526-3526).....	No limit
State scholarship discontinued attendance fund (561-00-7213-6100).....	No limit
Kansas ethnic minority fellowship program fund (561-00-7238-7600).....	No limit
Private postsecondary educational institution degree authorization expense reimbursement fee fund (561-00-2643-3300).....	No limit
Substance abuse education fund – federal (561-00-3805-4000).....	No limit
Nursing service scholarship program fund (561-00-7220-6800).....	No limit
Clearing fund (561-00-9029-9100).....	No limit
Conversion of materials and equipment fund (561-00-2433-3200).....	No limit
Motorcycle safety fund (561-00-2366-2360).....	No limit
Financial aid services fee fund (561-00-2280-2800).....	No limit
<i>Provided, That expenditures may be made from the financial aid services fee fund for operating expenditures directly or indirectly related to the operating costs associated with student financial assistance programs administered by the state board of regents: Provided further, That the chief executive officer of the state board of regents is hereby authorized to fix, charge and collect fees for the processing of applications and other activities related to student financial assistance programs administered by the state board of regents: And provided further, That such fees shall be fixed in order to recover all or a part of the direct and indirect operating expenses incurred for administering such programs: And provided further, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial aid services fee fund.</i>	
Inservice education workshop fee fund (561-00-2266).....	No limit
Optometry education repayment fund (561-00-7203-7100).....	No limit
Teacher scholarship repayment fund (561-00-7205-7200).....	No limit

Nursing service scholarship repayment fund (561-00-7210-7400).....	No limit
Nurse educator service scholarship repayment fund (561-00-7231-7300).....	No limit
ROTC service scholarship repayment fund (561-00-7232-7232).....	No limit
Carl D. Perkins vocational and technical education – federal fund (561-00-3539-3539).....	No limit
College access challenge grant program (561-00-3880-3955).....	No limit
Kansas national guard educational assistance program repayment fund (561-00-7228-7000).....	No limit
Grants fund (561-00-2525-2500).....	No limit
Workforce development loan fund (561-00-7518-7900).....	No limit
Regents clearing fund (561-00-9052-9200).....	No limit
Private and out-of-state postsecondary educational institution fee fund (561-00-2614-2610).....	No limit
KanTRAIN federal fund (561-00-3578-3578).....	No limit
USAC E-rate program federal fund (561-00-3920-3920).....	No limit
WIOA youth activities federal fund (561-00-3039).....	No limit
WIOA adult set-aside federal fund (561-00-3270).....	No limit
WIOA dislocated workers set-aside federal fund (561-00-3428).....	No limit
Temporary assistance for needy families federal fund (561-00-3323-3323).....	No limit
Workforce data quality initiative federal fund (561-00-3237-3237).....	No limit
Postsecondary education performance-based incentives fund (561-00-2777-2777).....	\$125,000
Private donations, gifts, grants bequest fund (561-00-7262-7700).....	No limit
WIOA pilot demonstration research project (561-00-3237-3237).....	No limit

(c) During the fiscal year ending June 30, 2020, the chief executive officer of the state board of regents, with the approval of the director of the budget, may transfer any part of any item of appropriation in an account of the state general fund for the fiscal year ending June 30, 2020, to another item of appropriation in an account of the state general fund for fiscal year 2020. The chief executive officer of the state board of

regents shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research. As used in this subsection, "account": (1) Means the operating expenditures (including official hospitality) account of the state board of regents (561-00-1000-0103), the university of Kansas (682-00-1000-0023), the university of Kansas medical center (683-00-1000-0503), Kansas state university (367-00-1000-0003), Kansas state university veterinary medical center (368-00-1000-5003), Kansas state university extension systems and agriculture research programs (369-00-1000-1020) and (369-00-1000-1030), Wichita state university (715-00-1000-0003), Emporia state university (379-00-1000-0083), Pittsburg state university (385-00-1000-0063) and Fort Hays state university (246-00-1000-0013); and (2) includes each other account of the state general fund of the state board of regents.

(d) (1) In addition to the other purposes for which expenditures may be made by any state educational institution from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for such state educational institution as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by such state educational institution from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for the purposes of capital improvement projects making energy and other conservation improvements: *Provided*, That such capital improvement projects are hereby approved for such state educational institution for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of issuance of one or more series of bonds by the Kansas development finance authority in accordance with that statute from time to time during fiscal year 2020: *Provided, however*, That no such bonds shall be issued until the state board of regents has first advised and consulted on any such project with the joint committee on state building construction: *Provided further*, That the amount of the bond proceeds that may be utilized for any such capital improvement project shall be subject to approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That, in addition to such project costs, any such amount of bond proceeds may include costs of issuance, capitalized interest and any required reserves for the payment of principal and interest on such bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That payments relating to principal and interest on such bonds shall be subject to and dependent upon annual appropriations therefor to the state educational institution for which the bonds are issued: *And provided further*, That each energy conservation capital improvement project for which bonds are issued for financing under this subsection shall be designed and completed in order to have cost savings sufficient to be equal to or greater than the cost of debt service on such bonds: *And provided further*, That the state board of regents shall prepare and submit a report to the committee on appropriations of the house of representatives and the committee on ways and means of the senate on the savings attributable to energy conservation capital improvements for which bonds are issued for financing under this subsection (d)(1) at the beginning of the 2020 regular session of the legislature.

(2) As used in this subsection, "state educational institution" includes each state educational institution as defined in K.S.A. 76-711, and amendments thereto.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

SEDIF – vocational education capital
outlay aid (561-00-1900-1950).....\$2,547,726

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the SEDIF – vocational education capital outlay aid account is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from the SEDIF – vocational education capital outlay aid account for each grant of vocational education capital outlay aid shall be matched by the postsecondary institution awarded such grant in an amount which is equal to 50% of the grant.

SEDIF – technology innovation and
internship program (561-00-1900-1960).....\$179,284

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the SEDIF – technology innovation and internship program account is hereby reappropriated for fiscal year 2020.

SEDIF – EPSCOR (561-00-1900-1970).....\$993,265
Community and technical college
competitive grants (561-00-1900-1980).....\$500,000

Provided, That all moneys in the community and technical college competitive grants account shall be for grants awarded to community and technical colleges under a competitive grant program administered by the secretary of commerce: *Provided further*, That all expenditures from such account shall be for competitive grants to community and technical colleges that require a local match of nonstate moneys on a \$1 for \$1 basis, from either the college or private industry partner, and that will develop innovative programs with private companies needing specific job skills or will meet other industry needs that cannot be addressed with current funding streams.

(f) (1) On July 1, 2019, the WIA adult set-aside federal fund (561-00-3270) of the state board of regents is hereby redesignated as the WIOA adult set-aside federal fund of the state board of regents.

(2) On July 1, 2019, the WIA youth activities federal fund (561-00-3039) of the state board of regents is hereby redesignated as the WIOA youth activities federal fund of the state board of regents.

(3) On July 1, 2019, the WIA dislocated workers federal fund (561-00-3428) of the state board of regents is hereby redesignated as the WIOA dislocated workers set-aside federal fund of the state board of regents.

(4) On July 1, 2019, the WIA pilot demonstration research project (561-00-3237-3237) of the state board of regents is hereby redesignated as the WIOA pilot demonstration research project of the state board of regents.

Sec. 111.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (521-00-1000-0603).....\$897,168

Treatment and programs – medical and mental (521-00-1000-0152).....\$2,850,944

Evidence-based programs (521-00-1000-0050).....\$6,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

WIOA adult activities – federal fund (352-00-3270-3270)..... No limit

WIOA youth activities – federal fund (352-00-3039-3039)..... No limit

WIOA dislocated worker activities – federal fund (352-00-3428-3428)..... No limit

(c) On the effective date of this act, of the \$3,994,250 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 215(c) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – Topeka complex and Larned juvenile correctional facility account (521-00-8100-8119), the sum of \$162 is hereby lapsed.

Sec. 112.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (521-00-1000-0603).....\$64,346,775

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided, however; That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Operating expenditures – juvenile services (521-00-1000-0103).....\$2,457,754

Provided, That any unencumbered balance in the operating expenditures – juvenile services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Evidence-based programs (521-00-1000-0050).....\$12,485,102

Provided, That any unencumbered balance in the evidence-based programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided further; That, notwithstanding the provisions of K.S.A. 2018 Supp. 75-52,164, and amendments thereto, or any other statute, expenditures may be made from this account to conduct research into, and development of, evidence-based practices to reduce offender behavior and recidivism among juveniles: Provided, however; That the expenditures for such research and development shall not exceed \$1,000,000.

Community corrections (521-00-1000-0220).....\$20,246,526

Provided, That any unencumbered balance in the community corrections account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: Provided, however; That no expenditures may be made by any county from any grant

made to such county from the community corrections account for either half of state fiscal year 2020 that supplant any amount of local public or private funding of existing programs as determined in accordance with rules and regulations adopted by the secretary of corrections.

Local jail payments (521-00-1000-0510).....\$800,000

Provided, That any unencumbered balance in the local jail payments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 19-1930, and amendments thereto, payments by the department of corrections under K.S.A. 19-1930(b), and amendments thereto, for the cost of maintenance of prisoners shall not exceed the per capita daily operating cost, not including inmate programs, for the department of corrections.

Treatment and programs –
offender programs (521-00-1000-0151).....\$4,990,523

Provided, That any unencumbered balance in the treatment and programs – offender programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Treatment and programs – medical
and mental (521-00-1000-0152).....\$74,684,824

Provided, That any unencumbered balance in the treatment and programs – medical and mental account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Treatment and programs –
KUMC contract (521-00-1000-0154).....\$1,919,916

Provided, That any unencumbered balance in the treatment and programs – KUMC contract account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Purchase of services (521-00-1000-0300).....\$6,422,209

Provided, That any unencumbered balance in the purchase of services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Prevention and graduated sanctions
community grants (521-00-1000-0221).....\$19,388,026

Provided, That any unencumbered balance in the prevention and graduated sanctions community grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That money awarded as grants from the prevention and graduated sanctions community grants account is not an entitlement to communities, but a grant that must meet conditions prescribed by the above agency for appropriate outcomes.

Topeka correctional facility –
facilities operations (660-00-1000-0303).....\$16,033,887

Provided, That any unencumbered balance in the Topeka correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Topeka correctional facility – facilities operations account for official hospitality shall

not exceed \$500.

Hutchinson correctional facility –
facilities operations (313-00-1000-0303).....\$33,388,912

Provided, That any unencumbered balance in the Hutchinson correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Hutchinson correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Lansing correctional facility –
facilities operations (400-00-1000-0303).....\$36,091,162

Provided, That any unencumbered balance in the Lansing correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Lansing correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Ellsworth correctional facility –
facilities operations (177-00-1000-0303).....\$15,450,320

Provided, That any unencumbered balance in the Ellsworth correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Ellsworth correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Winfield correctional facility –
facilities operations (712-00-1000-0303).....\$13,974,888

Provided, That any unencumbered balance in the Winfield correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Winfield correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Norton correctional facility –
facilities operations (581-00-1000-0303).....\$16,759,613

Provided, That any unencumbered balance in the Norton correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Norton correctional facility – facilities operations account for official hospitality shall not exceed \$500.

El Dorado correctional facility –
facilities operations (195-00-1000-0303).....\$30,930,213

Provided, That any unencumbered balance in the El Dorado correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the El Dorado correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Larned correctional mental health facility –

facilities operations (408-00-1000-0303).....\$11,748,424

Provided, That any unencumbered balance in the Larned correctional mental health facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Larned correctional mental health facility – facilities operations account for official hospitality shall not exceed \$500.

Kansas juvenile correctional complex – facilities operations (352-00-1000-0303).....\$20,532,243

Provided, That any unencumbered balance in the Kansas juvenile correctional complex – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Kansas juvenile correctional complex – facilities operations account for official hospitality shall not exceed \$500: *Provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other accredited educational services providers.

Facilities operations (521-00-1000-0303).....\$15,866,555

Provided, That any unencumbered balance in the facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Facilities shrinkage (521-00-1000).....\$3,000,000

Provided, That any unencumbered balance in the facilities shrinkage account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Supervision fees fund (521-00-2116-2100).....No limit

Justice reinvestment technical assistance for state governments project – federal fund (521-00-3758-3758).....No limit

Residential substance abuse treatment – federal fund (521-00-3006-3101).....No limit

Department of corrections forensic psychologist fund (521-00-2492-2492).....No limit

Provided, That expenditures may be made from the department of corrections forensic psychologist fund for general health care contract expenses.

Ed Byrne memorial justice assistance grants – federal fund (521-00-3057).....No limit

Violence against women – federal fund (521-00-3214).....No limit

Sex offender management grant – federal fund (521-00-3206-3206).....No limit

Department of corrections state asset

forfeiture fund (521-00-2460-2400).....	No limit
Prisoner reentry intv demo –	
federal fund (521-00-3063).....	No limit
Victims of crime act –	
federal fund (521-00-3260).....	No limit
Correctional industries fund (522-00-6126-7300).....	No limit
<i>Provided</i> , That expenditures may be made from the correctional industries fund for official hospitality.	
Ed Byrne state and local law assistance –	
federal fund (521-00-3213-3213).....	No limit
Bulletproof vest partnership –	
federal fund (521-00-3216-3216).....	No limit
Safeguard community grants – federal fund (521-00-3225).....	No limit
Workforce investment act –	
federal fund (521-00-3237-3237).....	No limit
Workplace and community transition training –	
federal fund (521-00-3281-3281).....	No limit
USMS reimbursement –	
federal fund (521-00-3562-3562).....	No limit
Community awareness project –	
federal fund (521-00-3250-3250).....	No limit
Corrections training and staff development –	
federal fund (521-00-3413-3413).....	No limit
Second chance act –	
federal fund (521-00-3895-3895).....	No limit
Alcohol and drug abuse	
treatment fund (521-00-2339-2110).....	No limit
<i>Provided</i> , That expenditures may be made from the alcohol and drug abuse treatment fund for payments associated with providing treatment services to offenders who were driving under the influence of alcohol or drugs regardless of when the services were rendered.	
Juvenile delinquency prevention	
trust fund (521-00-7322-7000).....	No limit
State of Kansas – department	
of corrections inmate	
benefit fund (521-00-7950-5350).....	No limit
Department of corrections –	
alien incarceration grant	
fund – federal (521-00-3943-3800).....	No limit
Department of corrections – general	
fees fund (521-00-2427-2450).....	No limit
<i>Provided</i> , That expenditures may be made from the department of corrections – general fees fund for operating expenditures for training programs for correctional	

personnel, including official hospitality: *Provided further*, That the secretary of corrections is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the department of corrections – general fees fund.

Topeka correctional facility – community development block grant – federal fund (660-00-3581-3100).....	No limit
Topeka correctional facility – bureau of prisons contract – federal fund (660-00-3582-3200).....	No limit
Topeka correctional facility – general fees fund (660-00-2090-2090).....	No limit
Hutchinson correctional facility – general fees fund (313-00-2051-2000).....	No limit
Lansing correctional facility – general fees fund (400-00-2040-2040).....	No limit
Ellsworth correctional facility – general fees fund (177-00-2227-2000).....	No limit
Winfield correctional facility – general fees fund (712-00-2237-2000).....	No limit
Norton correctional facility – general fees fund (581-00-2238-2000).....	No limit
El Dorado correctional facility – general fees fund (195-00-2252-2000).....	No limit
Larned correctional mental health facility – general fees fund (408-00-2145-2000).....	No limit
Community corrections supervision fund (521-00-2748-2748).....	No limit
Community corrections special revenue fund (521-00-2447-2447).....	No limit
Medical assistance program – federal fund (521-00-3414).....	No limit
Title IV-E fund (521-00-3337).....	No limit
Juvenile accountability incentive block grant – federal fund (521-00-3002).....	No limit
Juvenile justice delinquency prevention – federal fund (521-00-3351).....	No limit
Juvenile justice fee fund – central office (521-00-2257).....	No limit

Juvenile justice federal fund – Kansas juvenile
correctional complex (352-00-3359-3100).....No limit

Byrne grant – federal fund – Kansas juvenile
correctional complex (352-00-3057-3057).....No limit

Byrne grant – federal fund (521-00-3353-3200).....No limit

Title V – delinquency prevention program –
federal fund (521-00-3208).....No limit

Title VI-B special education federal fund.....No limit

Title I program for neglected
and delinquent children –
federal fund (521-00-3009).....No limit

Improving teacher quality state grants –
federal fund (521-00-3526-3526).....No limit

Kansas juvenile correctional complex –
juvenile accountability block grant –
federal fund (352-00-3002-3540).....No limit

National school lunch program –
federal fund – Kansas juvenile
correctional complex (352-00-3530-3530).....No limit

Kansas juvenile correctional complex
fee fund (352-00-2321-2300).....No limit

Kansas juvenile correctional complex – Title I
neglected and delinquent children –
federal fund (352-00-3009-3009).....No limit

National school breakfast program –
federal fund – Kansas juvenile
correctional complex (352-00-3529-3529).....No limit

WIOA – adult activities –
federal fund (352-00-3270-3270).....No limit

WIOA youth activities –
federal fund (352-00-3039-3039).....No limit

WIOA – dislocated worker activities –
federal fund (352-00-3428-3428).....No limit

Kansas juvenile correctional
complex – gifts, grants and
donations fund (352-00-7016-7000).....No limit

Dev/test/demo new prgs – Kansas
juvenile correctional complex –
federal fund (352-00-3207-3207).....No limit

Kansas juvenile correctional complex –
improvement fund (352-00-2481-2400).....No limit

Comprehensive approach to sex offender
management discretionary grant –

Kansas juvenile correctional complex – federal fund (352-00-3206-3206).....	No limit
Kansas juvenile justice improvement fund (521-00-2205-2205).....	No limit
Juvenile alternatives to detention fund (521-00-2250).....	No limit

Provided, That notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, or any other statute, expenditures may be made by the above agency from the juvenile alternatives to detention fund for per diem payments to detention centers: *Provided, however*, That expenditures from the juvenile alternatives to detention fund for per diem payments to detention centers shall not exceed \$2,258,988.

Title VI-B special education fund.....No limit

(c) During the fiscal year ending June 30, 2020, the secretary of corrections, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the department of corrections or any correctional institution, correctional facility or juvenile facility under the general supervision and management of the secretary of corrections to another item of appropriation for fiscal year 2020 from the state general fund for the department of corrections or any correctional institution, correctional facility or juvenile facility under the general supervision and management of the secretary of corrections. The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the secretary of corrections any duly authorized claim to be paid from the local jail payments account (521-00-1000-0510) of the state general fund during fiscal year 2020 for costs pursuant to K.S.A. 19-1930(b), and amendments thereto, even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act.

(e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the director of Kansas correctional industries any duly authorized claim to be paid from the correctional industries fund (522-00-6126-7300) during fiscal year 2020 for operating or manufacturing costs even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act. The director of Kansas correctional industries shall provide to the director of the budget on or before September 15, 2019, a detailed accounting of all such payments made from the correctional industries fund during fiscal year 2019.

(f) During the fiscal year ending June 30, 2020, the secretary of corrections, with the approval of the director of the budget, may make transfers from the correctional industries fund (522-00-6126-7300) to the department of corrections – general fees fund (521-00-2427-2450). The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to

the director of legislative research.

(g) During the fiscal year ending June 30, 2020, all expenditures made by the department of corrections from the correctional industries fund (522-00-6126-7300) shall be made on budget for all purposes of state accounting and budgeting for the department of corrections.

(h) In addition to the other purposes for which expenditures may be made by the department of corrections from the juvenile alternatives to detention fund (521-00-2250) for fiscal year 2020, notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, the department of corrections is hereby authorized and directed to make expenditures from the juvenile alternatives to detention fund for fiscal year 2020 for purchase of services.

(i) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-52,164, and amendments thereto, or any other statute, during fiscal year 2020, the director of accounts and reports shall transfer the amount certified pursuant to K.S.A. 2018 Supp. 75-52,164(b), and amendments thereto, from each account of the state general fund of a state agency that has been determined by the secretary of corrections to be actual or projected cost savings to the evidence-based juvenile program account of the state general fund of the department of corrections: *Provided*, That the secretary of corrections shall transmit a copy of each such certification to the director of legislative research.

Sec. 113.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (034-00-1000-0053).....	\$84,417
Rehabilitation and repair projects (034-00-1000-8000).....	\$1,698,118
Disaster relief (034-00-1000-0200).....	\$250,000

(b) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 141(a) of chapter 104 of the 2017 Session Laws of Kansas on the operating expenditures account (034-00-1000-0053) of the state general fund of the adjutant general is hereby increased from \$1,250 to \$2,500.

(c) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$120,000 from the state highway fund of the department of transportation to the office of emergency communications fund (034-00-2496-2496) of the adjutant general.

Sec. 114.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (034-00-1000-0053).....	\$5,452,089
--	-------------

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,500.

Incident management team (034-00-1000-0105).....\$15,554
Provided, That any unencumbered balance in the incident management team account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Civil air patrol – operating expenditures (034-00-1000-0103).....\$41,431

Disaster relief (034-00-1000-0200).....\$6,027,787
Provided, That any unencumbered balance in the disaster relief account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Military activation payments (034-00-1000-0300).....\$6,000
Provided, That any unencumbered balance in the military activation payments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the military activation payments account shall be for military activation payments authorized by and subject to the provisions of K.S.A. 2018 Supp. 75-3228, and amendments thereto.

Kansas military emergency relief (034-00-1000-0400).....\$9,881

Provided, That expenditures may be made from the Kansas military emergency relief account for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*; That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*; That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief account shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief account.

Kansas air national guard mission support personnel.....\$62,000

Provided, That expenditures shall be made from the Kansas air national guard mission support personnel account during fiscal year 2020 by the above agency to pay the state's match of the salaries and wages for four additional positions at McConnell air force base 184th intelligence wing: *Provided further*; That such positions shall perform such duties as the adjutant general shall assign, and serve in the unclassified service under the Kansas civil service act.

Any unencumbered balance in excess of \$100 as of June 30, 2019, in each of the following accounts is hereby reappropriated for fiscal year 2020: Force protection, calibrators decommission and replacement, environmental clean-up projects.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter

lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Kansas intelligence fusion center fund.....No limit
- General fees fund (034-00-2102)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees agreed upon in memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred under the provisions of the memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received pursuant to such memorandums of understanding shall be deposited in the state treasury in accordance with the provisions of K.S.A.75-4215, and amendments thereto, and shall be credited to the general fees fund.

- Office of emergency communications fund (034-00-2496-2496)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the office of emergency communications fund.

- Conversion of materials and equipment fund – military division (034-00-2400-2030)No limit

- Adjutant general expense fund (034-00-2357).....No limit
- State asset forfeiture fund (034-00-2498-2498).....No limit
- State emergency fund (034-00-2437).....No limit

- State emergency fund weather disasters 5/4/2007 (034-00-2441).....No limit

- State emergency fund weather disasters 12/06, 7/07 (034-00-2445).....No limit

- Disaster grants – public assistance federal fund (034-00-3005).....No limit

- National guard military operations/maintenance federal fund (034-00-3055-3300).....No limit

- Econ adjustment/military installation federal fund (034-00-3196-3196).....No limit

Disaster assistance to individual/household

federal fund (034-00-3405-3405).....	No limit
Interoperability communication	
equipment fund (034-00-3449-3449).....	No limit
Pre-disaster mitigation –	
federal fund (034-00-3268-3269).....	No limit
Hazard material training and planning –	
federal fund (034-00-3121-3310).....	No limit
State homeland security program	
federal fund (034-00-3629-3629).....	No limit
Nuclear safety emergency management	
fee fund (034-00-2081-2200).....	No limit

Provided, That, notwithstanding the provisions of any other statute, the adjutant general may make transfers of moneys from the nuclear safety emergency management fee fund to other state agencies for fiscal year 2020 pursuant to agreements, which are hereby authorized to be entered into by the adjutant general with other state agencies to provide appropriate emergency management plans to administer the Kansas nuclear safety emergency management act, K.S.A. 48-940 et seq., and amendments thereto.

Military fees fund – federal (034-00-2152).....	No limit
---	----------

Provided, That all moneys received by the adjutant general from the federal government for reimbursement for expenditures made under agreements with the federal government shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military fees fund – federal.

Armories and units general fees fund (034-00-2171-2010).....	No limit
--	----------

Emergency systems for advanced registration for volunteer health professionals – federal fund (034-00-3748-3748).....	No limit
---	----------

Civil air patrol – grants and contributions – federal fund (034-00-7315-7000).....	No limit
--	----------

Emergency management performance grant – federal fund (034-00-3342-3342).....	No limit
---	----------

NG – federal forfeiture fund (034-00-2184-2100).....	No limit
--	----------

Inaugural expense fund (034-00-2003-2300).....	No limit
--	----------

Kansas military emergency relief fund (034-00-2658-2650).....	No limit
---	----------

Provided, That expenditures may be made from the Kansas military emergency relief fund for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance

may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief fund shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief fund.

Emergency management assistance compact
federal fund (034-00-3609-3605)No limit

Public safety interoperable
communications grant program
federal fund (034-00-3340-3340).....No limit

Military construction national guard
federal fund (034-00-3192-3192).....No limit

National guard civilian youth opportunities
federal fund (034-00-3193-3193).....No limit

Hazard mitigation grant
federal fund (034-00-3019).....No limit

Citizen corps federal fund (034-00-3341-3341).....No limit

Law enforcement terrorism prevention program
federal fund (034-00-3613-3600).....No limit

Safe and drug-free schools and
communities national programs
federal fund (034-00-3569-3569).....No limit

National guard museum
assistance fund (034-00-8306-8300).....No limit

Provided, That all expenditures from the national guard museum assistance fund shall be made for an expansion of the 35th infantry division museum and education center facility.

Great plains joint regional training center
fee fund (034-00-2688-2688).....No limit

Provided, That expenditures may be made from the great plains joint regional training center fee fund for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the

great plains joint regional training center fee fund.

State and local implementation grant program – federal fund (034-00-3576-3576).....No limit

Military honors funeral fund (034-00-2789-2789).....No limit

Provided, That the adjutant general is hereby authorized to accept gifts and donations of money during fiscal year 2020 for military funeral honors or purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military honors funeral fund.

Fire management assistance grant – federal fund (034-00-3320-3320).....No limit

Kansas national guard counter drug state forfeiture fund.....No limit

(c) In addition to the other purposes for which expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the adjutant general from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, notwithstanding the provisions of K.S.A. 48-205, and amendments thereto, or any other statute, in addition to other positions within the adjutant general's department in the unclassified service as prescribed by law for additional positions in the unclassified service under the Kansas civil service act: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the adjutant general may appoint a deputy adjutant general, who shall have no military command authority, and who may be a civilian and shall have served at least five years as a commissioned officer with the Kansas national guard, who will perform such duties as the adjutant general shall assign, and who will serve in the unclassified service under the Kansas civil service act: *Provided further*, That the position of such deputy adjutant general in the unclassified service under the Kansas civil service act shall be established by the adjutant general within the position limitation established for the adjutant general on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2020 made by this or other appropriation act of the 2019 regular session of the legislature.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$320,000 from the state highway fund of the department of transportation to the office of emergency communications fund (034-00-2496-2496) of the adjutant general.

(e) During the fiscal year ending June 30, 2020, the adjutant general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020, from the state general fund for the adjutant general to another item of appropriation for fiscal year 2020 from the state general fund for the adjutant general: *Provided*, That the adjutant general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 115.

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law, purchases of nationally recognized adopted codes for resale and federally reimbursed overtime, shall not exceed the following:

- Fire marshal fee fund (234-00-2330-2000).....\$5,963,108
- Provided*, That expenditures from the fire marshal fee fund for official hospitality shall not exceed \$1,000.
- Boiler inspection fee fund (234-00-2128-2128).....No limit
- Gifts, grants and donations fund (234-00-7405-7400).....No limit
- Intragovernmental service fund (234-00-6160-6000).....No limit
- Explosives regulatory and training fund (234-00-2361-2361).....No limit
- State fire marshal liquefied petroleum gas fee fund (234-00-2608-2600).....No limit
- Emergency response fund (234-00-2589).....No limit
- Provided*, That expenditures may be made by the state fire marshal from the emergency response fund for fiscal year 2020 for the purposes of responding to specific incidences of emergencies related to hazardous materials or search and rescue incidents without prior approval of the state finance council: *Provided, however*; That expenditures from the emergency response fund during fiscal year 2020 for the purposes of responding to any specific incidence of an emergency related to hazardous materials or search and rescue incidents without prior approval by the state finance council shall not exceed \$25,000, except upon approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.
- Fire safety standard and firefighter protection act enforcement fund (234-00-2694-2620).....No limit
- Cigarette fire safety standard and firefighter protection act fund (234-00-2696-2630).....No limit
- Non-fuel flammable or combustible liquid aboveground storage tank system fund (234-00-2626-2610).....No limit
- Homeland security grant – federal fund (234-00-3199).....No limit
- FFY12 HMEP grant – federal fund (234-00-3121-3121).....No limit

Contract inspections fund (234-00-6122-6122).....No limit

(b) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the state fire marshal, with the approval of the director of the budget, may transfer funds from the fire marshal fee fund (234-00-2330-2000) to the emergency response fund (234-00-2589) of the state fire marshal. The state fire marshal shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research and the director of the budget: *Provided*, That the aggregate amount of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$500,000.

(c) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) during fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2020 are insufficient to fund the budgeted expenditures and transfers from the fire marshal fee fund for fiscal year 2020 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the emergency response fund (234-00-2589) to the fire marshal fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the fire marshal fee fund for the remainder of fiscal year 2020 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) and any other resources available to the fire marshal fee fund during the fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2020 are insufficient to meet in full the estimated expenditures for fiscal year 2020 as they become due to meet the financial obligations imposed by law on the fire marshal fee fund as a result of a cash flow shortfall, within the authorized budgeted expenditures in accordance with the provisions of appropriation acts, the director of the budget is authorized and directed to certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money specified in such certification from the state general fund to the fire marshal fee fund in order to maintain the cash flow of the fire marshal fee fund for such purposes for fiscal year 2020: *Provided*, That the aggregate amount of such transfers during fiscal year 2020 pursuant to this subsection shall not exceed \$500,000. Within one year from the date of each such transfer to the fire marshal fee fund pursuant to this subsection, the director of accounts and reports shall transfer the amount equal to the amount transferred from the state general fund to the fire marshal fee fund from the fire marshal fee fund to the state general fund in accordance with a certification for such purpose by the director of the budget. At the same time as the director of the budget

transmits any certification under this subsection to the director of accounts and reports during fiscal year 2019, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 116.

KANSAS HIGHWAY PATROL

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$46,741 from the Kansas highway patrol operations fund (280-00-2034-1100) to the state highway fund of the department of transportation.

(b) During the fiscal year ending June 30, 2019 or June 30, 2020, in addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2019 or 2020 by the above agency by this or other appropriation act of the 2018 or 2019 regular session of the legislature, expenditures shall be made by the above agency from such fund to purchase three new statehouse x-ray machines for statehouse security in an amount not to exceed \$150,133.

Sec. 117.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (280-00-2179-2200).....No limit

Provided, That all moneys received from the sale of used equipment, recovery of and reimbursements for expenditures and any other source of revenue shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund, except as otherwise provided by law: *Provided further*, That notwithstanding the provisions of article 66 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, in addition to the other purposes for which expenditures may be made by the above agency from the general fees fund, expenditures shall be made by the above agency from such fund to sell the personal sidearm, with a trigger lock, of a part-time state law enforcement officer to such officer, subject to the following: (1) Such officer is resigning; (2) the sale of such personal sidearm shall be for the amount equal to the total of the fair market value of the sidearm, as fixed by the superintendent, plus the cost of the trigger lock; and (3) no sale of a personal sidearm shall be made to any resigning officer unless the superintendent determines that the employment record and performance evaluations of each such officer are satisfactory: *And provided further*, That all proceeds from the sale of personal sidearms and trigger locks shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

For patrol of Kansas
turnpike fund (280-00-2514-2500)No limit

Provided, That expenditures shall be made from the for patrol of Kansas turnpike fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol motor

vehicle fund (280-00-2317-2800).....	No limit
State forfeiture	
fund – pending (280-00-2264-2264).....	No limit
Kansas highway patrol state	
forfeiture fund (280-00-2413-2100).....	No limit
<i>Provided, That, notwithstanding the provisions of K.S.A. 60-4117, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, expenditures may be made from the Kansas highway patrol state forfeiture fund for salaries and wages, and associated fringe benefits of non-supervisory personnel.</i>	
Disaster grants – public assistance –	
federal fund (280-00-3005-3005).....	No limit
Edward Byrne memorial assistance grant –	
state and local law enforcement –	
federal fund (280-00-3213-3213).....	No limit
Bulletproof vest partner –	
federal fund (280-00-3216-3216).....	No limit
Performance registration	
information system management –	
federal fund (280-00-3239-3239).....	No limit
Commercial vehicle	
information system network –	
federal fund (280-00-3244-3244).....	No limit
Highway planning and construction –	
federal fund (280-00-3333-3333).....	No limit
KHP federal forfeiture –	
federal fund (280-00-3545).....	No limit
<i>Provided, That expenditures may be made from the KHP federal forfeiture – federal fund by the above agency for the capital improvement project or projects for troop F headquarters.</i>	
High intensity drug trafficking areas –	
federal fund (280-00-3615-3000).....	No limit
Homeland security program –	
federal fund (280-00-3629).....	No limit
Edward Byrne memorial	
justice assistance grant –	
federal fund (280-00-3057).....	No limit
Emergency ops cntr –	
federal fund (280-00-3808-3808).....	No limit
State and community highway safety –	
federal fund (280-00-3815-3815).....	No limit
Gifts and donations fund (280-00-7331).....	No limit
<i>Provided, That expenditures from the gifts and donations fund for official hospitality shall not exceed \$1,000.</i>	

Motor carrier safety assistance program
state fund (280-00-2208).....No limit

Provided, That expenditures shall be made from the motor carrier safety assistance program state fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

National motor carrier safety assistance program –
federal fund (280-00-3073).....No limit

Provided, That expenditures shall be made from the national motor carrier safety assistance program – federal fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Aircraft fund – on budget (280-00-2368-2360).....No limit

Highway safety fund (280-00-2217-2250).....No limit

Capitol area security fund (280-00-6143-6100).....No limit

Vehicle identification number
fee fund (280-00-2213).....No limit

Motor vehicle fuel and storeroom
sales fund (280-00-6155-6200).....No limit

Provided, That expenditures may be made from the motor vehicle fuel and storeroom sales fund to acquire and sell commodities and to provide services to local governments and other state agencies: *Provided further*; That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for such commodities and services: *And provided further*; That such fees shall be fixed in order to recover all or part of the expenses incurred in acquiring or providing and selling such commodities and services: *And provided further*; That all fees received for such commodities and services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the motor vehicle fuel and storeroom sales fund.

Kansas highway patrol
operations fund (280-00-2034-1100).....\$52,692,000

Provided, That expenditures from the Kansas highway patrol operations fund for official hospitality shall not exceed \$3,000: *Provided further*; That expenditures may be made from the Kansas highway patrol operations fund for the purchase of civilian clothing for members of the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105, and amendments thereto: *And provided further*; That the superintendent shall make expenditures from the Kansas highway patrol operations fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol training
center fund (280-00-2306).....No limit

Provided, That expenditures may be made from the highway patrol training center fund for use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *Provided further*; That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for recovery of costs associated with use of the highway patrol training center by other state agencies, local government agencies and not-for-profit

organizations: *And provided further*; That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the highway patrol training center by other state or local government agencies: *And provided further*; That all fees received for use of the highway patrol training center by other state agencies, local government agencies or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the highway patrol training center fund.

Executive aircraft fund (280-00-6144-6120).....No limit

Provided, That expenditures may be made from the executive aircraft fund to provide aircraft services to other state agencies and to purchase liability and property damage insurance for state aircraft: *Provided further*; That the superintendent of the highway patrol is hereby authorized to fix, charge and collect fees for such aircraft services to other state agencies: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: *And provided further*; That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the executive aircraft fund.

1122 program clearing fund (280-00-7280).....No limit

Kansas highway patrol staffing and training fund (280-00-2211-2211).....No limit

BAU fund.....No limit

Homeland sec grant prog fund.....No limit

(b) On or before the 10th of each month during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the state general fund to the 1122 program clearing fund (280-00-7280-7280) interest earnings based on: (1) The average daily balance of moneys in the 1122 program clearing fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer an amount specified by the executive director of the state corporation commission, with the approval of the director of the budget, of not more than \$650,000 from the motor carrier license fees fund (143-00-2812-5500) of the state corporation commission to the motor carrier safety assistance program state fund (280-00-2208) of the Kansas highway patrol.

(d) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$13,173,000 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol for the purpose of financing the Kansas highway patrol operations. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2020 for support and maintenance of the Kansas highway patrol.

(e) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$295,000 from the state highway fund of the department of transportation to the highway safety fund (280-00-2217-2250) of the Kansas highway patrol for the purpose of financing the motorist assistance program of the Kansas highway patrol.

(f) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$250,000 from the state highway fund of the department of transportation to the general fees fund (280-00-2179-2200) of the Kansas highway patrol for the purpose of financing operating expenditures of the Kansas highway patrol.

(g) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, notwithstanding the provisions of K.S.A. 74-2136, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$300,000 from the highway patrol motor vehicle fund (280-00-2317-2800) of the Kansas highway patrol to the aircraft fund – on budget (280-00-2368-2360) of the Kansas highway patrol.

Sec. 118.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Opioid summit fund.....No limit

Sec. 119.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (083-00-1000).....\$23 ,147,971

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated to the operating expenditures account for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$750: *Provided further*; That, if 2019 Substitute for Senate Bill No. 219, or any other legislation that requires the Kansas bureau of investigation to establish and maintain a database which shall be a central repository for the information required to be provided under K.S.A. 2018 Supp. 50-6,110, and amendments thereto, is not passed by the legislature during the 2019 regular session and enacted into law, then on July 1, 2019, of the amount appropriated for the above agency for the fiscal year ending June 30, 2020, by this section from the state general fund in the operating expenditures account, the sum of \$180,000 is hereby lapsed.

Meth lab cleanup (083-00-1000-0200).....\$50,000

Provided, That any unencumbered balance in the meth lab cleanup account in excess

of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the above agency is hereby authorized to make expenditures from the meth lab cleanup account to contract for services for remediation of sites determined by law enforcement as hazardous resulting from the production of methamphetamine.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas bureau of investigation state forfeiture fund (083-00-2283).....No limit

Provided, That expenditures made from the Kansas bureau of investigation state forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

Federal forfeiture fund (083-00-3940).....No limit

Provided, That expenditures made from the federal forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

High intensity drug trafficking area – federal fund (083-00-3349-3100).....No limit

Federal grants – marijuana eradication – federal fund (083-00-3350).....No limit

eCitation national priority safety program – federal fund (083-00-3092).....No limit

Ncs-x grant – federal fund (083-00-3580-3580).....No limit

Criminal justice information system line fund (083-00-2457).....No limit

Provided, That in addition to the other purposes for which expenditures may be made from the criminal justice information system line fund pursuant to K.S.A. 74-5707, and amendments thereto, expenditures may be made from the criminal justice information system line fund for salaries and wages, contractual services, commodities and capital outlay for the maintenance and support of the Kansas criminal justice information system.

DNA database fund (083-00-2676-2700).....No limit

Kansas bureau of investigation motor vehicle fund (083-00-2344-2050).....No limit

Provided, That expenditures may be made from the Kansas bureau of investigation motor vehicle fund to acquire and sell motor vehicles for the Kansas bureau of investigation: *Provided further*, That all moneys received for sale of motor vehicles of the Kansas bureau of investigation shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited

to the Kansas bureau of investigation motor vehicle fund.

Forensic laboratory and materials fee fund (083-00-2077).....No limit

Provided, That expenditures may be made from the forensic laboratory and materials fee fund for the acquisition of laboratory equipment and materials and for other direct or indirect operating expenditures for the forensic laboratory of the Kansas bureau of investigation: *Provided, however*; That all expenditures from this fund of moneys received as Kansas bureau of investigation laboratory analysis fees pursuant to K.S.A. 28-176, and amendments thereto, shall be for the purposes authorized by K.S.A. 28-176(e), and amendments thereto: *Provided further*; That all fees received for such laboratory tests, including all moneys received pursuant to K.S.A. 28-176(a), and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the forensic laboratory and materials fee fund.

General fees fund (083-00-2140).....No limit

Provided, That expenditures may be made from the general fees fund for direct or indirect operating expenditures incurred for the following activities: (1) Conducting education and training classes for special agents and other personnel, including official hospitality; (2) purchasing illegal drugs, making contacts and acquiring information leading to illegal drug outlets, contraband and stolen property, and conducting other activities for similar investigatory purposes; (3) conducting investigations and related activities for the Kansas lottery or the Kansas racing and gaming commission; (4) conducting DNA forensic laboratory tests and related activities; (5) preparing, publishing and distributing crime prevention materials; and (6) conducting agency operations: *Provided, however*; That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses incurred, except as otherwise hereinafter provided, for the following: (1) Education and training services made available to local law enforcement personnel in classes conducted for special agents and other personnel of the Kansas bureau of investigation; (2) investigations and related activities conducted for the Kansas lottery or the Kansas racing and gaming commission, except that the fees fixed for these activities shall be fixed in order to recover all of the direct and indirect expenses incurred for such investigations and related activities; (3) DNA forensic laboratory tests and related activities; and (4) sale and distribution of crime prevention materials: *Provided further*; That all fees received for such activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*; That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*; That all moneys received as gifts, grants or donations for the preparation, publication or distribution of crime prevention materials shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*; That expenditures from any moneys received from the division of

alcoholic beverage control and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for operating expenditures: *And provided further*; That expenditures from any moneys received from the Kansas criminal justice information system committee and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for training activities and official hospitality.

Record check fee fund (083-00-2044-2010).....No limit

Provided, That the director of the Kansas bureau of investigation is authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses for criminal history record checks conducted for noncriminal justice entities including government agencies and private organizations: *Provided, however*; That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the record check fee fund: *Provided further*; That expenditures may be made from the record check fee fund for operating expenditures of the Kansas bureau of investigation.

Intergovernmental
service fund (083-00-6119-6100).....No limit

Agency motor pool fund (083-00-6117).....No limit

National criminal history improvement program
federal fund (083-00-3189-3189).....No limit

Public safety partnership
and community policing
federal fund (083-00-3218-3218).....No limit

Forensic DNA backlog reduction
federal fund (083-00-3226-3226).....No limit

Coverdell forensic sciences improvement
federal fund (083-00-3227-3227).....No limit

Anti-gang initiative
federal fund (083-00-3229-3229).....No limit

Homeland security federal fund (083-00-3199).....No limit

State homeland security program
federal fund (083-00-3629-3629).....No limit

Convicted/arrestee DNA backlog reduction
federal fund (083-00-3489-3489).....No limit

Disaster grants – public assistance
federal fund (083-00-3005-3005).....No limit

Ed Byrne memorial justice assistance
federal fund (083-00-3057).....No limit

Ed Byrne state/local law enforcement
federal fund (083-00-3213-3213).....No limit

Violence against women – ARRA
federal fund (083-00-3214).....No limit

AWA implementation grant program	
federal fund (083-00-3228-3228).....	No limit
Ed Byrne memorial JAG – ARRA	
federal fund (083-00-3455-3455).....	No limit
Convicted offender/arrestee	
DNA backlog reduction	
federal fund (083-00-3489-3489).....	No limit
KBI-FBI reimbursement	
federal fund (083-00-3506-3506).....	No limit
Project safe	
neighborhoods fund (083-00-3217-3217).....	No limit
Social security administration reimbursement –	
federal fund (083-00-3560-3560).....	No limit
Bulletproof vest partnership –	
federal fund (083-00-3216-3211).....	No limit
Sexual assault kit grant –	
federal fund (083-00-3146-3146).....	No limit
Opioid summit fund.....	No limit

(c) During the fiscal year ending June 30, 2020, the attorney general may authorize full-time non-FTE unclassified permanent positions and regular part-time non-FTE unclassified permanent positions for the Kansas bureau of investigation that are paid from appropriations for the attorney general – Kansas bureau of investigation for fiscal year 2020 made by this act or other appropriation act of the 2019 regular session of the legislature, which shall be in addition to the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, authorized for fiscal year 2020 for the attorney general – Kansas bureau of investigation. The attorney general shall certify each such authorization for non-FTE unclassified permanent positions for the Kansas bureau of investigation to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

Sec. 120.

EMERGENCY MEDICAL SERVICES BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Rural health options	
grant fund (206-00-2329-2500).....	No limit
Emergency medical services	
operating fund (206-00-2326-4000).....	\$1,627,198

Provided, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for distributing educational videos, replacing lost educational materials and mailing labels of those licensed by the board: *Provided further*, That such fees may be fixed in order to recover all or part of

such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the emergency medical services operating fund: *And provided further*, That, notwithstanding the provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or of any other statute, all moneys received by the emergency medical services board for fees authorized by law for licensure or the issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board: *And provided further*, That expenditures from the emergency medical services operating fund for official hospitality shall not exceed \$2,000.

Education incentive grant
 payment fund (206-00-2396-2510).....No limit

Provided, That the priority for award of education incentive grants shall be to award such grants to rural areas.

EMS revolving fund (206-00-2449-2400).....No limit

Provided, That, if an organization agrees to receive money from the EMS revolving fund, the organization shall enter into a grant agreement requiring such organization to submit a written report to the emergency medical services board detailing and accounting for all expenditures and receipts related to the use of the moneys received from the EMS revolving fund: *Provided further*, That the emergency medical services board shall prepare a written report specifying and accounting for all moneys allocated to and expended from the EMS revolving fund: *And provided further*, That such report shall be submitted to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2020.

National bioterrorism hospital preparedness –
 federal fund (206-00-3398-3398).....No limit

Highway safety – federal fund (206-00-3815).....No limit

DHH-medicare rural hospital FLEX project –
 federal fund (206-00-3293).....No limit

(b) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the emergency medical services operating fund (206-00-2326-4000) for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the emergency medical services board from the emergency medical services operating fund for fiscal year 2020 for the purpose of implementing a grant program for emergency medical services training and educational assistance for persons in underserved areas: *Provided*, That when issuing such grants, first priority shall be given to ambulance services submitting applications seeking grants to pay the cost of recruiting volunteers and cost of the initial courses of training for attendants and instructor-coordinators: *Provided further*, That the second priority shall be given to ambulance services submitting applications seeking grants to pay the cost of continuing education for attendants and instructor-coordinators: *And provided further*, That the third priority shall be given to ambulance services submitting applications seeking grants to pay the cost of education for attendants and instructor-coordinators who are obtaining a postsecondary education degree.

(c) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2020, as authorized by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the emergency medical services board from moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2020 to require emergency medical services agencies in each of the six EMS regions of the state to prepare and submit a report of the expenditures made and moneys received in each of the EMS regions that are related to the operation and administration of the Kansas emergency medical services regional operations to the emergency medical services board: *Provided*, That the report for each EMS region shall specify and account for all moneys appropriated from the state treasury for the emergency medical services board and disbursed to each such EMS region for the operation of the education and training of emergency medical attendants in each such EMS region.

(d) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$150,000 from the emergency medical services operating fund (206-00-2326-4000) to the educational incentive grant payment fund (206-00-2396-2510) of the emergency medical services board.

(e) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the emergency medical services operating fund (206-00-2326-4000) during fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the emergency medical services operating fund during fiscal year 2020 are insufficient to fund the budgeted expenditures and transfers from the emergency medical services operating fund for fiscal year 2020 in accordance with the provisions of appropriation acts, the director of the budget shall certify such funding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the education incentive grant payment fund (206-00-2396-2510) to the emergency medical services operating fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the emergency medical services operating fund for the remainder of fiscal year 2020 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(f) During the fiscal year ending June 30, 2020, if any EMS regional council enters into a grant agreement with the emergency medical services board, such council shall be required to submit pursuant to such grant agreement a written report detailing and accounting for all expenditures and receipts of such council during such fiscal year. The emergency medical services board shall prepare a written report specifying and accounting for all moneys received by and expended by each individual council that has reported to the emergency medical services board pursuant to such grant agreement and submit such report to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2020.

Sec. 121.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (626-00-1000-0303).....\$910,818

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$900.

Substance abuse treatment programs (626-00-1000-0600).....\$8,878,088

Provided, That any unencumbered balance in the substance abuse treatment programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 2018 Supp. 21-6824, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the above agency from the substance abuse treatment program account of the state general fund during fiscal year 2020, expenditures may be made from such account for operating costs.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (626-00-2201-2000).....No limit

Statistical analysis – federal fund (626-00-3600).....No limit

Sec. 122.

KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas commission on peace officers' standards and training fund (529-00-2583-2580).....\$673,848

Provided, That expenditures from the Kansas commission on peace officers' standards and training fund for official hospitality shall not exceed \$1,000.

Local law enforcement training reimbursement fund (529-00-2746-2700).....No limit

Sec. 123.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2019, for the state water plan project or projects specified, the following:

Kansas conservation reserve enhancement

program fund (046-00-1800-1225).....\$162,972

(b) On the effective date of this act, of the \$1,948,289 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 155(c) of chapter 104 of the 2017 Session Laws of Kansas from the state water plan fund in the water resources cost share account (046-00-1800-1205), the sum of \$162,972 is hereby lapsed.

Sec. 124.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (046-00-1000-0053).....\$9,672,755

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated to the operating expenditures account for fiscal year 2020: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$10,000.

Cattle trace (046-00-1000-0055).....\$250,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dairy fee fund (046-00-2105-1015).....No limit

Meat and poultry inspection
fee fund (046-00-2004-0700).....No limit

Plant protection
fee fund (046-00-2006-0900).....No limit

Laboratory equipment
fund (046-00-2710-2700).....No limit

Water structures – state
highway fund (046-00-2043-1080).....No limit

Soil amendment fee fund (046-00-2117-1100).....No limit

Agricultural liming materials
fee fund (046-00-2118-1200).....No limit

Weights and measures
fee fund (046-00-2165-1500).....No limit

Water appropriation
certification fund (046-00-2168-1600).....No limit

Water resources
cost fund (046-00-2110-1020).....No limit

Provided, That all moneys received by the secretary of agriculture from any governmental or nongovernmental source to implement the provisions of the Kansas water banking act, K.S.A. 2018 Supp. 82a-761 through 82a-773, and amendments thereto, which are hereby authorized to be applied for and received, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the water resources cost fund.

Agriculture seed

fee fund (046-00-2187-2720).....	No limit
Chemigation fee fund (046-00-2194-1800).....	No limit
Petroleum inspection	
fee fund (046-00-2550-2550).....	No limit
Kansas agricultural	
remediation fund (046-00-2095-1090).....	No limit
Warehouse fee fund (046-00-2809-4700).....	No limit
U.S. geological survey	
cooperative gauge agreement	
grants fund (046-00-2629-2800).....	No limit
<i>Provided, That the secretary of agriculture is hereby authorized to enter into a cooperative gauge agreement with the United States geological survey: Provided further, That all moneys collected for the construction or operation of river water intake gauges shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the U.S. geological survey cooperative gauge agreement grants fund: And provided further, That expenditures may be made from this fund to pay the costs incurred in the construction or operation of river water intake gauges.</i>	
Agricultural chemical	
fee fund (046-00-2800-2900).....	No limit
Feeding stuffs	
fee fund (046-00-2801-4000).....	No limit
Fertilizer fee fund (046-00-2802-4100).....	No limit
Plant pest emergency	
response fund (046-00-2210-1805).....	No limit
Pesticide use fee fund (046-00-2804-4300).....	No limit
Egg fee fund (046-00-2808-4600).....	No limit
Water structures fund (046-00-2037-1075).....	No limit
Meat and poultry inspection	
fund – federal (046-00-3013).....	No limit
EPA pesticide performance partnership grant –	
federal fund (046-00-3295-3290).....	No limit
FEMA dam safety –	
federal fund (046-00-3362-3353).....	No limit
State trade and export promotion –	
federal fund (046-00-3573-3576).....	No limit
Conversion of materials and	
equipment fund (046-00-2402-2200).....	No limit
Trademark fund (046-00-2333-2360).....	No limit
Water structures USGS	
LIDAR grant (046-00-3080-3080).....	No limit
Water structures NRCS	
LIDAR grant (046-00-3081-3081).....	No limit

Specialty crop block
grant fund (046-00-3463-3300).....No limit

Market development
fund (046-00-2331-2351).....No limit

Provided, That expenditures may be made from the market development fund for official hospitality: *Provided further*, That expenditures may be made from the market development fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture: *And provided further*, That all moneys received by the department of agriculture for repayment of loans made under the agricultural value added center program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the market development fund.

Reimbursement and
recovery fund (046-00-2773-2294).....No limit

Provided, That expenditures may be made from the reimbursement and recovery fund for official hospitality.

Conference registration and
disbursement fund (046-00-2772-2101).....No limit

Provided, That expenditures may be made from the conference registration and disbursement fund for official hospitality.

Buffer participation
incentive fund (046-00-2517-2510).....No limit

Land reclamation
fee fund (046-00-2542-2090).....No limit

Livestock brand
fee fund (046-00-2011-2030).....No limit

Livestock market brand inspection
fee fund (046-00-2007-2010).....No limit

Veterinary inspection
fee fund (046-00-2009-2020).....No limit

Animal dealers
fee fund (046-00-2207-2050).....No limit

Provided, That expenditures from the animal dealers fee fund for official hospitality shall not exceed \$300: *Provided further*, That expenditures shall be made from the animal dealers fee fund by the livestock commissioner for operating expenditures for an educational course regarding animals and their care and treatment as authorized by K.S.A. 47-1707, and amendments thereto, to be provided through the internet or printed booklets: *And provided further*, That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2020 the Kansas department of agriculture may prorate license fees and alter license due dates as needed in order to transition to online license applications and renewals for the fiscal year ending June 30, 2020.

Animal disease control
fund (046-00-2202-2500).....No limit

Provided, That expenditures from the animal disease control fund for official

hospitality shall not exceed \$450.

- Health and human services retail food audit – federal fund (046-00-3429-3410).....No limit
- Publications fee fund (046-00-2322-2000).....No limit

Provided, That expenditures may be made from the publications fee fund for operating expenditures related to preparation and publication of informational or educational materials related to the programs or functions of the Kansas department of agriculture: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, to the contrary, the secretary of agriculture is hereby authorized to enter into a contract with a commercial publisher for the printing, distribution and sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to collect fees from such commercial publisher pursuant to contract with the publisher for the sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to receive and accept grants, gifts, donations or funds from any non-federal source for the printing, publication and distribution of such materials: *And provided further*, That all moneys received from such fees or for such grants, gifts, donations or other funds received for such purpose shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the publications fee fund.

- Homeland security grant – federal fund (046-00-3199-3436).....No limit

- National floodplain insurance assistance (CAP) – federal fund (046-00-3445-3330).....No limit

- Cooperating technical partners – federal fund (046-00-3203-3210).....No limit

- Plant and animal disease & pest control – federal fund (046-00-3360).....No limit

- Market protection/ promotion fund (046-00-3104-3315).....No limit

- USDA Kansas forestry service – federal fund (046-00-3426-3380).....No limit

- Food safety fee fund (046-00-2813-4805).....No limit

- Gifts and donations fund (046-00-7305-7000).....No limit

Provided, That the secretary of agriculture is hereby authorized to receive gifts and donations of resources and money for services for the benefit and support of agriculture and purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

- General fees fund (046-00-2346-2100).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the regulatory programs of the Kansas department of agriculture and for official hospitality: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special

revenue fund or funds of the department of agriculture that have available moneys to the general fees fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Lodging fee fund (046-00-2456-2400).....No limit

Watershed protect approach/WTR RSRCE
MGT fund (046-00-3889).....No limit

NRCS contribution agreement farm bill –
federal fund (046-00-3917-3800).....No limit

Compliance education
fee fund (046-00-2757-2757).....No limit

Provided, That all expenditures from the compliance education fee fund shall be for the purposes of compliance education: *Provided further*, That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2020, the secretary of agriculture is hereby authorized to remit and designate amounts of moneys collected for civil fines and penalties by the department of agriculture to the state treasurer for deposit in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the compliance education fee fund: *And provided further*, That, upon receipt of each such remittance and designation, the state treasurer shall credit the entire amount of such remittance to the compliance education fee fund.

Laboratory testing services
fee fund (046-00-2752-2752).....No limit

Provided, That expenditures may be made from the laboratory testing services fee fund for administrative operating expenditures of the agriculture laboratory of the Kansas department of agriculture: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the laboratory testing services fee fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Arkansas river gaging fund (046-00-2751-2751).....No limit

Food/drug administration/research (046-00-3462).....No limit

Biofuel infrastructure
program (046-00-3579-3579).....No limit

AMS farmers market
promotion program (046-00-3588-3588).....No limit

Grain commodity commission
services fund (046-00-2018-1070).....No limit

Commercial industrial hemp act licensing
fee fund (046-00-2343-2343).....No limit

Plant/animal disease and pest control (046-00-3360).....No limit

Service member ag grant (046-00-3185-3185).....No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the water plan project or projects specified, the following:

Water resources
 cost share (046-00-1800-1205).....\$2,448,289

Provided, That any unencumbered balance in the water resources cost share account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the initial allocation for grants to conservation districts for fiscal year 2020 shall be made on a priority basis, as determined by the secretary of agriculture and the provisions of the state water plan: *And provided further*, That expenditures from this account for contractual technical expertise and/or non-salary administration expenditures for the division of conservation of the Kansas department of agriculture shall not exceed the amount equal to 6.0% of the budget amount for fiscal year 2020 for the water resources cost share account.

Nonpoint source
 pollution assistance (046-00-1800-1210).....\$1,857,836

Provided, That any unencumbered balance in the nonpoint source pollution assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Conservation district aid (046-00-1800-1220).....\$2,192,637

Provided, That any unencumbered balance in the conservation district aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Watershed dam
 construction (046-00-1800-1240).....\$550,000

Provided, That any unencumbered balance in the watershed dam construction account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from the watershed dam construction account are hereby authorized for engineering contracts for watershed planning as determined by the secretary of agriculture.

Kansas water quality
 buffer initiatives (046-00-1800-1250).....\$200,000

Provided, That any unencumbered balance in the Kansas water quality buffer initiatives account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the Kansas water quality buffer initiatives account shall be for grants or incentives to install water quality best management practices: *And provided further*, That such expenditures may be made from this account from the approved budget amount for fiscal year 2020 in accordance with contracts, which are hereby authorized to be entered into by the secretary of agriculture, for such grants or incentives.

Riparian and
 wetland program (046-00-1800-1260).....\$154,024

Provided, That any unencumbered balance in the riparian and wetland program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Basin management (046-00-1800-0080).....\$608,949

Provided, That any unencumbered balance in the basin management account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Water use (046-00-1800-0075).....\$72,600
Provided, That any unencumbered balance in the water use account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Interstate water issues (046-00-1800-0070).....\$490,007
Provided, That any unencumbered balance in the interstate water issues account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas conservation reserve enhancement program fund (046-00-1800-1225).....\$299,745
Provided, That any unencumbered balance in the Kansas conservation reserve enhancement program fund account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Streambank stabilization projects (046-00-1800-1290).....\$500,000
Provided, That any unencumbered balance in the streambank stabilization projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Irrigation technology (046-00-1800-0088).....\$100,000
Provided, That any unencumbered balance in the irrigation technology account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Crop and livestock research (046-00-1800).....\$350,000
Provided, That any unencumbered balance in the crop and livestock research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(d) During the fiscal year ending June 30, 2020, the secretary of agriculture, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, or upon specific authorization in an appropriation act of the legislature, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas department of agriculture to another item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas department of agriculture: *Provided*, That the secretary of agriculture shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means.

(e) On July 1, 2019, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$128,379 from the state highway fund of the department of transportation to the water structures – state highway fund (046-00-2043-1080) of the Kansas department of agriculture.

(f) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Agriculture marketing program (046-00-1900-1110).....\$1,020,407

Provided, That expenditures may be made from the agriculture marketing program account for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary of agriculture therefor under the agricultural value added center program.

Sec. 125.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (373-00-1000-0103).....\$150,000

Provided, That the above agency shall make expenditures from the operating expenditures account during the fiscal year 2020 to request assistance from other state agencies to negotiate with the city of Hutchinson on the increase of storm water charges and the electric company on how electricity is calculated.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law and remittances of sales tax to the department of revenue, shall not exceed the following:

State fair fee fund (373-00-5182-5100).....No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$10,000.

State fair special cash fund (373-00-9088-9000).....No limit

State fair debt service special revenue fund (373-00-2267-2200).....No limit

Sec. 126.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Water resources operating expenditures (709-00-1000-0303).....\$996,532

Provided, That any unencumbered balance in the water resources operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Local water project match fund (709-00-2620-3200).....No limit

Provided, That all moneys received from local government entities and instrumentalities to be used to match funds for water projects shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments

thereto, and shall be credited to the local water project match fund: *Provided further*, That all moneys credited to this fund shall be used to match state funds or federal funds, or both, for water projects.

Water supply storage
assurance fund (709-00-2631).....No limit

Provided, That no additional water supply storage space shall be purchased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year 2020, unless a contract is entered into under the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water to users that is not held under contract in such reservoirs.

State conservation storage water
supply fund (709-00-2502-2600).....No limit

Water marketing fund (709-00-2255-2100).....No limit

Provided, That expenditures may be made from the water marketing fund for the purchase of vessel liability insurance.

General fees fund (709-00-2022-2000).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the Kansas water office, including training and informational programs and official hospitality: *Provided further*, That the director of the Kansas water office is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That fees for such programs shall be fixed in order to recover all or part of the operating expenses incurred for such programs, including official hospitality: *And provided further*, That all fees received for such programs and all fees received for providing access to or for furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Indirect cost fund (709-00-2419-2419).....No limit

Motor pool vehicle
replacement fund (709-00-6120-6100).....No limit

Reservoir storage beneficial
use fund (709-00-2673-2630).....No limit

Provided, That expenditures may be made by the above agency from the reservoir storage beneficial use fund to call water into service for beneficial uses or to complete studies or take actions necessary to ensure reservoir storage sustainability, subject to the availability of moneys credited to the reservoir storage beneficial use fund.

Republican river water
conservation projects – Nebraska
moneys fund (709-00-2690-2640).....No limit

Republican river water
conservation projects – Colorado
moneys fund (709-00-2691-2680).....No limit

Lower Smoky Hill water supply
access fund (709-00-2772-2700).....No limit

Milford RCPP federal fund (709-00-3022-3022).....No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the state water plan project or projects specified, the following:

Assessment and evaluation (709-00-1800-1110).....\$700,000

Provided, That any unencumbered balance in the assessment and evaluation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

MOU – storage operations and maintenance (709-00-1800-1150).....\$410,000

Provided, That any unencumbered balance in the MOU – storage operations and maintenance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Stream gaging (709-00-1800-1190).....\$423,130

Provided, That any unencumbered balance in the stream gaging account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Technical assistance to water users (709-00-1800-1200).....\$325,000

Provided, That any unencumbered balance in the technical assistance to water users account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Milford lake watershed regional conservation partnership program (709-00-1800-1280).....\$200,000

Provided, That any unencumbered balance in the Milford lake watershed regional conservation partnership program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Best management practices implementation (709-00-1800-1286).....\$700,000

Water vision education (709-00-1800-1281).....\$100,000

Reservoir bathymetric surveys and biological research (709-00-1800-1275).....\$350,000

Provided, That any unencumbered balance in the reservoir bathymetric surveys and biological research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Water technology farms (709-00-1800-1282).....\$75,000

Equus Beds aquifer chloride plume pilot (709-00-1800-1287).....\$50,000

(d) During the fiscal year ending June 30, 2020, the director of the Kansas water office, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas water office to another item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas water office: *Provided*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on natural

resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2020, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of a cash flow shortfall, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to maintain the cash flow of the water marketing fund upon approval of each such loan by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. No such loan shall be made unless the terms have been approved by the director of the budget. A copy of the terms of each such loan shall be submitted to the director of legislative research. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall be repaid without interest within one year from the date of the loan.

(f) During the fiscal year ending June 30, 2020, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of increases in water rates, fees or charges imposed by the federal government, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to reimburse the water marketing fund for increases in water rates, fees or charges imposed by the federal government and to allow the Kansas water office to spread such increases to consumers over a longer period, except that no such loan shall be made unless the terms thereof have been approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall bear interest at a rate equal to the net earnings rate for the pooled money investment portfolio at the time of the making of such loan. Such loan shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification to the pooled money investment board by the director of the Kansas water office of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the director of the Kansas water office from the state bank account or accounts to the water marketing fund of the Kansas water office. The principal and interest of each loan authorized pursuant to this subsection shall be repaid in payments payable at least annually for a period of not more than five years.

(g) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office prior to April 1, 2020, from the water marketing fund (709-00-2255-2100) to the state general fund, in accordance with the provisions of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, and rules and regulations adopted thereunder, for the purposes of making repayments to the state general fund for moneys

advanced for annual capital cost payments for water supply storage space in reservoirs.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the Kansas water office from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the Kansas water office from the state general fund or from any special revenue fund or funds for fiscal year 2020 to provide for the Kansas water office to lead database coordination of water quality and quantity data for all state water agencies and cooperating federal agencies to facilitate policy-making and such other matters relating thereto.

(i) Notwithstanding the provisions of K.S.A. 82a-1315c, and amendments thereto, or any other statute, on July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$414,574 from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund.

(j) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,260,426 from the state water plan fund to the state general fund: *Provided*, That the amount transferred from the state water plan fund to the state general fund pursuant to this subsection is to reimburse the state general fund for bond payments for the John Redmond reservoir dredging project.

(k) During the fiscal year ending June 30, 2020, the director of the Kansas water office shall certify to the director of accounts and reports the amount of moneys expended by the Kansas department of agriculture from the state general fund that is attributable to the administration of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, or the water assurance program act, K.S.A. 82a-1330 et seq., and amendments thereto: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund: *Provided further*, That the director of the Kansas water office shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 127.

KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the wildlife fee fund (710-00-2300-2890) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$34,181,260 to \$33,237,046.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the parks fee fund (710-00-2122-2053) of the Kansas department of wildlife, parks and tourism is hereby increased from \$10,036,957 to \$10,575,999.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the boating fee fund (710-00-2245-2813) of the Kansas department of wildlife, parks and tourism is hereby decreased from

\$1,180,077 to \$1,179,289.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the department access roads fund (710-00-2178-2761) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$1,681,693 to \$1,675,917.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (710-00-1900-1910).....	\$7,922
State parks operating expenditures (710-00-1900-1920).....	\$17,903
Travel and tourism operating expenditures (710-00-1900-1901).....	\$576

(f) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$59,630 from the state highway fund of the department of transportation to the department access roads fund (710-00-2178-2760) of the Kansas department of wildlife, parks and tourism.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2019 as authorized by section 226(e) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and repair projects (710-00-2122-2066).....	\$180,500
Debt service – Kansas City district office (710-00-2122-2058).....	\$20,594

Provided, That all expenditures from such capital improvement accounts shall be in addition to any expenditure limitation imposed on the parks fee fund for fiscal year 2019.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2019 as authorized by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-2300-3262).....	\$2,447,000
---	-------------

Provided, That all expenditures from such capital improvement account shall be in addition to any expenditure limitation imposed on the wildlife fee fund for fiscal year 2019.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2019 as authorized by section 226(f) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2019 for the following capital improvement project or

projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-2245-2840)..... \$12,500

Provided, That all expenditures from such capital improvement account shall be in addition to any expenditure limitation imposed on the boating fee fund for fiscal year 2019.

(j) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas on the land acquisition account of the wildlife fee fund (710-00-2300-3040) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$400,000 to \$300,000.

(k) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas on the state fishing lake projects account of the wildlife fee fund (710-00-2300-4320) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$125,000 to \$87,500.

(l) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(i) of chapter 104 of the 2017 Session Laws of Kansas on the wetlands acquisition and development account of the wildlife restoration fund (710-00-3418-3420) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$450,000 to \$225,000.

(m) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(k) of chapter 104 of the 2017 Session Laws of Kansas on the wetlands acquisition account of the migratory waterfowl propagation and protection fund (710-00-2600-3330) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$200,000 to \$100,000.

(n) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(m) of chapter 104 of the 2017 Session Laws of Kansas on the recreational trails program account of the recreational trails program fund (710-00-3238-3238) of the Kansas department of wildlife, parks and tourism is hereby increased from \$400,000 to \$2,174,000.

Sec. 128.

KANSAS DEPARTMENT OF
WILDLIFE, PARKS AND TOURISM

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (710-00-1900-1910).....\$1,733,664

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided, however; That expenditures from this account for official hospitality shall not exceed \$1,000: *Provided further*; That, in addition to the other purposes for which expenditures may be made by the above agency from the operating expenditures account for fiscal year 2020, expenditures shall be made by the above agency from the operating expenditures account for fiscal year 2020 to include a provision on the calendar year 2020 applications for hunting licenses, fishing licenses and annual park permits for the applicant to make a voluntary contribution of \$2 or more to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas

national guard members, and annual park permits issued to Kansas national guard members: *And provided further*, That all moneys received as voluntary contributions to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members, and annual park permits issued to Kansas national guard members shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the free licenses and permits fund.

State parks operating expenditures (710-00-1900-1920).....\$1,556,761

Provided, That any unencumbered balance in the state parks operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Travel and tourism operating expenditures (710-00-1900-1901).....\$1,691,279

Provided, That expenditures from the travel and tourism operating expenditures fund for official hospitality shall not exceed \$4,000.

Reimbursement for annual licenses issued to national guard members (710-00-1900-1930).....\$36,342

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to national guard members account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the reimbursement for annual licenses issued to national guard members account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2020 to Kansas army or air national guard members, which licenses are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to national guard members account to pay the wildlife fee fund for such licenses.

Reimbursement for annual park permits issued to national guard members (710-00-1900-1940).....\$17,922

Provided, That any unencumbered balance in the reimbursement for annual park permits issued to national guard members account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the reimbursement for annual park permits issued to national guard members account shall be expended to pay the parks fee fund for the cost of fees for annual park vehicle permits issued for the calendar year 2020 to Kansas army or air national guard members, which annual park vehicle permits are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual park permits issued to national guard members account to pay the parks fee fund for such permits: *Provided further*; That not more than one annual park vehicle permit per family shall be eligible

to be paid from this account.

Reimbursement for annual licenses issued to Kansas disabled veterans (710-00-1900-1950).....\$69,827

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to Kansas disabled veterans account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all moneys in the reimbursement for annual licenses issued to Kansas disabled veterans account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2020 to Kansas disabled veterans, which licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to Kansas disabled veterans account to pay the wildlife fee fund for such licenses: *Provided, however*, That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions, have a disability certified by the Kansas commission on veterans affairs as being service connected and such service-connected disability is equal to or greater than 30%: *And provided further*, That no other hunting or fishing licenses or permits shall be eligible to be paid from this account.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Wildlife fee fund (710-00-2300-2890).....\$33,706,257

Provided, That additional expenditures may be made from the wildlife fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the wildlife fee fund for fiscal year 2020: *And provided further*, That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*, That expenditures from the wildlife fee fund for official hospitality shall not exceed \$2,000.

Parks fee fund (710-00-2122-2053).....\$10,427,406

Provided, That additional expenditures may be made from the parks fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the parks fee fund for fiscal year 2020: *And provided further*, That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate.

Boating fee fund (710-00-2245-2813).....\$1,179,765

Provided, That additional expenditures may be made from the boating fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*; That all such expenditures shall be in addition to any expenditure limitation imposed upon the boating fee fund for fiscal year 2020: *And provided further*; That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*; That expenditures from this fund for official hospitality shall not exceed \$2,000.

Central aircraft fund (710-00-6145-6100).....No limit

Provided, That expenditures may be made by the above agency from the central aircraft fund for aircraft operating expenditures, for aircraft maintenance and repair, to provide aircraft services to other state agencies and for the purchase of state aircraft insurance: *Provided further*; That the secretary of wildlife, parks and tourism is hereby authorized to fix, charge and collect fees for the provision of aircraft services to other state agencies: *And provided further*; That such fees shall be fixed to recover all or part of the operating expenditures incurred in providing such services: *And provided further*; That all fees received for such services shall be credited to the central aircraft fund.

Department access
roads fund (710-00-2178-2761).....\$1,675,915

Wildlife, parks and tourism
nonrestricted fund (710-00-2065-2120).....No limit

Prairie spirit rails-to-trails
fee fund (710-00-2025-2030).....No limit

Plant and animal disease and pest
control fund (710-00-3360-3361).....No limit

Nongame wildlife
improvement fund (710-00-2593-3300).....No limit

Wildlife conservation
fund (710-00-2100-2020).....No limit

Federally licensed wildlife
areas fund (710-00-2670-3400).....No limit

State agricultural
production fund (710-00-2050-5100).....No limit

Land and water conservation
fund – state (710-00-3794-3920).....No limit

Land and water conservation
fund – local (710-00-3794-3795).....No limit

Development and
promotions fund (710-00-2097-2010).....No limit

Department of wildlife
and parks private gifts and
donations fund (710-00-7335-7000).....No limit

Fish and wildlife

restitution fund (710-00-2166-2750).....	No limit
Parks restitution fund (710-00-2156-2100).....	No limit
Nonfederal grants fund (710-00-2063-2090).....	No limit
Disaster grants – public	
assistance fund (710-00-3005-3005).....	No limit
Soil/water	
conservation fund (710-00-3083-3083).....	No limit
Navigation projects fund (710-00-3191-3191).....	No limit
Recreation resource	
management fund (710-00-3197-3197).....	No limit
Cooperative endangered species	
conservation fund (710-00-3198-3198).....	No limit
Landowner incentive	
program fund (710-00-3200-3210).....	No limit
Bulletproof vest	
partnership fund (710-00-3216-3216).....	No limit
Recreational trails	
program fund (710-00-3238-3238).....	No limit
Highway planning/	
construction fund (710-00-3333-3333).....	No limit
Americorps – ARRA fund (710-00-3404-3405).....	No limit
Cooperative forestry	
assistance fund (710-00-3426-3426).....	No limit
North America wetland	
conservation fund (710-00-3453-3453).....	No limit
Wildlife services fund (710-00-3485-3485).....	No limit
Fish/wildlife management	
assistance fund (710-00-3495-3495).....	No limit
Fish/wildlife core act fund (710-00-3513-3513).....	No limit
Great plains LCC.....	No limit
USDA Grant Manual Update.....	No limit
Watershed protection/flood	
prevention fund (710-00-3906-3906).....	No limit
Suspense fund (710-00-9159-9000).....	No limit
Employee maintenance deduction	
clearing fund (710-00-9120-9100).....	No limit
Cabin revenue fund (710-00-2668-2660).....	No limit
Feed the hungry fund (710-00-2642-2640).....	No limit
State wildlife grants fund (710-00-3204-3204).....	No limit
Boating safety financial	
assistance fund (710-00-3251-3250).....	No limit

Wildlife restoration fund (710-00-3418-3418).....	No limit
Sport fish restoration fund (710-00-3490-3490).....	No limit
Outdoor recreation acquisition, development and planning fund (710-00-3794-3794).....	No limit
Publication and other sales fund (710-00-2399-2399).....	No limit
<i>Provided</i> , That in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the publication and other sales fund for fiscal year 2020, expenditures may be made from such fund for the purpose of compensating federal aid program expenditures, if necessary, in order to comply with the requirements established by the United States fish and wildlife service for utilization of federal aid funds: <i>Provided further</i> , That all such expenditures shall be in addition to any expenditures made from the publication and other sales fund for fiscal year 2020: <i>And provided further</i> , That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and legislature as appropriate.	
Free licenses and permits fund (710-00-2493-2493).....	No limit
Enforce underage drinking law fund (710-00-3219-3219).....	No limit
Migratory bird monitoring (710-00-3504-3504).....	No limit
Voluntary public access (710-00-3557-3557).....	No limit
Energy efficiency/conservation block grant fund (710-00-3157-3157).....	No limit
Endangered species – recovery fund (710-00-3209-3209).....	No limit
Wetlands reserve program fund (710-00-3007-3060).....	No limit

(c) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2020, from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from such moneys appropriated from any special revenue fund or funds for fiscal year 2020, from which expenditures may be made for salaries and wages, for progression within the existing pay structure for natural resource officers of the Kansas department of wildlife, parks and tourism: *Provided, however*, That notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the secretary of wildlife, parks and tourism shall not require such officer to transfer into the unclassified service in order to progress within the existing pay structure pursuant to this subsection.

(d) Notwithstanding the provisions of K.S.A. 2018 Supp. 32-9,100, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the Kansas department of wildlife,

parcs and tourism from moneys appropriated from the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife, parks and tourism for the fiscal year ending June 30, 2020, by this or any other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from such moneys during fiscal year 2020 to issue senior lifetime hunting and fishing licenses to Kansas resident disabled veterans who are 65 years of age or older: *Provided*, That such licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism: *Provided further*, That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions and have a disability certified by the Kansas commission on veterans affairs office as being service-related and such service-connected disability is equal to or greater than 30%.

Sec. 129.

DEPARTMENT OF TRANSPORTATION

(a) For the fiscal year ending June 30, 2019, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of such fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, during such fiscal year, the director of accounts and reports shall transfer such certified excess amount, not to exceed \$50,000,000 in such fiscal year, from the state general fund to the state highway fund (276-00-4100-4100) of the department of transportation for payment, in full or in part, of transfers from the state highway fund to the state general fund in prior fiscal years: *Provided further*, That from such moneys transferred pursuant to this section, participating cities or counties shall provide local moneys to match the expenditures of state moneys on a \$1 of local moneys to \$3 of state moneys basis: *Provided, however*, That, if the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfer shall be made pursuant to this subsection.

Sec. 130.

DEPARTMENT OF TRANSPORTATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State highway fund (276-00-4100-4100)	No limit
<i>Provided</i> , That no expenditures may be made from the state highway fund other than for the purposes specifically authorized by this or other appropriation act.	
Special city and county highway fund (276-00-4220-4220)	No limit
County equalization and adjustment fund (276-00-4210-4210).....	\$2,500,000

Highway special permits fund (276-00-2576-2576).....	\$0
Highway bond debt service fund (276-00-4707-9000).....	No limit
Rail service improvement fund (276-00-2008-2100).....	No limit
Transportation revolving fund (276-00-7511-1000).....	No limit
Rail service assistance program loan guarantee fund (276-00-7502-7200).....	No limit
Railroad rehabilitation loan guarantee fund (276-00-7503-7500).....	No limit
<i>Provided, That expenditures from the railroad rehabilitation loan guarantee fund shall not exceed the amount that the secretary of transportation is obligated to pay during the fiscal year ending June 30, 2020, in satisfaction of liabilities arising from the unconditional guarantee of payment that was entered into by the secretary of transportation in connection with the mid-states port authority federally taxable revenue refunding bonds, series 1994, dated May 1, 1994, authorized by K.S.A. 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A. 75-5031, and amendments thereto.</i>	
Interagency motor vehicle fuel sales fund (276-00-2298-2400).....	No limit
<i>Provided, That expenditures may be made from the interagency motor vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas highway patrol: Provided further, That the secretary of transportation is hereby authorized to fix, charge and collect fees for motor vehicle fuel sold to the Kansas highway patrol: And provided further, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing motor vehicle fuel to the Kansas highway patrol: And provided further, That all fees received for such sales of motor vehicle fuel shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the interagency motor vehicle fuel sales fund.</i>	
Coordinated public transportation assistance fund (276-00-2572-0300).....	No limit
Public use general aviation airport development fund (276-00-4140-4140).....	No limit
Highway bond proceeds fund (276-00-4109-4110).....	No limit
Communication system revolving fund (276-00-7524-7700).....	No limit
Traffic records enhancement fund (276-00-2356-2000).....	No limit
Other federal grants fund (276-00-3122-3100).....	No limit
Kansas intermodal transportation	

revolving fund (276-00-7552-7551).....No limit

Conversion of materials and equipment fund (276-00-2256-2256).....No limit

Seat belt safety fund.....No limit

(b) Expenditures may be made by the above agency for the fiscal year ending June 30, 2020, from the state highway fund (276-00-4100-4100) for the following specified purposes: *Provided*, That expenditures from the state highway fund for fiscal year 2020, other than refunds authorized by law for the following specified purposes, shall not exceed the limitations prescribed therefor as follows:

Agency operations (276-00-4100-0403).....\$265,294,040

Provided, That expenditures from the agency operations account of the state highway fund for official hospitality by the secretary of transportation shall not exceed \$5,000: *Provided further*, That expenditures may be made from this account for engineering services furnished to counties for road and bridge projects under K.S.A. 68-402e, and amendments thereto.

Conference fees (276-00-4100-2200).....No limit

Provided, That the secretary of transportation is hereby authorized to fix, charge and collect conference, training and workshop attendance and registration fees for conferences, training seminars and workshops sponsored or cosponsored by the department: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the conference fees account of the state highway fund: *And provided further*, That expenditures may be made from this account to defray all or part of the costs of the conferences, training seminars and workshops.

Substantial maintenance (276-00-4100-0700).....No limit

Claims (276-00-4100-1150).....No limit

Payments for city connecting links (276-00-4100-6200).....\$5,360,000

Federal local aid programs (276-00-4100-3000).....No limit

Bond services fees (276-00-4100-0580).....No limit

Other capital improvements (276-00-4100-8075).....No limit

Provided, That the secretary of transportation is authorized to make expenditures from the other capital improvements account to undertake a program to assist cities and counties with railroad crossings of roads not on the state highway system.

(c) (1) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state highway fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Buildings – rehabilitation and repair (276-00-4100-8005).....\$3,800,000

Buildings – reroofing (276-00-4100-8010).....\$1,359,386

Buildings – other construction, renovation

and repair (276-00-4100-8070).....	\$5,553,812
Buildings – purchase land (276-00-4100-8065).....	\$45,000

(2) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2020, expenditures may be made by the above agency from the state highway fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2020 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2019, subject to the provisions of subsection (d): *Provided further*, That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2020.

(d) During the fiscal year ending June 30, 2020, the secretary of transportation, with the approval of the director of the budget, may transfer any part of any item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2020 from the state highway fund (276-00-4100-4100) for the department of transportation to another item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2020 from the state highway fund for the department of transportation: *Provided*, That the secretary of transportation shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On April 1, 2020, the director of accounts and reports shall transfer from the motor pool service fund (173-00-6109-4020) of the department of administration to the state highway fund (276-00-4100-4100) of the department of transportation an amount determined to be equal to the sum of the annual vehicle registration fees for each vehicle owned or leased by the state or any state agencies in accordance with K.S.A. 75-4611, and amendments thereto.

(f) During the fiscal year ending June 30, 2020, upon notification from the secretary of transportation that an amount is due and payable from the railroad rehabilitation loan guarantee fund (276-00-7503-7500), the director of accounts and reports shall transfer from the state highway fund (276-00-4100-4100) to the railroad rehabilitation loan guarantee fund the amount certified by the secretary as due and payable.

(g) Any payment for services during the fiscal year ending June 30, 2020, from the state highway fund (276-00-4100-4100) to other state agencies shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2020.

(h) For the fiscal year ending June 30, 2020, the department of transportation shall prepare and submit along with the documents required under K.S.A. 75-3717, and amendments thereto, additional documents that present the revenues, transfers and expenditures that are considered to be in support of the transportation works for Kansas program (T-WORKS) authorized by K.S.A. 68-2314b et seq., and amendments thereto: *Provided*, That documents shall include both reportable as well as nonreportable and off-budget items that reflect the revenues, transfers and expenditures associated with the comprehensive transportation program.

(i) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports

shall transfer \$57,943,936.00 from the state highway fund (276-00-4100-4100) of the department of transportation to the state general fund: *Provided*, That the transfer of each such amount shall be in addition to any other transfer from the state highway fund of the department of transportation to the state general fund as prescribed by law: *Provided further*, That, in addition to other purposes for which transfers and expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers may be made from the state highway fund to the state general fund under this subsection during fiscal year 2020.

(j) Notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the secretary of transportation shall apportion and distribute quarterly, on the first day of January, April, July and October, to cities on the state highway system from the state highway fund moneys at the rate of \$5,000 per year per lane per mile for the maintenance of streets and highways in cities designated by the secretary as city connecting links: *Provided*, That all moneys so distributed shall be used solely for the maintenance of city connecting links: *Provided further*, That such apportionment shall apply only to those city connecting link lanes maintained by the city, and shall not apply to city connecting link lanes maintained by the secretary pursuant to agreement with the city: *And provided further*, That, as used in this subsection, "lane" means the portion of the roadway for use of moving traffic of a standard width prescribed by the secretary.

Sec. 131. In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2020, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2020 for an additional amount of allowance equal to the amount required to provide, along with the amount of allowance otherwise payable from appropriations for the legislature to each member of the legislature at the rate prescribed by K.S.A. 46-137a(c), and amendments thereto, an aggregate amount of allowance: (a) Equal to \$354.15 for the two-week period that coincides with the first biweekly payroll period, which is chargeable to fiscal year 2020 and for each of the 14 ensuing two-week periods thereafter; and (b) equal to \$354.15 for the two-week period that coincides with the biweekly payroll period, which includes March 22, 2020, which is chargeable to fiscal year 2020 and for each of the four ensuing two-week periods thereafter, for each member of the legislature to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses, which are chargeable to fiscal year 2020, notwithstanding the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*, That all expenditures under this section for such purposes shall be made otherwise in the same manner that such allowance is payable to such members of the legislature for such two-week periods, for which such allowance is payable in accordance with this section and which are chargeable to fiscal year 2020.

Sec. 132.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$21,960,192

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state general fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$206,866

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state economic development initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$37,935

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state water plan fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(d) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$1,934

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the children's initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(e) Upon recommendation of the director of the budget, the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts and increase the transfers between special revenue funds as necessary to pay the salary increases under this section for the fiscal year ending June 30, 2020. The director of accounts and reports is hereby authorized and directed to increase expenditure limitations on such special revenue funds and accounts and increase the transfers between special revenue funds in accordance with such approval for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases and other amounts specified for the fiscal year ending June 30, 2020.

(f) (1) A benefits-eligible state employee shall be eligible for a salary increase of a single step for employees in the classified service, including associated employer contributions.

(2) Any state agency named in this act that has employees in the unclassified service shall receive an amount of moneys equivalent to the amount of a salary increase of a single step for employees in the classified service, including associated employer contributions, for employees in the unclassified service, to be used for the purpose of a salary increase for unclassified employees based on merit.

(3) During the fiscal year ending June 30, 2020, the justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges shall receive a 2.5% salary increase, including associated employer contributions.

(g) The provisions of subsection (f) shall not apply to:

(1) The compensation or bi-weekly allowance paid to each member of the legislature, notwithstanding the provisions of K.S.A. 46-137a and 46-137b, and amendments thereto;

(2) state officers elected on a statewide basis, notwithstanding the provisions of K.S.A. 75-3111a, and amendments thereto, or any other statute;

(3) teachers and licensed personnel and employees at the Kansas state school for the deaf or the Kansas state school for the blind; or

(4) employees authorized to receive a salary increase for fiscal year 2020 in another section of this act.

Sec. 133. (a) On June 30, 2020, notwithstanding the provisions of K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer the amount of any unencumbered balance in the expanded lottery act revenues fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the expanded lottery act revenues fund to the state general fund as prescribed by law.

(b) On June 30, 2020, the director of accounts and reports shall determine and notify the director of the budget if the amount of revenue collected in the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, is insufficient to fund the appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, in accordance with the provisions of appropriation acts. The director of the budget shall certify to the director of accounts and reports the amount necessary to be transferred from the state general fund to the expanded lottery act revenues fund in order to fund all such appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020. Upon receipt of such certification, the director of accounts and reports shall transfer the amount of moneys from the state general fund to the expanded lottery act revenues fund that is required in accordance with the certification by the director of the budget under this section. At the same time as the director of the budget transmits this certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 134. On July 1, 2019, notwithstanding the provisions of any statute, no state agency shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature to demolish the Docking state office building or to reconstruct, relocate, or renovate the power plant or energy center without prior specific authorization by an act of the legislature or an appropriation act of the legislature: *Provided*, That no expenditures may be made from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature by any state agency to sell, lease, transfer or otherwise convey the land on which building no. 3 (Docking state office building) is situated without prior specific authorization in an act of the legislature or an appropriation act of

the legislature.

Sec. 135.

STATE FINANCE COUNCIL

(a) On the effective date of this act, of the \$14,900,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 114(b) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the state employee pay increase account, the sum of \$1,143,246 is hereby lapsed.

Sec. 136. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university, to sell and convey all of the rights, title and interest subject to all easements and appurtenances the following described real estate:

(1) Located in Cherokee county, Kansas: The South Half (N/2) of the Northeast Quarter (NE/4) of the Southwest Quarter (SW/4) of Section Six (6), Township Thirty-five (35) South, Range Twenty-two (22) East, Cherokee County, Kansas; and That part of the Northwest Quarter (NW/4) of the Southwest Quarter (SW/4) of said Section Six (6), Township Thirty-five (35) South, Range Twenty-two (22) East, Cherokee County, Kansas, described as follows, to wit: Beginning at the Northwest corner of said Northwest Quarter (NW/4) of the Southwest Quarter (SW/4), thence running East along the North line of said Quarter to a point 945 feet East, of said Northwest corner, thence proceeding Southwesterly in a circular arc with said 945 foot line forming a radius, to a point on the West line of said Quarter located 945 feet South of the Northwest corner of said Northwest Quarter (NW/4) of the Southwest Quarter (SW/4), then North 945 feet to point of beginning.

(2) Located in Riley county, Kansas: A Tract of land being part of the Southeast Quarter of Section 1, Township 10 South, Range 7 East, and part of Government Lot 19 in Section 6, Township 10 South, Range 8 East of the Sixth Principle Meridian, in the City of Manhattan, Riley County, Kansas. BEGINNING at the Southwest corner of Lot 2, KSU FOUNDATION ADDITION, UNIT 2, monumented by a found ½-inch reinforcing rod; Thence South 89°12'16" West, 250.00 feet, on the North Right-of-Way line of Kimball Avenue, as established in Book 277, Page 365; Thence departing said Right-of-Way line, North 02°20'41" West, 108.03 feet, parallel with and 250.00 feet West of the West line of said Lot 2; Thence North 47°31'54" West, 260.47 feet, on a line parallel with and 20.00 feet Northeast of an existing building located at 1980 Kimball Avenue and designated as IGP Institute; Thence North 02°20'41" West, 28.75 feet, parallel with and 434.69 feet West of the West line of said Lot 2; Thence North 42°24'43" East, 497.38 feet, on a line parallel with and 30.00 feet Southeast of an existing building located at 1980 Kimball Avenue, designated as Grain Science Center; Thence North 89°12'16" East, 84.52 feet, to a point on the West line of said KSU FOUNDATION ADDITION, UNIT 2, said point lying South 02°20'41" East, 125.00 feet Northwest Corner of Lot 3, said KSU FOUNDATION ADDITION, UNIT 2; Thence South 02°20'41" East, 678.03 feet, on said West line, to POINT OF BEGINNING, said Tract containing 194,769 square feet or 4.4713 acres.

(b) Conveyance of the rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. Such conveyances may be made by warranty deed or by quitclaim deed. All proceeds from the sale and conveyance thereof shall be deposited in the restricted use account of Kansas state university.

(c) No conveyance of real estate authorized by this section shall be made or

accepted by the state board of regents until the deed, title and conveyance has been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general. The conveyances authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 137. (a) The state board of regents is hereby authorized and empowered, for and on behalf of the university of Kansas, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Douglas county, Kansas: Hillcrest Third Addition Lot 23 also 36-12-19 beginning at point on C1 Warren St (now 9th St) produced from city of Lawrence 15 chs 84 lks W of E bndry of NW $\frac{1}{4}$ 36-12-19th S08.5degW 5 chs 5 lks th E 2 chs 38 lks th N 5 chs th W 1 ch 62 lks to point beginning 1a (u09706 & u10483 combined 1992).

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of the university of Kansas.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 138. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Saline county, Kansas: A tract of land lying in the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West of the Sixth (6th) Principal Meridian in the Schilling Subdivision of Saline County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West; thence South 00°06'18"E, along the East line of said Northwest Quarter (NW/4) a distance of 598.41 feet to the centerline of existing Taxiway No. 11; thence South 89°53'26"W along the centerline of said Taxiway No. 11, a distance of 562.05 feet, thence South 00°06'34"E, a distance of 50.00 feet to the true point of beginning, said point being on the south edge of Taxiway No. 11; thence South 89°53'26"W, along the south edge of Taxiway No. 11, a distance of 600.00 feet; thence South 00°06'34"E, a distance of 600.00 feet; thence North 89°53'26"E, a distance of 600.00 feet; thence North 00°06'34"W, a distance of 500.00 feet to the true point of beginning and containing 6.89 acres more or less.

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of Kansas state university.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 139. (a) The k-state Olathe innovation campus, inc. (KOIC), an instrumentality of Kansas state university, is hereby authorized and empowered, for and on behalf of itself, the state of Kansas and Kansas state university, to convey by quitclaim deed to the city of Olathe all of the rights, title and interest of the state of Kansas, Kansas state university, and the KOIC in the following real estate located in Johnson county, Kansas: A tract of land located in Lot 1; in the Kansas Bioscience Park Addition, 1st Plat, an addition to the City of Olathe, Johnson County, Kansas, located in the East One-Half of Section 10, Township 13 South, Range 23 East of the Sixth Principal Meridian, more particularly described as follows: Beginning at the Northwest Corner of said Lot 1; Thence North 88°09'38" East. 380.24 feet measured and plat along the North line of said Lot 1 to the Northeast corner of said Lot 1; Thence South 1°49'04" East, 309.25 feet measured vs. 309.29 feet plat along the Easterly line of said Lot 1; said Easterly line also being the Westerly Right-of-Way Line of Roundtree Street: Thence on a curve to the left, having a radius of 380.00 feet, an arc length of 130.65 feet measured vs. 130.70 feet plat, a chord bearing of South 11°40'53" East, and a chord length of 130.00 feet, along said Easterly line of said Lot 1; Thence South 21°27'21" East, 42.71 feet measured vs. 42.65 feet plat, along said Easterly line of said Lot 1; Thence on a curve to the right, having a radius of 470.00 feet, an arc length of 199.46 feet measured vs. 199.52 feet plat, a chord bearing of South 9°22'32" East, and a chord length 197.96 feet, along said Easterly line of said Lot 1; Thence South 2°47'27" West, 253.70 feet measured and plat, along said Easterly line of said Lot 1; Thence on a curve to the left, having a radius of 380.00 feet, an arc length of 266.41 feet, a chord bearing of South 17°18'39" East, and a chord length 260.99 feet, along said easterly line of said Lot 1; Thence South 45°11'07" West, 45.77 feet along a line parallel to the Northwesterly line of Lot 2 of the Kansas Bioscience Park Addition, 3rd plat, an addition to the city of Olathe, Johnson County, Kansas; Thence South 88°08'39" West, 457.97 feet along a line perpendicular to the West line of said Lot 1 to a point on the West line of said Lot 1: Thence North 1°51'21" West, 1129.55 feet along the West line of said Lot 1 to a 5/8" iron rebar at the Center Corner of said Section 10: Thence North 1°50'38" West, 79.90 feet measured vs. 80.03 feet plat along the West line of said Lot 1 to the POINT AND PLACE OF BEGINNING; Said tract contains 11.58 acres, more or less. Subject to public roads, easements, reservations, restrictions, covenants and conditions, if any, now of record.

(b) The quitclaim deed shall be executed by the chairperson of the KOIC and attested by the secretary of the KOIC for and on behalf of the state of Kansas, Kansas state university and the KOIC in a form approved by the attorney general.

(c) In the event that the chairperson of the KOIC determines that the legal description of any parcel of real estate described by this section is incorrect, the chairperson of the KOIC may convey the property utilizing the correct legal description,

but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 140.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair for state facilities (173-00-1000-8500).....\$2,197,202

Provided, That any unencumbered balance in the rehabilitation and repair for state facilities account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

National bio and agro-defense facility – debt service (173-00-1000-0460).....\$23,437,316

Restructuring debt service (173-00-1000-0450).....\$3,424,074

John Redmond reservoir debt service (173-00-1000-0461).....\$1,675,000

University of Kansas medical education building debt service (173-00-1000-0462).....\$1,865,250

Debt service refunding – 2015A (173-00-1000-0463).....\$24,834,050

Debt service refunding – 2016H (173-00-1000-0464).....\$5,749,625

Statehouse snack bar.....\$140,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Veterans memorial fund (173-00-7253-7250).....No limit

State facilities gift fund (173-00-7263-7290).....No limit

Master lease program fund (173-00-8732).....No limit

State buildings depreciation fund (173-00-6149-4500).....No limit

Executive mansion gifts fund (173-00-7257-7270).....No limit

Topeka state hospital cemetery memorial gift fund (173-00-7337-7240).....No limit

Capitol area plaza authority planning fund (173-00-7121-7035).....No limit

Provided, That the secretary of administration may accept gifts, donations and grants of money, including payments from local units of city and county government, for the development of a new master plan for the capitol plaza and the state zoning area described in K.S.A. 75-3619, and amendments thereto: *Provided further*; That all such gifts, donations and grants shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the capitol area

plaza authority planning fund.

Statehouse debt service – state highway fund (173-00-2861-2861).....No limit

Provided, That on September 1, 2019, and February 1, 2020, or as soon thereafter each such date as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$8,187,969 from the state highway fund of the department of transportation to the statehouse debt service – state highway fund of the department of administration.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the building and ground fund (173-00-2028) for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parking improvements and repair (173-00-2028-2085).....No limit

(d) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings depreciation fund (173-00-6149) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings depreciation fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

State of Kansas facilities projects – debt service (173-00-6149-4520).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state buildings depreciation fund for fiscal year 2020.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings operating fund (173-00-6148) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings operating fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Memorial hall – debt service (173-00-6148-4130).....No limit

Eisenhower building purchase and renovation – debt service (173-00-6148-4610).....No limit

(f) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund (173-00-2028), the state buildings depreciation fund (173-00-6149), and the state buildings operating fund (173-00-6148) for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance

in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

(g) On July 1, 2019, the director of accounts and reports shall transfer all moneys from the judicial center rehabilitation and repair account (173-00-1000-8540) of the state general fund to the rehabilitation and repair for state facilities account (173-00-1000-8500) of the state general fund. On July 1, 2019, all liabilities of the judicial center rehabilitation and repair account of the state general fund are hereby transferred to and imposed on the rehabilitation and repair for state facilities account of the state general fund, and the judicial center rehabilitation and repair account of the state general fund is hereby abolished.

(h) On July 1, 2019, the director of accounts and reports shall transfer all moneys from the capital complex repair and rehabilitation account (173-00-1000-8170) of the state general fund to the rehabilitation and repair for state facilities account (173-00-1000-8500) of the state general fund. On July 1, 2019, all liabilities of the capital complex repair and rehabilitation account of the state general fund are hereby transferred to and imposed on the rehabilitation and repair for state facilities account of the state general fund, and the capital complex repair and rehabilitation account of the state general fund is hereby abolished.

(i) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 to develop the following plans, options, information and cost estimates, as applicable, concerning the Docking state office building: (1) Preserve and upgrade, as needed, the existing energy center of the Docking state office building; (2) selective deconstruction of the existing building above grade; (3) selective deconstruction of the existing building to four stories and retain and develop uses for four stories; (4) redevelopment of a renovated Docking state office building, including adding additional stories; (5) demolish the Docking state office building and build a new facility including, but not limited to, the following: Multi-story options that meet the needs of the Kansas highway patrol and the capitol police at the end of their existing office leases, or other agencies; reserved off-street parking; first floor classrooms and meeting rooms; and retain on-site art elements of the building; (6) retain on-site recognition of former Governor Robert Docking; (7) explore the possibility of public/private partnerships to use space for residential units and related retail; and (8) explore the possibility of office space for the city of Topeka or Shawnee county agencies: *Provided*, That all plans, options and cost estimates shall review energy efficiency and parking needs as a part of such information: *Provided further*, That the above agency shall consult with the Kansas preservation alliance and any Topeka or Shawnee county economic development agencies on uses for the building: *And provided further*, That when reviewing deconstruction, explore possibilities to recycle or salvage materials: *And provided further*, That the above agency shall prepare and submit a report detailing the various plans and options for

such building and the updated plans to the joint committee on state building construction, the senate ways and means committee and the house of representatives appropriations committee on or before January 13, 2020.

Sec. 141.

DEPARTMENT OF COMMERCE

(a) In addition to the other purposes for which expenditures may be made by the above agency from the reimbursement and recovery fund (300-00-2275) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the reimbursement and recovery fund during the fiscal year 2020, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Debt service – 1430	
Topeka facilities (300-00-2275-2297).....	\$135,650
Rehabilitation and repair (300-00-2275-2410).....	No limit

(b) In addition to the other purposes for which expenditures may be made by the above agency from the Wagner Peyser employment services – federal fund (300-00-3275) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the Wagner Peyser employment services – federal fund during the fiscal year 2020, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (300-00-3275-3272).....	No limit
---	----------

Sec. 142.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Insurance department rehabilitation and repair fund (331-00-2887-2800).....	No limit
---	----------

Sec. 143.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (039-00-8100-8240).....	\$3,201,141
--	-------------

Provided, That the secretary for aging and disability services is hereby authorized to transfer moneys during fiscal year 2020 from the rehabilitation and repair projects account to a rehabilitation and repair account for any institution, as defined by K.S.A. 76-12a01, and amendments thereto, for projects approved by the secretary for aging and disability services: *Provided further*; That expenditures also may be made from this account during fiscal year 2020 for the purposes of rehabilitation and repair for facilities of the Kansas department for aging and disability services other than any institution, as

defined by K.S.A. 76-12a01, and amendments thereto.

Debt service – new state security hospital (039-00-8100-8320).....	\$3,846,300
Debt service – state hospitals rehabilitation and repair (039-00-8100-8325).....	\$2,585,450
SIBF remodeling.....	\$1,285,000
Larned state hospital – city of Larned wastewater treatment (410-00-8100-8300).....	\$129,620
<i>Provided</i> , That notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the Larned state hospital – city of Larned wastewater treatment account of the state institutions building fund for payment of Larned state hospital's portion of the city of Larned's wastewater treatment system.	
Parsons state hospital and training center – energy conservation improvement debt service (507-00-8100-8330).....	\$93,895

Sec. 144.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Employment security administration property sale fund (296-00-3336-3110).....	No limit
---	----------

Provided, That the secretary of labor is hereby authorized to make expenditures from the employment security administration property sale fund during fiscal year 2020 for the unemployment insurance program: *Provided, however*; That no expenditures shall be made from this fund for the proposed purchase or other acquisition of additional real estate to provide space for the unemployment insurance program of the department of labor until such proposed purchase or other acquisition, including the preliminary plans and program statement for any capital improvement project that is proposed to be initiated and completed by or for the department of labor have been reviewed by the joint committee on state building construction.

(b) In addition to the other purposes for which expenditures may be made by the department of labor from moneys appropriated from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the department of labor for fiscal year 2020 from the moneys appropriated from any special revenue fund for the expenses of the sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor: *Provided*, That such expenditures may be made and such sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor may be executed or otherwise effectuated only upon specific authorization by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, and acting after

receiving the recommendations of the joint committee on state building construction: *Provided, however,* That no such sale, exchange or other disposition conveying title for any portion of the real estate of the department of labor shall be executed until the proposed sale, exchange or other disposition conveying title for such real estate has been reviewed by the joint committee on state building construction: *Provided further,* That the net proceeds from the sale of any of the real estate of the department of labor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the employment security administration property sale fund of the department of labor: *And provided further,* That expenditures from the employment security administration property sale fund shall not exceed the limitation established for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature except upon approval of the state finance council.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the special employment security fund (296-00-2120) for fiscal year 2020, expenditures may be made by the above agency from the special employment security fund for fiscal year 2020 for the following capital improvement projects: Payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building: *Provided,* That expenditures from the special employment security fund (296-00-2120-2020) for fiscal year 2020 for such capital improvement purposes shall not exceed \$178,744: *Provided further,* That all expenditures from this fund for any such capital improvement purpose shall be in addition to any expenditure limitations imposed on the special employment security fund for fiscal year 2020.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the workmen's compensation fee fund (296-00-2124) for fiscal year 2020, expenditures may be made by the above agency from the workmen's compensation fee fund for fiscal year 2020 for the following capital improvement projects: (1) Payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building: *Provided,* That expenditures from the workmen's compensation fee fund (296-00-2124-2227) for fiscal year 2020 for such capital improvement purposes shall not exceed \$96,246; and (2) payment of rehabilitation and repair projects: *Provided,* That expenditures from the workmen's compensation fee fund (296-00-2124-2228) for fiscal year 2020 for such capital improvement purposes shall not exceed \$680,000.

Sec. 145.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Veterans cemetery program rehabilitation and
repair projects (694-00-1000-0904).....\$49,965

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Soldiers' home rehabilitation and
repair projects (694-00-8100-7100).....\$641,680

Veterans' home rehabilitation and repair projects (694-00-8100-8250).....\$502,061
 KVH construct new maintenance building.....\$418,800
 Sec. 146.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (604-00-8100-8108).....\$415,000
 Security system upgrade project (604-00-8100-8130).....\$304,000
 Campus boilers and HVAC upgrades (604-00-8100-8145).....\$409,000
 Sec. 147.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (610-00-8100-8108).....\$513,000
 Facilities conservation improvement debt service (610-00-8100-8120).....\$45,690
 Roth building repairs.....\$903,000
 Campus boilers and HVAC upgrades (610-00-8100-8145).....\$435,000
 Campus life safety and security (610-00-8100-8130).....\$202,300
 Sec. 148.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Rehabilitation and repair projects (288-00-1000-8088).....\$290,800

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund (288-00-7302-7000) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the private gifts, grants and bequests fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projects.....No limit

Provided, That all expenditures from each such capital improvement account shall be

in addition to any expenditure limitations imposed on the private gifts, grants and bequests fund for fiscal year 2020.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the historical preservation grant in aid fund (288-00-3089) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the historical preservation grant in aid fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projects.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the historical preservation grant in aid fund for fiscal year 2020.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the law enforcement memorial fund (288-00-7344-7300) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the law enforcement memorial fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Law enforcement memorial addition project.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the law enforcement memorial fund for fiscal year 2020.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund, historic properties fee fund, state historical facilities fund, save America's treasures fund, historical society capital improvement fund, law enforcement memorial fund and historical preservation grant in aid fund for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

Sec. 149.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Memorial union project – debt service (379-00-5161-5040).....No limit

Student recreation center project – debt service

refunding 2017D (379-00-2526-2040).....	No limit
Student housing projects – debt service	
refunding 2017D (379-00-5169-5050).....	No limit
Twin towers housing project – debt service	
refunding 2017D (379-00-5120-5030).....	No limit
Parking maintenance projects (379-00-5186-5060).....	No limit
Rehabilitation and	
repairs projects (379-00-2526-2040).....	No limit
Deferred maintenance projects (379-00-2485-2485).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the housing system repairs, equipment and improvement fund (379-00-5650-5120) during the fiscal year ending June 30, 2020, expenditures may be made by the above agency from the appropriate account or accounts of the housing system repairs, equipment and improvement fund during fiscal year 2020 for a capital improvement project to plan, construct and remodel Abigail Morse residence hall and the residential life resident project.

Sec. 150.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Lewis field renovation –	
debt service (246-00-5150-5180).....	No limit
Memorial union renovation –	
debt service (246-00-5102-5010).....	No limit
Deferred maintenance projects (246-00-2483-2483).....	No limit
Energy conservation –	
debt service (246-00-2035-2000).....	No limit
Wiest hall replacement –	
debt service (246-00-5103-5020).....	No limit
Forsyth library renovation (246-00-2035-2000).....	No limit
South campus drive project (246-00-2035-2000).....	No limit
Rarick hall renovation (246-00-2035-2000).....	No limit

Rehabilitation and
 repair projects (246-00-5102-5010).....No limit
 Parking maintenance projects (246-00-5185-5050).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by Fort Hays state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by Fort Hays state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to construct and equip an addition to the memorial union on the campus of Fort Hays state university: *Provided*, That such capital improvement project is hereby approved for Fort Hays state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Fort Hays state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,250,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Fort Hays state university shall make provisions for the maintenance of the memorial union addition.

(d) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above

agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project to construct an addition to the memorial union.

Sec. 151.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Deferred maintenance support fund (367-00-2484-2484).....	No limit
Parking maintenance projects (367-00-5181-4638).....	No limit
Capital leases – debt service (367-00-2062-2000).....	No limit
Capital leases – debt service (367-00-2520-2080).....	No limit
Energy conservation projects – debt service (367-00-2062-2000).....	No limit
Chiller plant project – debt service (367-00-2062-2000).....	No limit
Engineering complex project – debt service (367-00-2154-2154).....	No limit
Recreation complex project – debt service (367-00-2520-2080).....	No limit
Student union renovation project – debt service (367-00-2520-2080).....	No limit
Electrical upgrade project – debt service (367-00-2520-2080).....	No limit
Salina student life center project – debt service (367-00-5111-5101).....	No limit
Childcare development center project – debt service (367-00-5125-5101).....	No limit
Jardine housing project – debt service (367-00-5163-4500).....	No limit
Wefald dining and residence hall project – debt service (367-00-5163-4500).....	No limit
Student union parking – debt service (367-00-5181-4630).....	No limit
Seaton hall project – debt service (367-00-2520-2080).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019

regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by Kansas state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by Kansas state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the Derby dining center on the campus of Kansas state university: *Provided*, That such capital improvement project is hereby approved for Kansas state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*; That Kansas state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*; That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*; That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*; That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*; That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*; That Kansas state university shall make provisions for the maintenance of the Derby dining center.

(d) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project for the Derby dining center.

Sec. 152.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Capital leases – debt service (369-00-2697-1100).....No limit
Sec. 153.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Overman student center –
debt service (385-00-2820-2820).....No limit
- Deferred maintenance projects (385-00-2486-2486).....No limit
- Student health center –
debt service (385-00-2828-2851).....No limit
- Overman student center project (385-00-2820-2820).....No limit
- Rehabilitation and
repair projects (385-00-2833-2831).....No limit
- Housing maintenance projects (385-00-5645-5160).....No limit
- Parking maintenance projects (385-00-5187-5060).....No limit
- Energy conservation project – debt service.....No limit
- Overman student center –
debt service (385-00-2820-2820).....No limit
- Horace Mann project – debt service (385-00-2833).....No limit
- Housing projects – debt service (385-00-5165-5050).....No limit
- Housing projects – debt service (385-00-5646-5160).....No limit
- Parking facility – debt service (385-00-5187-5060).....No limit
- Tyler scientific research center –
debt service (385-00-2903-2903).....No limit
- 2014A1 projects – debt service (385-00-5106-5105).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 154.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified as follows:

- School of pharmacy

debt service 2009 (682-00-1000-0400).....\$2,494,307

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Student health facility maintenance, repair, and equipment fee fund (682-00-5640-5120).....No limit

Parking facilities surplus fund – KDFG G bonds, 1993 (682-00-5802-5170).....No limit

Provided, That the university of Kansas may transfer moneys during fiscal year 2020 from the parking facilities surplus fund – KDFG G bonds, 1993 to the restricted fees fund.

Deferred maintenance projects (682-00-2487-2487).....No limit

Student recreation & fitness center revenue fund (682-00-2864-2860).....No limit

Engineering facility – debt service (682-00-2153-2153).....No limit

Student recreation center – debt service 2017A refunding (682-00-2864-2860).....No limit

Parking facility – debt service 2017A refunding (682-00-5175-5070).....No limit

McCullum hall parking – debt service (682-00-5175-5070).....No limit

Energy conservation projects – debt service (682-00-2107-2000).....No limit

Energy conservation projects – debt service (682-00-2545-2080).....No limit

Earth, energy and environment center – debt service (682-00-2545-2080).....No limit

Parking maintenance projects (682-00-5175-5070).....No limit

Student housing maintenance projects (682-00-5621-5110).....No limit

Rehabilitation and repair projects (682-00-2107-2000).....No limit

Kansas law enforcement training center projects (682-00-2133-2020).....No limit

(c) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the

unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(d) In addition to the other purposes for which expenditures may be made by the university of Kansas from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the university of Kansas from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to renovate Oliver hall on the campus of the university of Kansas: *Provided*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That the university of Kansas may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$28,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That the university of Kansas shall make provisions for the maintenance of the renovation of Oliver hall project.

(e) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project to renovate Oliver hall.

Sec. 155.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Deferred maintenance support fund (683-00-2488-2488).....No limit

- Health education building –
- debt service (683-00-2108-2500).....No limit
- Parking maintenance projects (683-00-5176-5550).....No limit
- Rehabilitation and repair projects (683-00-2551).....No limit
- Energy conservation –
- debt service (683-00-2108-2500).....No limit
- Hemenway project –
- debt service (683-00-2907-2800).....No limit
- Parking garage projects –
- debt service (683-00-5176-5550).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 156.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Deferred maintenance projects (715-00-2489-2489).....No limit
- Energy conservation –
- debt service (715-00-2112-2000).....No limit
- Rhatigan student center –
- debt service (715-00-2558-2030).....No limit
- Science engineering research lab –
- debt service (715-00-2558-2030).....No limit
- Shocker residence hall –
- debt service (715-00-5100-5250).....No limit
- Parking garage – debt service (715-00-5148-5000).....No limit
- Fairmont towers – debt service (715-00-5620-5670).....No limit
- Innovation campus – school
- of business (715-00-2558-2030).....No limit
- Raze Fairmont towers project (715-00-2558-2030).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas

educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 157.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas educational building fund.....No limit

Provided, That the state board of regents is hereby authorized to transfer moneys from the Kansas educational building fund to an account or accounts of the Kansas educational building fund of any institution under the control and supervision of the state board of regents to be expended by the institution for projects, including planning and new construction, approved by the state board of regents: *Provided, however*, That no expenditures shall be made from any such account until the proposed projects have been reviewed by the joint committee on state building construction: *Provided further*, That the state board of regents shall certify to the director of accounts and reports each such transfer of moneys from the Kansas educational building fund: *And provided further*, That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research: *And provided, however*, That the state board of regents shall allocate the amount of money of each such transfer to be expended by the institution using the adjusted gross square footage calculation of mission critical buildings for fiscal year 2020.

Sec. 158.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service payment for the infrastructure projects bond issue (521-00-1000-0310).....\$517,388

(b) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service payment for the infrastructure projects bond issues (521-00-8600-8170).....\$500,000

Capital improvements – rehabilitation and repair of correctional institutions (521-00-8600-8240).....\$4,000,000

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2020 from the capital improvements – rehabilitation and repair of correctional institutions account of the correctional institutions building fund to an account or accounts of the correctional institutions building fund of any institution or

facility under the jurisdiction of the secretary of corrections to be expended during fiscal year 2020 by the institution or facility for capital improvement projects and for security improvement projects including acquisition of security equipment.

(c) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Capital improvements – rehabilitation and repair of juvenile correctional facilities (521-00-8100-8000).....\$500,000

Provided, That the secretary of the department of corrections is hereby authorized to transfer moneys during fiscal year 2020 from the capital improvements – rehabilitation and repair of juvenile correctional facilities account of the state institutions building fund to any account or accounts of the state institutions building fund of any juvenile correctional facility or institution under the general supervision and management of the secretary of the department of corrections to be expended during fiscal year 2020 for capital improvement projects approved by the secretary: *Provided further*; That the secretary of the department of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Debt service – Topeka complex and Larned juvenile correctional facility (521-00-8100-8119).....\$3,948,000

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Correctional facility infrastructure project (521-00-2834).....No limit

Sec. 159.

ATTORNEY GENERAL –
KANSAS BUREAU OF INVESTIGATION

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (083-00-1000-0100).....\$100,000

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

KBI lab – debt service (083-00-1000-0820).....\$4,320,800

Sec. 160.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2020, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2020 for

the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair – training center – Salina (280-00-2306-2004).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the highway patrol training center fund for fiscal year 2020.

(b) In addition to the other purposes for which expenditures may be made from the vehicle identification number fee fund for fiscal year 2020, expenditures may be made by the above agency from the vehicle identification number fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Training academy rehabilitation and repair (280-00-2213-2401)..... No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the vehicle identification number fee fund for fiscal year 2020.

(c) In addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2020, expenditures may be made by the above agency from the Kansas highway patrol operations fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Scale replacement and rehabilitation and repair of buildings (280-00-2034-1115).....\$455,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the Kansas highway patrol operations fund for fiscal year 2020.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$455,000 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1115). In addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2020 for support and maintenance of the Kansas highway patrol.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund for fiscal year 2020, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Training academy rehabilitation and repair (280-00-3545-3548).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture –

federal fund for fiscal year 2020.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund for fiscal year 2020, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Troop F storage building (280-00-3545-3545).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture – federal fund for fiscal year 2020.

Sec. 161.

ADJUTANT GENERAL

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service –
training center (034-00-1000-8020).....\$475,463

Debt service – rehabilitation and repair of the
statewide armories (034-00-1000-8010).....\$438,165

Rehabilitation and
repair projects (034-00-1000-8000).....\$163,927

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Sec. 162.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State fair capital
improvements fund (373-00-2533-2500).....No limit

State fair fee fund (373-00-5182-5100).....No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$15,782.

(b) On or before the 10th of each month during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund interest earnings based on: (1) The average daily balance of moneys in the state fair capital improvements fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects

specified, the following:

State fair debt service (373-00-1000-0700).....\$848,750

Sec. 163.

KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Debt service – Kansas City district office (710-00-1900-1960).....\$10,603

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Department access road fund (710-00-2178-2760).....No limit

Provided, That, in addition to the other purposes for which expenditures may be made by the above agency from the department access road fund, expenditures may be made from this fund for road improvement projects administered by the department of transportation in state parks and on public lands.

Bridge maintenance fund (710-00-2045-2070).....No limit

Office of the secretary building fund.....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$3,354,683 from the state highway fund of the department of transportation to the department access road fund of the Kansas department of wildlife, parks and tourism.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the state highway fund of the department of transportation to the bridge maintenance fund of the Kansas department of wildlife, parks and tourism.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state agricultural production fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state agricultural production fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Agricultural land capital improvement.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state agricultural production fund for fiscal year 2020.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and repair projects (710-00-2122-2066).....\$1,247,840

Debt service – Kansas City district office (710-00-2122-2058).....\$49,694

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the parks fee fund for fiscal year 2020.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Debt service – Kansas City district office (710-00-2245-2805).....\$12,690
 Coast guard boating projects (710-00-2245-2840).....\$66,255

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating fee fund for fiscal year 2020.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund during fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Shooting range development (710-00-2300-2301).....\$300,000
 Land acquisition (710-00-2300-3040).....\$300,000
 Federally mandated boating access (710-00-2300-4360).....\$408,750
 Debt service – Kansas City office (710-00-2300-2885).....\$77,607
 Rehabilitation and repair (710-00-2300-3262).....\$2,728,295
 State fishing lake projects (710-00-2300-4320).....\$62,525

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife fee fund for fiscal year 2020.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the cabin revenue fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the cabin revenue fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Cabin site preparation (710-00-2668-2670).....\$500,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the cabin revenue fund for fiscal year 2020.

(j) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife restoration fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or

accounts of the wildlife restoration fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition and development (710-00-3418-3420).....	\$225,000
Rehabilitation and repair (710-00-3418-3422).....	\$4,504,250

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife restoration fund for fiscal year 2020.

(k) In addition to the other purposes for which expenditures may be made by the above agency from the sport fish restoration program fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the sport fish restoration program fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-3490-3491).....	\$2,100,245
---	-------------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the sport fish restoration program fund for fiscal year 2020.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the migratory waterfowl propagation and protection fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition (710-00-2600-3330).....	\$287,500
--	-----------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the migratory waterfowl propagation and protection fund for fiscal year 2020.

(m) In addition to the other purposes for which expenditures may be made by the above agency from the outdoor recreation acquisition, development and planning fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the outdoor recreation acquisition, development and planning fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Land and water conservation development (710-00-3794-3795).....	\$1,510,000
---	-------------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the outdoor recreation acquisition, development and planning fund for fiscal year 2020.

(n) In addition to the other purposes for which expenditures may be made by the above agency from the recreational trails program fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the recreational trails program fund for fiscal year

2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Recreational trails program (710-00-3238-3238).....\$700,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the recreational trails program fund for fiscal year 2020.

(o) In addition to the other purposes for which expenditures may be made by the above agency from the federally licensed wildlife areas fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the federally licensed wildlife areas fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Agricultural land capital improvements.....\$900,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the federally licensed wildlife areas fund for fiscal year 2020.

(p) In addition to the other purposes for which expenditures may be made by the above agency from the boating safety and financial assistance fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating safety and financial assistance fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-3251-3251).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating safety and financial assistance fund for fiscal year 2020.

(q) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund, boating fee fund, boating safety and financial assistance fund, wildlife fee fund, wildlife conservation fund, cabin revenue fund, wildlife restoration fund, sport fish restoration program fund, migratory waterfowl propagation and protection fund, nongame wildlife improvement fund, plant and animal disease and pest control fund, land and water conservation fund – local, outdoor recreation acquisition, development and planning fund, recreational trails program fund, federally licensed wildlife areas fund, department of wildlife and parks gifts and donations fund, highway planning/construction fund, state wildlife grants fund, disaster grants – public assistance, nonfederal grants fund, bridge maintenance fund, state agricultural production fund, department access road fund, navigation projects fund, and recreation resource management fund for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure

limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

Sec. 164. K.S.A. 2018 Supp. 2-223 is hereby amended to read as follows: 2-223. (a) There is hereby established in the state treasury the state fair capital improvements fund. All expenditures of moneys in the state fair capital improvements fund shall be used for the payment of capital improvements and maintenance for the state fairgrounds and the payment of capital improvement obligations that have been financed. Capital improvement projects for the Kansas state fairgrounds are hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute.

(b) On each June 30, the state fair board shall certify to the director of accounts and reports an amount to be transferred from the state fair fee fund to the state fair capital improvements fund, which amount shall be not less than the amount equal to 5% of the total gross receipts during the current fiscal year from state fair activities and non-fair days activities, except that:

~~(1) For the fiscal year ending June 30, 2018, notwithstanding the other provisions of this section, on March 1, 2018, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year 2018 from state fair activities and non-fair days activities through March 1, 2018, except that, subject to approval by the director of the budget prior to March 1, 2018, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2018, the state fair board may certify an amount on March 1, 2018, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2018, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year 2018. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification; and~~

~~(2)—for the fiscal year ending June 30, 2019 2020, notwithstanding the other provisions of this section, on March 1, 2019 2020, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year 2019 2020 from state fair activities and non-fair days activities through March 1, 2019 2020, except that, subject to approval by the director of the budget prior to March 1, 2019 2020, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to~~

this subsection to pay the bonded debt service payment due on April 1, ~~2019~~ 2020, the state fair board may certify an amount on March 1, ~~2019~~ 2020, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2019~~ 2020, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year ~~2019~~ 2020. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification.

Sec. 165. K.S.A. 2018 Supp. 12-1775a is hereby amended to read as follows: 12-1775a. (a) Prior to December 31, 1996, the governing body of each city ~~which that~~, pursuant to K.S.A. 12-1771, and amendments thereto, has established a redevelopment district prior to July 1, 1996, shall certify to the director of accounts and reports the amount equal to the amount of revenue realized from ad valorem taxes imposed pursuant to K.S.A. 72-5142, and amendments thereto, within such redevelopment district. Except as provided further, prior to February 1, 1997, and annually on that date thereafter, the governing body of each such city shall certify to the director of accounts and reports an amount equal to the amount by which revenues realized from such ad valorem taxes imposed in such redevelopment district are estimated to be reduced for the ensuing calendar year due to legislative changes in the statewide school finance formula. Prior to March 1 of each year, the director of accounts and reports shall certify to the state treasurer each amount certified by the governing bodies of cities under this section for the ensuing calendar year and shall transfer from the state general fund to the city tax increment financing revenue replacement fund the aggregate of all amounts so certified. Prior to April 15 of each year, the state treasurer shall pay from the city tax increment financing revenue replacement fund to each city certifying an amount to the director of accounts and reports under this section for the ensuing calendar year the amount so certified. During fiscal years ~~2018, 2019 and~~ 2020 and 2021, no moneys shall be transferred from the state general fund to the city tax increment financing revenue replacement fund pursuant to this subsection.

(b) There is hereby created the tax increment financing revenue replacement fund, which shall be administered by the state treasurer. All expenditures from the tax increment financing revenue replacement fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or a person or persons designated by the state treasurer.

Sec. 166. K.S.A. 2018 Supp. 12-5256 is hereby amended to read as follows: 12-5256. (a) All expenditures from the state housing trust fund made for the purposes of K.S.A. 2018 Supp. 12-5253 through 12-5255, and amendments thereto, shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the Kansas housing resources corporation.

(b) (1) On ~~July 1, 2017,~~ July 1, 2018, ~~and~~ July 1, 2019, and July 1, 2020, the director of accounts and reports shall transfer \$2,000,000 from the state economic

development initiatives fund to the state housing trust fund established by K.S.A. 74-8959, and amendments thereto.

(2) Notwithstanding the provisions of K.S.A. 74-8959, and amendments thereto, to the contrary, during ~~fiscal year fiscal year 2018~~, fiscal year 2019, ~~and~~ fiscal year 2020, and fiscal year 2021, moneys in the state housing trust fund shall be used solely for the purpose of loans or grants to cities or counties for infrastructure or housing development in rural areas. During such fiscal years, on or before ~~January 8, 2018, January 14, 2019, and~~ January 13, 2020, January 11, 2021, and January 10, 2022, the president of the Kansas housing resources corporation shall submit a report concerning the activities of the state housing trust fund to the house of representatives committee on appropriations and the senate committee on ways and means.

Sec. 167. K.S.A. 2018 Supp. 55-193 is hereby amended to read as follows: 55-193. On July 15, 1996, and on the 15th day of each calendar quarter thereafter before July 1, ~~2020 2021~~, the director of accounts and reports shall transfer \$100,000 from the state general fund and \$200,000 from the conservation fee fund established by K.S.A. 55-143, and amendments thereto, to the abandoned oil and gas well fund established by K.S.A. 55-192, and amendments thereto, except that no transfer shall be made pursuant to this section from the state general fund to the abandoned oil and gas well fund during ~~state fiscal year 2018~~, state fiscal year 2019, ~~or~~ state fiscal year 2020, or state fiscal year 2021.

Sec. 168. K.S.A. 74-50,107 is hereby amended to read as follows: 74-50,107. (a) Commencing July 1, ~~2017 2018~~, and on the first day of each month thereafter during ~~fiscal year 2018~~, fiscal year 2019, ~~and~~ fiscal year 2020, and fiscal year 2021, the secretary of revenue shall apply a rate of 2% to that portion of moneys withheld from the wages of individuals and collected under the Kansas withholding and declaration of estimated tax act, K.S.A. 79-3294 et seq., and amendments thereto. The amount so determined shall be credited on a monthly basis as follows: (1) An amount necessary to meet obligations of the debt services for the IMPACT program repayment fund; and (2) an amount to the IMPACT program services fund as needed for program administration; and (3) any remaining amounts to the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. During ~~fiscal year 2018~~, fiscal year 2019, ~~and~~ fiscal year 2020, and fiscal year 2021, the aggregate amount that is credited to the job creation program fund pursuant to this subsection shall not exceed \$3,500,000 for each such fiscal year.

(b) Commencing July 1, ~~2020 2021~~, and on an annual basis thereafter, the secretary of revenue shall estimate the amount equal to the amount of net savings realized from the elimination, modification or limitation of any credit, deduction or program pursuant to the provisions of this act as compared to the expense deduction provided for in K.S.A. 2018 Supp. 79-32,143a, and amendments thereto. Whereupon such amount of savings in accordance with appropriation acts shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount to the credit of the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. In addition, such other amount or amounts of money may be transferred from the state general fund or any other fund or funds in the state treasury to the job creation program fund in accordance with appropriation acts.

Sec. 169. K.S.A. 74-99b34 is hereby amended to read as follows: 74-99b34. (a)

The bioscience development and investment fund is hereby created. The bioscience development and investment fund shall not be a part of the state treasury and the funds in the bioscience development and investment fund shall belong exclusively to the authority.

(b) Distributions from the bioscience development and investment fund shall be for the exclusive benefit of the authority, under the control of the board and used to fulfill the purpose, powers and duties of the authority pursuant to the provisions of K.S.A. 74-99b01 et seq., and amendments thereto.

(c) The secretary of revenue and the authority shall establish the base year taxation for all bioscience companies and state universities. The secretary of revenue, the authority and the board of regents shall establish the number of bioscience employees associated with state universities and report annually and determine the increase from the taxation base annually. The secretary of revenue and the authority may consider any verifiable evidence, including, but not limited to, the NAICS code assigned or recorded by the department of labor for companies with employees in Kansas, when determining which companies should be classified as bioscience companies.

(d) (1) Except as provided in subsection ~~(d)(2), (d)(3) or~~ (h), for a period of 15 years from the effective date of this act, the state treasurer shall pay annually 95% of withholding above the base, as certified by the secretary of revenue, upon Kansas wages paid by bioscience employees to the bioscience development and investment fund. Such payments shall be reconciled annually. On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the bioscience development and investment fund interest earnings based on:

(A) The average daily balance of moneys in the bioscience development and investment fund for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

~~(2) (A) For fiscal year 2018, the first \$1,000,000 that the secretary of revenue certifies to the state treasurer of the annual 95% of withholding above the base, upon Kansas wages paid by bioscience employees, shall be transferred by the director of accounts and reports from the state general fund to the following: The center of innovation for biomaterials in orthopaedic research – Wichita state university fund.~~

~~(B) There is hereby established in the state treasury the center of innovation for biomaterials in orthopaedic research – Wichita state university fund, which shall be administered by Wichita state university. All moneys credited to the fund shall be used for research and development. All expenditures from the center of innovation for biomaterials in orthopaedic research – Wichita state university fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the president of Wichita state university or by the person or persons designated by the president of Wichita state university.~~

~~(3) (A) For fiscal year 2018, the next \$5,000,000 that the secretary of revenue certifies to the state treasurer of the annual 95% of withholding above the base, upon Kansas wages paid by bioscience employees above the first \$1,000,000 certified pursuant to subsection (d)(2)(A), shall be transferred by the director of accounts and reports from the state general fund to the following: The national bio agro-defense facility fund at Kansas state university.~~

(B) There is hereby established in the state treasury the national bio agro-defense facility fund, which shall be administered by Kansas state university in accordance with the strategic plan adopted by the governor's national bio agro-defense facility steering committee. All moneys credited to the fund shall be used in accordance with the governor's national bio agro-defense facility steering committee's plan with the approval of the president of Kansas state university. All expenditures from the national bio agro-defense facility fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the steering committee and the president of Kansas state university or by the person or persons designated by the president of Kansas state university.

(e) The cumulative amounts of funds paid by the state treasurer to the bioscience development and investment fund shall not exceed \$581,800,000.

(f) The division of post audit is hereby authorized to conduct a post audit in accordance with the provisions of the legislative post audit act, K.S.A. 46-1106 et seq., and amendments thereto.

(g) At the direction of the authority, the fund may be held in the custody of and invested by the state treasurer, provided that the bioscience development and investment fund shall at all times be accounted for in a separate report from all other funds of the authority and the state.

~~(h) During the fiscal year ending June 30, 2018, the aggregate amount that is directed to be transferred from the state general fund to the bioscience development and investment fund pursuant to subsection (d)(1) plus interest earnings pursuant to subsection (d)(1) shall not exceed \$6,000,000 for such fiscal year.~~

~~(i) During fiscal years 2019 and 2020 and 2021, no moneys shall be transferred from the state general fund to the bioscience development and investment fund pursuant to subsection (d)(1).~~

Sec. 170. K.S.A. 2018 Supp. 75-2263 is hereby amended to read as follows: 75-2263. (a) Subject to the provisions of subsection (j), the board of trustees is responsible for the management and investment of that portion of state moneys available for investment by the pooled money investment board that is certified by the state treasurer to the board of trustees as being equivalent to the aggregate net amount received for unclaimed property and shall discharge the board's duties with respect to such moneys solely in the interests of the state general fund and shall invest and reinvest such moneys and acquire, retain, manage, including the exercise of any voting rights and disposal of investments of such moneys within the limitations and according to the powers, duties and purposes as prescribed by this section.

(b) Moneys specified in subsection (a) shall be invested and reinvested to achieve the investment objective, which is preservation of such moneys and accordingly providing that the moneys are as productive as possible, subject to the standards set forth in this section. No such moneys shall be invested or reinvested if the sole or primary investment objective is for economic development or social purposes or objectives.

(c) In investing and reinvesting moneys specified in subsection (a) and in acquiring, retaining, managing and disposing of investments of the moneys, the board of trustees shall exercise the judgment, care, skill, prudence and diligence under the circumstances then prevailing, which persons of prudence, discretion and intelligence acting in a like capacity and familiar with such matters would use in the conduct of an

enterprise of like character and with like aims by diversifying the investments of the moneys so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so, and not in regard to speculation but in regard to the permanent disposition of similar moneys, considering the probable income as well as the probable safety of their capital.

(d) In the discharge of such management and investment responsibilities the board of trustees may contract for the services of one or more professional investment advisors or other consultants in the management and investment of such moneys and otherwise in the performance of the duties of the board of trustees under this section.

(e) The board of trustees shall require that each person contracted with under subsection (d) to provide services shall obtain commercial insurance—~~which that~~ provides for errors and omissions coverage for such person in an amount to be specified by the board of trustees. The amount of such coverage specified by the board of trustees shall be at least the greater of \$500,000 or 1% of the funds entrusted to such person up to a maximum of \$10,000,000. The board of trustees shall require a person contracted with under subsection (d) to provide services to give a fidelity bond in a penal sum as may be fixed by law or, if not so fixed, as may be fixed by the board of trustees, with corporate surety authorized to do business in this state. Such persons contracted with the board of trustees pursuant to subsection (d) and any persons contracted with such persons to perform the functions specified in subsection (b) shall be deemed to be fiduciary agents of the board of trustees in the performance of contractual obligations.

(f) (1) Subject to the objective set forth in subsection (b) and the standards set forth in subsection (c), the board of trustees shall formulate and adopt policies and objectives for the investment and reinvestment of such moneys and the acquisition, retention, management and disposition of investments of the moneys. Such policies and objectives shall be in writing and shall include:

- (A) Specific asset allocation standards and objectives;
- (B) establishment of criteria for evaluating the risk versus the potential return on a particular investment; and
- (C) a requirement that all investment advisors, and any managers or others with similar duties and responsibilities as investment advisors, shall immediately report all instances of default on investments to the board of trustees and provide such board of trustees with recommendations and options, including, but not limited to, curing the default or withdrawal from the investment.

(2) The board of trustees shall review such policies and objectives, make changes considered necessary or desirable and readopt such policies and objectives on an annual basis.

(g) Except as provided in subsection (d) and this subsection, the custody of such moneys shall remain in the custody of the state treasurer, except that the board of trustees may arrange for the custody of such moneys as it considers advisable with one or more member banks or trust companies of the federal reserve system or with one or more banks in the state of Kansas, or both, to be held in safekeeping by the banks or trust companies for the collection of the principal and interest or other income or of the proceeds of sale. All such moneys shall be considered moneys in the state treasury for purposes of K.S.A. 75-6704, and amendments thereto.

(h) All interest or other income of the investments of the moneys invested under this section, after payment of any management fees, shall be deposited in the state

treasury to the credit of the state general fund.

(i) Subject to the provisions of subsection (j), the state treasurer shall certify to the board of trustees a portion of state moneys available for investment by the pooled money investment board that is equivalent to the aggregate net amount received for unclaimed property. The state treasurer shall transfer the amount certified to the board of trustees. During fiscal years ~~2018 and 2019~~, 2020 and 2021, the state treasurer shall not certify or transfer any state moneys available for investment pursuant to this subsection.

(j) (1) During fiscal year 2017, the board of trustees shall liquidate all investments and reinvestments of state moneys certified by the state treasurer to the board of trustees pursuant to subsection (a).

(2) Upon receiving any such amounts from any such liquidation, the state treasurer shall remit the entire amount in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury and credit any earnings from the liquidation to the state general fund and credit the principal that had been invested and reinvested to the pooled money investment portfolio.

(k) As used in this section:

(1) "Board of trustees" means the board of trustees of the Kansas public employees retirement system established by K.S.A. 74-4905, and amendments thereto.

(2) "Fiduciary" means a person who, with respect to the moneys invested under this section, ~~is a person who~~:

(A) Exercises any discretionary authority with respect to administration of the moneys;

(B) exercises any authority to invest or manage such moneys or has any authority or responsibility to do so;

(C) provides investment advice for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so;

(D) provides actuarial, accounting, auditing, consulting, legal or other professional services for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so; or

(E) is a member of the board of trustees or of the staff of the board of trustees.

Sec. 171. K.S.A. 2018 Supp. 75-4209 is hereby amended to read as follows: 75-4209. (a) The director of investments may invest and reinvest state moneys eligible for investment which are not invested in accordance with K.S.A. 75-4237, and amendments thereto, in the following investments:

(1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of the United States sponsored enterprises which under federal law may be accepted as security for public funds, on and after the effective date of this act moneys available for investment under this subsection shall not be invested in mortgage-backed securities of such enterprises and of the government national mortgage association, except that any such mortgage-backed securities held prior to the effective date of this act may be held to maturity;

(2) repurchase agreements with a bank or a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the

United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds;

(3) commercial paper that does not exceed 270 days to maturity and which has received one of the two highest commercial paper credit ratings by a nationally recognized investment rating firm; and

(4) corporate bonds which have received one of the two highest ratings by a nationally recognized investment rating firm.

(b) When moneys are available for deposit or investments, the director of investments may invest in SKILL act projects and bonds pursuant to K.S.A. 74-8920, and amendments thereto, and in state agency bonds and bond projects.

(c) When moneys are available for deposits or investments, the director of investments may invest in preferred stock of Kansas venture capital, inc., under terms and conditions prescribed by K.S.A. 74-8203, and amendments thereto, but such investments shall not in the aggregate exceed a total amount of \$10,000,000.

(d) When moneys are available for deposits or investments, the director of investments may invest in loans pursuant to legislative mandates, except that not more than the greater of 10% or \$140,000,000 of the state moneys shall be invested. The provisions of this subsection shall not apply to the provisions of subsection (m).

(e) Interest on investment accounts in banks is to be paid at maturity, but not less than annually.

(f) Investments made by the director of investments under the provisions of this section shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

(g) Investments under subsection (a) or (b) or under K.S.A. 75-4237, and amendments thereto, shall be for a period not to exceed four years, except that linked deposits authorized under the provisions of K.S.A. 2-3703 through 2-3707, and amendments thereto, shall not exceed a period of 10 years; agricultural production loan deposits authorized under the provisions of K.S.A. 2018 Supp. 75-4268 through 75-4274, and amendments thereto, shall not exceed a period of eight years and housing loan deposits authorized under K.S.A. 2018 Supp. 75-4276 through 75-4282, and amendments thereto, shall not exceed a period of five years or 20 years, as applicable pursuant to K.S.A. 2018 Supp. 75-4279, and amendments thereto.

(h) Investments in securities under subsection (a)(1) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

(i) The director of investments shall not invest state moneys eligible for investment under subsection (a), in the municipal investment pool fund, created under K.S.A. 12-1677a, and amendments thereto.

(j) The director of investments shall not invest moneys in the pooled money investment portfolio in derivatives. As used in this subsection, "derivatives" means a financial contract whose value depends on the value of an underlying asset or index of asset values.

(k) Moneys and investments in the pooled money investment portfolio shall be

invested and reinvested by the director of investments in accordance with investment policies developed, approved, published and updated on an annual basis by the board. Such investment policies shall include at a minimum guidelines which identify credit standards, eligible instruments, allowable maturity ranges, methods for valuing the portfolio, calculating earnings and yields and limits on portfolio concentration for each type of investment. Any changes in such investment policies shall be approved by the pooled money investment board. Such investment policies may specify the contents of reports, methods of crediting funds and accounts and other operating procedures.

(l) The board shall adopt rules and regulations to establish an overall percentage limitation on the investment of moneys in investments authorized under subsection (a) (3), and within such authorized investment, the board shall establish a percentage limitation on the investment in any single business entity.

(m) (1) During the fiscal year ending June 30, 2017, the director of the budget shall estimate on or before June 27, 2017, the amount of the unencumbered ending balance in the state general fund for fiscal year 2017. If the amount of such unencumbered ending balance in the state general fund is less than \$50,000,000, the director of the budget shall certify the difference between \$50,000,000, and the amount of such unencumbered ending balance to the pooled money investment board. Upon the liquidation of all investments and reinvestments of state moneys pursuant to K.S.A. 2018 Supp. 75-2263(j), and amendments thereto, and upon receipt of such certification by the director of the budget, during the fiscal year ending June 30, 2017, the pooled money investment board shall authorize the director of accounts and reports to transfer an amount equal to the amount certified by the director of the budget pursuant to this subsection from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

(2)(A) On or before June 30, 2019, ~~June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024~~, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(1) from the state general fund to the pooled money investment portfolio.

(B) On or before June 30, 2020, and June 30, 2021, the director of accounts and reports shall transfer an amount equal to $\frac{1}{2}$ of the amount transferred pursuant to subsection (m)(1), reduced by the amount transferred pursuant to subsection (m)(2)(A) from the state general fund to the pooled money investment portfolio.

(C) Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to K.S.A. 2018 Supp. 75-6707, and amendments thereto.

(3) During the fiscal year ending June 30, 2018, after any transfer made pursuant to subsection (m)(1), the pooled money investment board shall authorize the director of accounts and reports to transfer the remaining amount of all investments and reinvestments of state moneys liquidated pursuant to K.S.A. 2018 Supp. 75-2263(j), and amendments thereto, from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

(4)(A) On or before June 30, 2019, ~~June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024~~, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(3) from the state general fund to the pooled money investment portfolio.

(B) On or before June 30, 2020, and June 30, 2021, the director of accounts and reports shall transfer an amount equal to $\frac{1}{2}$ of the amount transferred pursuant to subsection (m)(3), reduced by the amount transferred pursuant to subsection (m)(4)(A) from the state general fund to the pooled money investment portfolio.

(C) Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to K.S.A. 2018 Supp. 75-6707, and amendments thereto.

Sec. 172. K.S.A. 2018 Supp. 75-6702 is hereby amended to read as follows: 75-6702. (a) The last appropriation bill passed in any regular session of the legislature shall be the omnibus reconciliation spending limit bill. Each bill which is passed during a regular session of the legislature and which appropriates or transfers money from the state general fund for the ensuing fiscal year shall contain a provision that such bill shall take effect and be in force from and after the effective date of the omnibus reconciliation spending limit bill for that regular session of the legislature or from and after such effective date and a subsequent date or an event occurring after such effective date.

(b) Except as provided in subsection (c), the maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the 2004 regular session of the legislature and each regular session of the legislature thereafter, is hereby fixed so that there will be an ending balance in the state general fund for the ensuing fiscal year that is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year.

(c) The provisions of subsection (b) are hereby suspended ~~for the fiscal year ending June 30, 2018, and the fiscal year ending June 30, 2019, and the fiscal year ending June 30, 2020,~~ and shall not prescribe a maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the ~~2017 or 2018 or 2019~~ regular session of the legislature.

Sec. 173. K.S.A. 2018 Supp. 75-6707 is hereby amended to read as follows: 75-6707. (a) For the fiscal years ending June 30, 2020, June 30, 2021, and June 30, 2022, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of each such fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports.

(b) Upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such certified excess amount from the state general fund as follows:

- (1) For the fiscal years ending June 30, 2020, and June 30, 2021:
 - (A) 50% to the budget stabilization fund established by K.S.A. 2018 Supp. 75-6706, and amendments thereto; and
 - (B) 50% to the pooled money investment portfolio pursuant to K.S.A. 75-4209(m)

(2) and (m)(4), and amendments thereto, to pay in full or in part the amounts to be transferred. Any moneys transferred to the pooled money investment portfolio pursuant to this section shall be credited to the final payment to be made in fiscal year ~~2024~~ 2021, and each next preceding fiscal year thereafter as moneys are available; and

(2) for the fiscal year ending June 30, 2022:

(A) 50% to the budget stabilization fund; and

(B) 50% to the Kansas public employees retirement fund to be applied to the payment, in full or in part, of the unfunded actuarial pension liability as directed by the Kansas public employees retirement system.

(c) If the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfers shall be made pursuant to this section.

Sec. 174. K.S.A. 2018 Supp. 76-775 is hereby amended to read as follows: 76-775.

(a) Subject to the other provisions of this act, on the first day of the first state fiscal year commencing after receiving a certification of receipt of a qualifying gift under K.S.A. 2018 Supp. 76-774, and amendments thereto, the director of accounts and reports shall transfer from the state general fund the amount determined by the director of accounts and reports to be the earnings equivalent award for such qualifying gift for the period of time between the date of certification of the qualifying gift and the first day of the ensuing state fiscal year to either: (1) The endowed professorship account of the faculty of distinction matching fund of the eligible educational institution, in the case of a certification of a qualifying gift to an eligible educational institution that is a state educational institution; or (2) the faculty of distinction program fund of the state board of regents, in the case of a certification of a qualifying gift to an eligible institution that is not a state educational institution. Subject to the other provisions of this act, on each July 1 thereafter, the director of accounts and reports shall make such transfer from the state general fund of the earnings equivalent award for such qualifying gift for the period of the preceding state fiscal year. All transfers made in accordance with the provisions of this subsection shall be considered demand transfers from the state general fund, except that all such transfers during the fiscal years ending ~~June 30, 2018~~, June 30, 2019, ~~and June 30, 2020~~, and June 30, 2021, shall be considered to be revenue transfers from the state general fund.

(b) There is hereby established in the state treasury the faculty of distinction program fund, which shall be administered by the state board of regents. All moneys transferred under this section to the faculty of distinction program fund of the state board of regents shall be paid to eligible educational institutions that are not state educational institutions for earnings equivalent awards for qualifying gifts to such eligible educational institutions. The state board of regents shall pay from the faculty of distinction program fund the amount of each such transfer to the eligible educational institution for the earnings equivalent award for which such transfer was made under this section.

(c) The earnings equivalent award for an endowed professorship shall be determined by the director of accounts and reports and shall be the amount of interest earnings that the amount of the qualifying gift certified by the state board of regents would have earned at the average net earnings rate of the pooled money investment board portfolio for the period for which the determination is being made.

(d) The total amount of new qualifying gifts ~~which that~~ may be certified to the

director of accounts and reports under this act during any state fiscal year for all eligible educational institutions shall not exceed \$30,000,000. The total amount of new qualifying gifts ~~which that~~ may be certified to the director of accounts and reports under this act during any state fiscal year for any individual eligible educational institution shall not exceed \$10,000,000. No additional qualifying gifts shall be certified by the state board of regents under this act when the total of all transfers from the state general fund for earnings equivalent awards for qualifying gifts pursuant to this section, and amendments thereto, for a fiscal year is equal to or greater than \$8,000,000 in fiscal year 2011 and in each fiscal year thereafter.

Sec. 175. K.S.A. 2018 Supp. 76-7,107 is hereby amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon thereafter as sufficient moneys are available, \$7,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2018 Supp. 76-7,104, and amendments thereto.

(2) No moneys shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2018 Supp. 76-7,104, and amendments thereto, during the fiscal years ending ~~June 30, 2018,~~ June 30, 2019, ~~and~~ June 30, 2020, ~~and~~ June 30, 2021, pursuant to this section.

(b) All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

(c) All moneys credited to the infrastructure maintenance fund shall be expended or transferred only for the purpose of paying the cost of projects approved by the state board pursuant to the state educational institution long-term infrastructure maintenance program.

Sec. 176. K.S.A. 2018 Supp. 79-2959 is hereby amended to read as follows: 79-2959. (a) There is hereby created the local ad valorem tax reduction fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be apportioned and distributed in the manner provided herein.

(b) On January 15 and on July 15 of each year, the director of accounts and reports shall make transfers in equal amounts ~~which that~~ in the aggregate equal 3.63% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the preceding calendar year from the state general fund to the local ad valorem tax reduction fund, except that: (1) No moneys shall be transferred from the state general fund to the local ad valorem tax reduction fund during state fiscal years ~~2018, 2019 and,~~ 2020 ~~and~~ 2021; and (2) the amount of the transfer on each such date shall be \$27,000,000 during fiscal year ~~2021~~ 2022 and all fiscal years thereafter. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund, except that all such transfers during fiscal year ~~2021~~ 2022 shall be considered to be revenue transfers from the state general fund.

(c) The state treasurer shall apportion and pay the amounts transferred under subsection (b) to the several county treasurers on January 15 and on July 15 in each year as follows: (1) ~~Sixty five percent~~ 65% of the amount to be distributed shall be apportioned on the basis of the population figures of the counties certified to the secretary of state pursuant to K.S.A. 11-201, and amendments thereto, on July 1 of the

preceding year; and (2) ~~thirty-five percent~~ 35% of such amount shall be apportioned on the basis of the equalized assessed tangible valuations on the tax rolls of the counties on November 1 of the preceding year as certified by the director of property valuation.

Sec. 177. K.S.A. 2018 Supp. 79-2964 is hereby amended to read as follows: 79-2964. There is hereby created the county and city revenue sharing fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be allocated and distributed in the manner provided herein. The director of accounts and reports in each year on July 15 and December 10, shall make transfers in equal amounts ~~which that~~ in the aggregate equal 2.823% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the preceding calendar year from the state general fund to the county and city revenue sharing fund, except that no moneys shall be transferred from the state general fund to the county and city revenue sharing fund during state fiscal years ~~2018, 2019, and 2020~~ and 2021. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

Sec. 178. K.S.A. 2018 Supp. 79-3425i is hereby amended to read as follows: 79-3425i. On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amendments thereto, and annual commercial vehicle fees collected pursuant to K.S.A. 2018 Supp. 8-143m, and amendments thereto, and credited to the state general fund during the six months next preceding the date of transfer, from the state general fund to the special city and county highway fund, created by K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; (2) no moneys shall be transferred from the state general fund to the special city and county highway fund during ~~state fiscal year 2018; state fiscal year 2019, or state fiscal year 2020, or state fiscal year 2021~~; and (3) all transfers under this section shall be considered to be demand transfers from the state general fund.

Sec. 179. K.S.A. 2018 Supp. 79-34,171 is hereby amended to read as follows: 79-34,171. (a) On January 1, 2009, and quarterly thereafter, the director of accounts and reports shall transfer \$400,000 from the state general fund to the Kansas retail dealer incentive fund, except that no moneys shall be transferred pursuant to this section from the state general fund to the Kansas retail dealer incentive fund during the fiscal years ending ~~June 30, 2018; June 30, 2019, or June 30, 2020, or June 30, 2021~~. On and after July 1, 2009, the unobligated balance in the Kansas retail dealer incentive fund shall not exceed \$1.5 million. If the unobligated balance of the fund exceeds \$1.1 million at the time of a quarterly transfer, the transfer shall be limited to the amount necessary for the fund to reach a total of \$1.5 million.

(b) There is hereby created in the state treasury the Kansas retail dealer incentive fund. All moneys in the Kansas retail dealer incentive fund shall be expended by the secretary of the department of revenue for the payment of incentives to Kansas retail dealers who sell and dispense renewable fuels or biodiesel through a motor fuel pump in accordance with the provisions of K.S.A. 2018 Supp. 79-34,170 through 79-34,175, and amendments thereto.

(c) All moneys remaining in the Kansas retail dealer incentive fund upon the

expiration of K.S.A. 2018 Supp. 79-34,170 through 79-34,175, and amendments thereto, shall be credited by the state treasurer to the state general fund.

Sec. 180. K.S.A. 2018 Supp. 79-4804 is hereby amended to read as follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 2018 Supp. 79-4806, and amendments thereto, an amount equal to 85% of the balance of all moneys credited to the state gaming revenues fund shall be transferred and credited to the state economic development initiatives fund. Expenditures from the state economic development initiatives fund shall be made in accordance with appropriations acts for the financing of such programs supporting and enhancing the existing economic foundation of the state and fostering growth through the expansion of current, and the establishment and attraction of new, commercial and industrial enterprises as provided by this section and as may be authorized by law and not less than $\frac{1}{2}$ of such money shall be distributed equally among the congressional districts of the state. Except as provided by subsection (g), all moneys credited to the state economic development initiatives fund shall be credited within the fund, as provided by law, to an account or accounts of the fund, which are created by this section.

(b) There is hereby created the Kansas capital formation account in the state economic development initiatives fund. All moneys credited to the Kansas capital formation account shall be used to provide, encourage and implement capital development and formation in Kansas.

(c) There is hereby created the Kansas economic development research and development account in the state economic development initiatives fund. All moneys credited to the Kansas economic development research and development account shall be used to promote, encourage and implement research and development programs and activities in Kansas and technical assistance funded through state educational institutions under the supervision and control of the state board of regents or other Kansas colleges and universities.

(d) There is hereby created the Kansas economic development endowment account in the state economic development initiatives fund. All moneys credited to the Kansas economic development endowment account shall be accumulated and invested as provided in this section to provide an ongoing source of funds, which shall be used for economic development activities in Kansas, including, but not limited to, continuing appropriations or demand transfers for programs and projects, which shall include, but are not limited to, specific community infrastructure projects in Kansas that stimulate economic growth.

(e) Except as provided in subsection (f), the director of investments may invest and reinvest moneys credited to the state economic development initiatives fund in accordance with investment policies established by the pooled money investment board under K.S.A. 75-4232, and amendments thereto, in the pooled money investment portfolio. All moneys received as interest earned by the investment of the moneys credited to the state economic development initiatives fund shall be deposited in the state treasury and credited to the Kansas economic development endowment account of such fund.

(f) Moneys credited to the Kansas economic development endowment account of the state economic development initiatives fund may be invested in government guaranteed loans and debentures as provided by law in addition to the investments authorized by subsection (e) or in lieu of such investments. All moneys received as

interest earned by the investment under this subsection of the moneys credited to the Kansas economic development endowment account shall be deposited in the state treasury and credited to the Kansas economic development endowment account of the state economic development initiatives fund.

(g) Except as provided further, in each fiscal year, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 ~~which that~~ in the aggregate equal \$2,000,000 from the state economic development initiatives fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto. In state fiscal year 2019, fiscal year 2020 and fiscal year 2021, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 that in the aggregate equal \$500,000 from the state economic development initiatives fund to the state water plan fund. ~~No moneys shall be transferred from the state economic development initiatives fund to the state water plan fund on such dates during state fiscal year 2018 and state fiscal year 2020.~~ No other moneys credited to the state economic development initiatives fund shall be used for: (1) Water-related projects or programs, or related technical assistance; or (2) any other projects or programs, or related technical assistance, ~~which that~~ meet one or more of the long-range goals, objectives and considerations set forth in the state water resource planning act.

Sec. 181. K.S.A. 2018 Supp. 82a-953a is hereby amended to read as follows: 82a-953a. During each fiscal year, the director of accounts and reports shall transfer \$6,000,000 from the state general fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto, one-half of such amount to be transferred on July 15 and one-half to be transferred on January 15, ~~except that during the fiscal year ending June 30, 2018, the transfer shall not exceed \$1,400,000. On the effective date of this act, the director of accounts and reports shall transfer \$200,000 from the state general fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto.~~ During the fiscal year ending June 30, 2019, the transfer shall not exceed \$2,750,000. ~~No moneys shall be transferred from the state general fund to the state water plan fund during the fiscal year ending June 30, 2020~~ During the fiscal year ending June 30, 2020, the transfer shall not exceed \$4,005,632. During the fiscal year ending June 30, 2021, the transfer shall not exceed \$2,750,000.

Sec. 182. K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6702, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a are hereby repealed.

Sec. 183. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 184. *Severability.* If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 185. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special

revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiative fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any such funds.

Sec. 186. *Savings.* (a) Any unencumbered balance as of June 30, 2019, in any special revenue fund, or account thereof, of any state agency named in this act that is not otherwise specifically appropriated or limited for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2020, for the same use and purpose as the same was heretofore appropriated.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiatives fund, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund, or the correctional institutions building fund, or to any account of any of such funds.

Sec. 187. During the fiscal year ending June 30, 2020, all moneys that are lawfully credited to and available in any bond special revenue fund and that are not otherwise specifically appropriated or limited by this or other appropriation act of the 2019 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2020, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this section, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 188. *Federal grants.* (a) During the fiscal year ending June 30, 2020, each federal grant or other federal receipt that is received by a state agency named in this act and that is not otherwise appropriated to that state agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, is hereby appropriated for fiscal year 2020, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

(b) In addition to the other purposes for which expenditures may be made by any state agency that is named in this act and that is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2020 by this act or any other appropriation act of the 2019 regular session of the legislature to apply for and receive federal grants during fiscal year 2020, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure

by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 189. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2019 regular session of the legislature, and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the correctional institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 190. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2019 regular session of the legislature and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 191. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2019 regular session of the legislature and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the state institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 192. Any transfers of money during the fiscal year ending June 30, 2020, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121, and amendments thereto, shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2020.";

And by renumbering remaining sections accordingly;

On page 1, in the title, in line 5, following "projects" by inserting ", assessments"; in line 9, following "75-4209," by inserting "75-6702,";

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

KYLE HOFFMAN

CONFEREES ON PART OF HOUSE

CAROLYN MCGINN

RICK BILLINGER

Conferees on part of Senate

On roll call, the vote was: Yeas 42; Nays 81; Present but not voting: 0; Absent or not

voting: 2.

Yeas: Arnberger, Barker, Bergquist, Blex, Carpenter, B., Carpenter, W., Claeys, Collins, Corbet, Donohoe, Dove, Finch, Francis, French, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Howard, Huebert, Humphries, Johnson, Landwehr, Lynn, Mason, Proehl, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Waymaster, Williams.

Nays: Alcala, Amyx, Awerkamp, Baker, Ballard, Benson, Bishop, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Clark, Clayton, Concannon, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Ellis, Eplee, Erickson, Esau, Finney, Frownfelter, Garber, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Houser, Jacobs, Jennings, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Rahjes, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Victors, Warfield, Warren, Wasinger, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: none.

Absent or not voting: Thompson, Ward.

The motion of Rep. Waymaster to adopt the conference committee report on **H Sub for SB 25** did not prevail.

The bill was killed. (See further action below.)

Having voted on the prevailing side, Rep. Sawyer moved pursuant to House Rule 2303, that the House reconsider its previous action of not adopting the Conference Committee Report on **H Sub for SB 25**. The motion prevailed and the bill was returned to that order of business Consideration of Conference Committee Reports. (See previous action above.)

On motion of Rep. Waymaster, to adopt the conference committee report on **H Sub for SB 25**, Rep. Wolfe Moore offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Wolfe Moore prevailed.

Speaker pro tem Finch thereupon appointed Reps. Waymaster, Hoffman and Wolfe Moore as fourth conferees on the part of the House.

REPORT ON ENROLLED BILLS

HB 2223 reported correctly enrolled, properly signed and presented to the Governor on May 3, 2019.

REPORT ON ENROLLED RESOLUTIONS

HR 6024 reported correctly enrolled and properly signed on May 3, 2019.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Saturday, May 4, 2019.

Journal of the House

FIFTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Saturday, May 4, 2019, 10:00 a.m.

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

The roll was called with 124 members present.

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

Present later: Rep. Ward.

Prayer by guest chaplain, Dave DePue, Pastor, Kansas Capitol Commission, and guest of Rep. Landwehr:

Father God, Your Word reveals in the Book of Matthew, Chapter 25, that we are being trusted with varying amounts of talent provided by You and sent on mission, a calling, or assignment to achieve. These honorable men and women gathered in this chamber have been sent by their greater communities to develop policies for the greater good, craft the necessary taxes, and to fund the administration delegated to carry out the business of the people, Your people. We ask You Lord, to give them the wisdom, fortitude, tenacity, and grace to move through the business of this day. Please bless the work of their hands, bless all with travel mercies as they return to their districts today, rewarded for their sacrifice of service to their families and communities. I offer this prayer in the mighty Name of Your Son, Jesus. Amen.

The Pledge of Allegiance was led by Rep. Hodge.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **SB 25** and has appointed Senators Billinger, Denning and Hawk as fourth conferees on the part of the Senate.

On motion of Rep. Hawkins, the House recessed until 12:00 p.m.

EARLY AFTERNOON SESSION

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

On motion of Rep. Hawkins, the House recessed until 2:15 p.m.

AFTERNOON SESSION

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

On motion of Rep. Hawkins, the House recessed until 5:00 p.m.

LATE AFTERNOON SESSION

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

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **H Sub for SB 25** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed as House Substitute for Senate Bill No. 25, as follows:

On page 1, by striking all in lines 14 through 36;

By striking all on pages 2 through 307;

On page 308, by striking all in lines 1 through 12, and inserting:

"Section 1. (a) For the fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, and June 30, 2022, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, assessments, fees, receipts, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) The provisions of this act relating to fiscal year 2020 shall be known and may be cited as the omnibus appropriation act of 2019 and shall constitute the omnibus reconciliation spending limit bill for the 2019 regular session of the legislature for purposes of K.S.A. 75-6702(a), and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2. (a) The department of corrections is hereby authorized and directed to pay the following amount from the Hutchinson correctional facility – facilities operations account of the state general fund for property lost to the following claimant:

Michael Toney #71755

P.O. Box 1568

Hutchinson, KS 67504.....\$13.23

(b) The department of corrections is hereby authorized and directed to pay the following amounts from the Lansing correctional facility – facilities operations account of the state general fund for property lost to the following claimants:

Steven Louis #106652

301 E. Kansas Ave.
Lansing, KS 66043.....\$21.11

Clyde Sullivan, Jr. #44512
301 E. Kansas Ave.
Lansing, KS 66043.....\$1.91

(c) The department of corrections is hereby authorized and directed to pay the following amount from the Larned correctional mental facility – facilities operations account of the state general fund for property lost to the following claimant:

Joseph Chung #95306
P.O. Box 1568
Hutchinson, KS 67504.....\$11.62

Sec. 3. The Kansas department for children and families is hereby authorized and directed to pay the following amount from the social welfare fund for expenses related to the expungement of her developmentally disabled daughter, Megan Miller, from the Kansas child abuse and neglect registry:

Sharon Miller
825 Coving Dr.
Lawrence, KS 66049.....\$2,000

Sec. 4. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund, for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458, and amendments thereto, to the following claimants:

Harold Armstrong
8920 Parallel Rd.
Frankfort, KS 66427.....\$57.00

Phillip Babcock
473 Road W3
Norton, KS 67654.....\$41.28

Kathy Barr
9775 W 333rd St.
Lebo, KS 66856.....\$78.60

Raymond C. Becker
468 Hwy 20 W
Lancaster, KS 66041.....\$726.41

Boge Iron & Metal Co.
P.O. Box 286
Wichita, KS 67201.....\$377.78

Bohm Farm & Ranch Inc.
632 S. Broadway Blvd.
Salina, KS 67401.....\$2,725.54

Patricia Brehm
1946 1400 Ave.
Hope, KS 67451.....\$45.00

City of Wichita
455 N. Main St.

MAY 4, 2019

1447

Wichita, KS 67202.....	\$8,669.83
John Clark 4144 NW Valencia Rd. Silver Lake, KS 66539.....	\$105.00
Joe F. Clemence 2541 Jeep Rd. Abilene, KS 67410.....	\$205.20
Blake Elliott 787 Paint Rd. Hope, KS 67451.....	\$133.56
General Motors, LLC P.O. Box 9016 Detroit, MI 48202.....	\$54,992.30
Terry D. Goering 1307 E. 20 th Ave. Hutchinson, KS 67502.....	\$67.56
Jerome Goetz 13563 S. Road 45 E Park, KS 67751.....	\$1,153.15
Greeley County Road Dept. P.O. Box 458 Tribune, KS 67879.....	\$1,756.87
Larry P. Hibbard 858 EE75 Rd. Toronto, KS 66777.....	\$107.88
Brenton L. Johnson 1190 Frontier Rd. Minneapolis, KS 67467.....	\$81.00
Lyon County Highway Dept. 500 S. Prairie St. Emporia, KS 66801.....	\$2,619.86
Nelson Brothers Farm 2074 Stafford Rd. Ottawa, KS 66067.....	\$47.40
Harold Quaintance, Jr. 16995 Four Corners Rd. Gardner, KS 66030.....	\$33.24
Ronald Schmitz 1778 Limestone Rd. Home, KS 66438.....	\$130.68
John R. Strobel 31464 N. Highway 59 Garnett, KS 66032.....	\$33.00
USD 212 Northern Valley	

512 Bryant St. Almena, KS 67622.....	\$2,629.98
USD 267 Renwick P.O. Box 68 Andale, KS 67001.....	\$934.83
USD 300 Comanche County P.O. Box 721 Coldwater, KS 67029.....	\$253.89
USD 329 Wabaunsee P.O. Box 157 Alma, KS 66401.....	\$910.42
Don R. Vitt 12425 Trego Rd. Saint Paul, KS 66771.....	\$100.68
Kenneth Vitt 2075 Lynx Rd. NW Lebo, KS 66856.....	\$950.76
John T. White P.O. Box 114 Allen, KS 66833.....	\$38.76
Larry D. Wilson 801 W. South City Limit St. Smith Center, KS 66967.....	\$35.40
Wineglass Ranch 1964 Road 21 Severy, KS 67137.....	\$794.88

Sec. 5. (a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in sections 2 through 4 of this act, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 4, as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by sections 2 and 3 of this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 6.

ABSTRACTERS' BOARD OF EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Abstracters' fee fund (016-00-2700-0100)

For the fiscal year ending June 30, 2020.....\$25,704
 For the fiscal year ending June 30, 2021.....\$25,703
 Sec. 7.

BOARD OF ACCOUNTANCY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the board of accountancy fee fund (028-00-2701-0100) of the board of accountancy is hereby increased from \$390,655 to \$403,420.

Sec. 8.

BOARD OF ACCOUNTANCY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of accountancy fee fund (028-00-2701-0100)
 For the fiscal year ending June 30, 2020.....\$410,616
Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,200.

For the fiscal year ending June 30, 2021.....\$416,663
Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,200.

Special litigation reserve fund (028-00-2715-2700)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2020, the executive director of the board

of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$15,000: *Provided further*, That the executive director of the board of accountancy shall certify each such transfers of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) During the fiscal year ending June 30, 2021, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2021, shall not exceed \$15,000: *Provided further*; That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 9.

STATE BANK COMMISSIONER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the bank commissioner fee fund (094-00-2811) of the state bank commissioner is hereby decreased from \$11,542,856 to \$11,356,673.

Sec. 10.

STATE BANK COMMISSIONER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Bank commissioner fee fund (094-00-2811)
- For the fiscal year ending June 30, 2020.....\$11,500,017
- Provided*, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2020, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000: *Provided further*; That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2020, for official hospitality for the division of banking shall not exceed \$1,000.
- For the fiscal year ending June 30, 2021.....\$11,662,597
- Provided*, That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2021, for official hospitality for the division of consumer and mortgage lending shall not exceed \$1,000: *Provided further*; That expenditures from the bank commissioner fee fund for the fiscal year ending June 30, 2021, for official hospitality for the division of banking shall not exceed \$1,000.
- Bank examination and investigation fund (094-00-2013-1010)
- For the fiscal year ending June 30, 2020.....No limit
- For the fiscal year ending June 30, 2021.....No limit
- Consumer education settlement fund (094-00-2560-2500)

For the fiscal year ending June 30, 2020.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2020, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

For the fiscal year ending June 30, 2021.....No limit

Provided, That expenditures may be made from the consumer education settlement fund for the fiscal year ending June 30, 2021, for consumer education purposes, which may be in accordance with contracts for such activities, which are hereby authorized to be entered into by the state bank commissioner or the deputy commissioner of the consumer and mortgage lending division, as the case may require, and the entities conducting such activities.

Litigation expense fund (094-00-2499-2499)

For the fiscal year ending June 30, 2020.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2020, for costs, fees, and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*; That, during the fiscal year ending June 30, 2020, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the litigation expense fund.

For the fiscal year ending June 30, 2021.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2021, for costs, fees, and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*; That, during the fiscal year ending June 30, 2021, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the litigation expense fund.

(b) During the fiscal years ending June 30, 2020, and June 30, 2021, notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and 16a-6-104, and amendments thereto, or any other statute, all moneys received under the Kansas mortgage business act or the uniform consumer credit code for fines or settlement moneys designated for consumer education shall be deposited in the state treasury to the credit of the consumer education settlement fund (094-00-2560-2500).

Sec. 11.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby increased from \$151,968 to \$176,231.

Sec. 12.

KANSAS BOARD OF BARBERING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Board of barbering fee fund (100-00-2704-0100)
For the fiscal year ending June 30, 2020.....\$157,263
Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$157,501
Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Sec. 13.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Behavioral sciences regulatory board fee fund (102-00-2730-0100)
For the fiscal year ending June 30, 2020.....\$939,864
Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000:
Provided further; That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2020, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$947,220
Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000:
Provided further; That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2021, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2021.

Sec. 14.

STATE BOARD OF HEALING ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Healing arts fee fund (105-00-2705-0100)
 For the fiscal year ending June 30, 2020.....\$6,145,005
Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000: *Provided further*; That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2020, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2020.
 For the fiscal year ending June 30, 2021.....\$6,331,086
Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000: *Provided further*; That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2021, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2021.
 Medical records maintenance trust fund (105-00-7206-7200)
 For the fiscal year ending June 30, 2020.....\$35,000
 For the fiscal year ending June 30, 2021.....\$35,000
 Sec. 15.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the cosmetology fee fund (149-00-2706-0100) of the Kansas state board of cosmetology is hereby increased from \$1,055,134 to \$1,059,134.
 Sec. 16.

KANSAS STATE BOARD OF COSMETOLOGY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:
 Cosmetology fee fund (149-00-2706-0100)
 For the fiscal year ending June 30, 2020.....\$1,124,211
Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.
 For the fiscal year ending June 30, 2021.....\$1,144,609
Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$2,000.
 Sec. 17.

STATE DEPARTMENT OF CREDIT UNIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:
 Credit union fee fund (159-00-2026-0100)
 For the fiscal year ending June 30, 2020.....\$1,251,313
Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$300.

For the fiscal year ending June 30, 2021.....\$1,269,934
Provided, That expenditures from the credit union fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$300.

Sec. 18.

KANSAS DENTAL BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the dental board fee fund (167-00-2708-0100) of the Kansas dental board is hereby decreased from \$427,804 to \$414,000.

(b) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 17(a) of chapter 104 of the 2017 Session Laws of Kansas on the dental board fee fund (167-00-2708-0100) of the Kansas dental board is hereby increased from \$500 to \$750.

Sec. 19.

KANSAS DENTAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dental board fee fund (167-00-2708-0100)
 For the fiscal year ending June 30, 2020.....\$418,500
Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$750.

For the fiscal year ending June 30, 2021..... \$420,600
Provided, That expenditures from the dental board fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$750.

Special litigation reserve fund (167-00-2749-2000)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative

policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 20.

STATE BOARD OF MORTUARY ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mortuary arts fee fund (204-00-2709-0100)
For the fiscal year ending June 30, 2020.....\$318,862

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$325,571

Provided, That expenditures from the mortuary arts fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Sec. 21.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 19(a) of chapter 104 of the 2017 Session Laws of Kansas on the hearing instrument board fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby increased from \$26,290 to \$26,996.

Sec. 22.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Hearing instrument board fee fund (266-00-2712-9900)
For the fiscal year ending June 30, 2020.....\$26,948
For the fiscal year ending June 30, 2021.....\$26,907

Hearing instrument litigation fund (266-00-2136-2136)
For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit
Provided, That no expenditures shall be made from the hearing instrument litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 23.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby increased from \$2,655,711 to \$2,706,173.

Sec. 24.

BOARD OF NURSING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Board of nursing fee fund (482-00-2716-0200)
- For the fiscal year ending June 30, 2020.....\$2,767,090
- Provided*, That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.
- For the fiscal year ending June 30, 2021.....\$2,747,110
- Provided*, That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.
- Gifts and grants fund (482-00-7346-4000)
- For the fiscal year ending June 30, 2020.....No limit
- For the fiscal year ending June 30, 2021.....No limit
- Education conference fund (482-00-2209-0100)
- For the fiscal year ending June 30, 2020.....No limit
- For the fiscal year ending June 30, 2021.....No limit
- Criminal background and fingerprinting fund (482-00-2745-2700)
- For the fiscal year ending June 30, 2020.....No limit
- For the fiscal year ending June 30, 2021.....No limit

Sec. 25.

BOARD OF EXAMINERS IN OPTOMETRY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Optometry fee fund (488-00-2717-0100)
 For the fiscal year ending June 30, 2020.....\$160,860
Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$600.

For the fiscal year ending June 30, 2021.....\$161,435
Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$600.

Optometry litigation fund (488-00-2547-2547)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Criminal history fingerprinting fund (488-00-2565-2565)
 For the fiscal year ending June 30, 2020.....No limit
 For the fiscal year ending June 30, 2021.....No limit

Sec. 26.

STATE BOARD OF PHARMACY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy is hereby increased from \$1,622,639 to \$1,663,690.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Public health crisis response fund.....No limit
 Sec. 27.

STATE BOARD OF PHARMACY

(a) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$705,000 from the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided*, That, if the state board of pharmacy receives moneys for the operation and maintenance of the prescription monitoring program through a grant or other cooperative agreement with the federal government during fiscal year 2020, then the executive secretary of the state board of pharmacy shall certify the amount of such moneys received to the director of accounts and reports and shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such amount of moneys from the state board of pharmacy fee fund to the medical programs fee fund: *Provided, however*, That the amount of such transfer from the state board of pharmacy fee fund to the medical programs fee fund shall not exceed \$705,000.

(b) On July 1, 2020, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$705,000 from the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State board of pharmacy fee fund (531-00-2718-0100)
 For the fiscal year ending June 30, 2020.....\$2,875,739

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2021.....\$2,959,371

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$2,000.

State board of pharmacy litigation fund (531-00-2733-2700)
 For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy

litigation fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Non-federal gifts and grants fund (531-00-7018-7000)

For the fiscal year ending June 30, 2020.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2020: *Provided, however*, That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*, That all expenditures from the non-federal gifts and grants fund for fiscal year 2020 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

For the fiscal year ending June 30, 2021.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2021: *Provided, however*, That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*, That all expenditures from the non-federal gifts and grants fund for fiscal year 2021 shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or a person designated by the president.

Prescription drug overdose data-driven prevention initiative – federal fund (531-00-3294-3294)

For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Harold Rogers prescription fund (531-00-3188-3110)

For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Public health crisis response fund

For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

(d) During the fiscal year ending June 30, 2020, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys

from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$50,000: *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(e) During the fiscal year ending June 30, 2021, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2021, shall not exceed \$50,000: *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(f) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of nursing: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the board of nursing fee fund (482-00-2716-0200) of the board of nursing to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive administrator of the board of nursing: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$103,500.

(g) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of nursing: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the board of nursing fee fund (482-00-2716-0200) of the board of nursing to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive administrator of the board of nursing: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$103,500.

(h) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of

the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the Kansas dental board: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the dental board fee fund (167-00-2708-0100) of the Kansas dental board to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the Kansas dental board: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$41,500.

(i) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the Kansas dental board: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the dental board fee fund (167-00-2708-0100) of the Kansas dental board to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the Kansas dental board: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$41,500.

(j) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the state board of healing arts: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the healing arts fee fund (105-00-2705-0100) of the state board of healing arts to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive director of the state board of healing arts: *Provided, however*, That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$235,500.

(k) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the state board of healing arts: *Provided*, That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the healing arts fee fund (105-00-2705-0100) of the state board of healing arts to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further*, That the executive secretary of the state board of pharmacy shall transmit a

copy of each such certification to the director of the budget, the director of legislative research and the executive director of the state board of healing arts: *Provided, however;* That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$235,500.

(l) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of examiners in optometry: *Provided,* That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further;* That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive officer of the board of examiners in optometry: *Provided, however;* That the aggregate amount of such transfers during fiscal year 2020 shall not exceed \$16,500.

(m) On July 1, 2020, October 1, 2020, January 1, 2021, and April 1, 2021, the executive secretary of the state board of pharmacy shall certify to the director of accounts and reports the amount of moneys expended for operation and maintenance of the prescription monitoring program established by K.S.A. 65-1681, and amendments thereto, that is attributable to licensees of the board of examiners in optometry: *Provided,* That upon receipt of each such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry to the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy: *Provided further;* That the executive secretary of the state board of pharmacy shall transmit a copy of each such certification to the director of the budget, the director of legislative research and the executive officer of the board of examiners in optometry: *Provided, however;* That the aggregate amount of such transfers during fiscal year 2021 shall not exceed \$16,500.

Sec. 28.

REAL ESTATE APPRAISAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Appraiser fee fund (543-00-2732-0100)
For the fiscal year ending June 30, 2020.....\$331,906

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2021.....\$334,160

Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$500.

Federal registry clearing fund (543-00-7752-7000)
For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

AMC federal registry clearing fund (543-00-7755-7755)

For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Special litigation reserve fund (543-00-2698-2698)

For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

.....For the fiscal year ending June 30, 2021

No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal years ending June 30, 2020, and June 30, 2021, the executive director of the real estate appraisal board, with the approval of the director of the budget, may transfer moneys from the appraiser fee fund (543-00-2732-0100) of the real estate appraisal board to the special litigation reserve fund (543-00-2698-2698) of the real estate appraisal board: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2020, and for the fiscal year ending June 30, 2021, shall not exceed \$20,000: *Provided further*, That the executive director of the real estate appraisal board shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 29.

KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the real estate fee fund (549-00-2721-0100) of the Kansas real estate commission is hereby increased from \$1,043,759 to \$1,076,152.

Sec. 30.

KANSAS REAL ESTATE COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Real estate fee fund (549-00-2721-0100)
For the fiscal year ending June 30, 2020.....\$1,114,222

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$1,169,916

Provided, That expenditures from the real estate fee fund for the fiscal year ending June 30, 2021, for official hospitality shall not exceed \$1,000.

Real estate recovery revolving fund (549-00-7368-4200)
For the fiscal year ending June 30, 2020.....No limit

For the fiscal year ending June 30, 2021.....No limit

Background investigation fee fund (549-00-2722-2700)
For the fiscal year ending June 30, 2020.....No limit

Provided, That notwithstanding the provisions of K.S.A. 58-3039, and amendments thereto, or any other statute, moneys collected for the purpose of reimbursing the Kansas real estate commission for the cost of fingerprinting and the criminal history record check shall be deposited in the state treasury and credited to the background investigation fee fund.

For the fiscal year ending June 30, 2021.....No limit

Provided, That notwithstanding the provisions of K.S.A. 58-3039, and amendments thereto, or any other statute, moneys collected for the purpose of reimbursing the Kansas real estate commission for the cost of fingerprinting and the criminal history record check shall be deposited in the state treasury and credited to the background investigation fee fund.

Sec. 31.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the technical professions fee fund (663-00-2729-0100) of the state board of technical professions is hereby decreased from \$764,182 to \$763,182.

Sec. 32.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Technical professions fee fund (663-00-2729-0100)
For the fiscal year ending June 30, 2020.....\$768,694

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2021.....\$775,111

Provided, That expenditures from the technical professions fee fund for the fiscal

year ending June 30, 2021, for official hospitality shall not exceed \$1,000.

Special litigation reserve fund (663-00-2739-0200)

For the fiscal year ending June 30, 2020.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2020, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2021.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2021, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 33.

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the veterinary examiners fee fund (700-00-2727-1100) of the state board of veterinary examiners is hereby decreased from \$360,653 to \$359,953.

(b) On the effective date of this act, expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2019, for official hospitality shall not exceed \$700.

Sec. 34.

STATE BOARD OF VETERINARY EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Veterinary examiners fee fund (700-00-2727-1100)

For the fiscal year ending June 30, 2020.....\$363,950

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$700.

For the fiscal year ending June 30, 2021.....\$367,017

Provided, That expenditures from the veterinary examiners fee fund for the fiscal

year ending June 30, 2021, for official hospitality shall not exceed \$700.

Sec. 35.

GOVERNMENTAL ETHICS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (247-00-1000-0103)
For the fiscal year ending June 30, 2020.....\$380,763

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

For the fiscal year ending June 30, 2021.....\$440,772

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Governmental ethics commission fee fund (247-00-2188-2000)
For the fiscal year ending June 30, 2020.....\$292,742
For the fiscal year ending June 30, 2021.....\$248,530

Sec. 36.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Legislative coordinating council –
operations (422-00-1000-0100).....\$599,702

Provided, That any unencumbered balance in the legislative coordinating council – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That notwithstanding the provisions of K.S.A. 75-3765a, and amendments thereto, or any other statute, expenditures shall be made by the above agency from the legislative coordinating council – operations account of the state general fund for fiscal year 2020 for the designation and identification of room 221-E of the state capitol building as a meditation room.

Legislative research department –
operations (425-00-1000-0103).....\$3,913,474

Provided, That any unencumbered balance in the legislative research department – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Office of revisor of statutes –
operations (579-00-1000-0103).....\$3,976,120

Provided, That any unencumbered balance in the office of revisor of statutes – operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative research department special
 revenue fund (425-00-2111-2000).....No limit
 Sec. 37.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operations (including official
 hospitality) (428-00-1000-0103).....\$15,018,014

Provided, That any unencumbered balance in the operations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account, pursuant to vouchers approved by the chairperson or vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee that are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *And provided further*, That expenditures may be made from this account for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That no expenditures shall be made from this account for any meeting of any joint committee, or of any subcommittee of any joint committee, chargeable to fiscal year 2020 unless such meeting is approved by the legislative coordinating council: *And provided further*, That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2020: *And provided further*, That, notwithstanding

the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, or any other statute, expenditures may be made from this account to reimburse members of the legislature for expenses incurred in printing correspondence with constituents: *And provided further*, That no expenses shall be reimbursed unless a legislator has first obtained approval for such printing by the director of legislative administrative services: *And provided further*, That such reimbursements shall only be issued after a legislator provides written receipts showing such expense to the director of legislative administrative services: *And provided further*, That the maximum amount reimbursed to any legislator shall be equal to or less than the maximum amount allotted to any legislator for constituent correspondence pursuant to policies adopted by the legislative coordinating council: *And provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from the operations (including official hospitality) account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the operations (including official hospitality) account of the state general fund for fiscal year 2020 for the director of legislative administrative services, under the direction of the legislative coordinating council, to administer and supervise the live streaming of legislative proceedings in an amount not to exceed \$247,399: *And provided further*, That in providing such live streaming, the director shall work in cooperation with the information network of Kansas, inc., created by K.S.A. 74-9303, and amendments thereto, which shall provide any services and equipment that the director and the board of the information network of Kansas, inc., have agreed upon and that the director determines to be necessary for the provision of such live streaming.

Legislative information system (428-00-1000-0300).....\$5,302,117

Provided, That any unencumbered balance in the legislative Information system account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Jordan – legislative claim (428-00-1000-0520).....\$27,768

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Legislative special revenue fund (428-00-2260-2200).....No limit

Provided, That expenditures may be made from the legislative special revenue fund, pursuant to vouchers approved by the chairperson or the vice-chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee which are

authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *Provided further*, That expenditures may be made from this fund for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That amounts are hereby authorized to be collected for such services, facilities and supplies in accordance with policies of the council: *And provided further*, That such amounts shall be fixed in order to recover all or part of the expenses incurred for providing such services, facilities and supplies and shall be consistent with policies and fees established in accordance with K.S.A. 46-1207a, and amendments thereto: *And provided further*, That all such amounts received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the legislative special revenue fund: *And provided further*, That all donations, gifts or bequests of money for the legislative branch of government which are received and accepted by the legislative coordinating council shall be deposited in the state treasury and credited to an account of the legislative special revenue fund: *And provided further*, That no expenditures shall be made from this fund for any meeting of any joint committee, or of any subcommittee of any joint committee, during fiscal year 2020 unless such meeting is approved by the legislative coordinating council: *And provided further*, That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of copies of the permanent journals of the senate or house of representatives to each member of the legislature during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2020: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2020.

Capitol restoration – gifts and

donations fund (428-00-7348-7000).....No limit

(c) As used in this section, "joint committee" includes the joint committee on administrative rules and regulations, health care stabilization fund oversight committee, joint committee on special claims against the state, legislative budget committee, joint committee on state building construction, joint committee on information technology, joint committee on pensions, investments and benefits, joint committee on state-tribal relations, confirmation oversight committee, joint committee on corrections and juvenile justice oversight, compensation commission, joint committee on Kansas security, Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight, capitol restoration commission, capitol preservation committee and any other committee, commission or other body for which expenditures are to be paid from moneys appropriated for the legislature for the expenses of any meeting of any such body or for the expenses of any member thereof.

Sec. 38.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the \$2,499,604 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 34(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the operations (including legislative post audit committee) account (540-00-1000-0100), the sum of \$244,600 is hereby lapsed.

Sec. 39.

DIVISION OF POST AUDIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operations (including legislative post audit committee) (540-00-1000-0100).....\$2,589,522

Provided, That any unencumbered balance in the operations (including legislative post audit committee) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the legislative post audit committee to direct the legislative division of post audit to compare the salaries, compensation and allowances paid by the state to members of the legislature, state officers elected on a statewide basis, justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges to salaries, compensation and allowances paid to such positions in other states: *Provided*, That such comparison shall be presented to the legislative budget committee during the 2019 legislative interim.

Sec. 40.

GOVERNOR'S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Governor's department (252-00-1000-0503).....\$2,432,821

Provided, That any unencumbered balance in the governor's department account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided further; That expenditures may be made from this account for official hospitality and contingencies without limitation at the discretion of the governor.

Domestic violence prevention grants (252-00-1000-0600).....\$4,617,656

Provided, That any unencumbered balance in the domestic violence prevention grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further;* That expenditures may be made from the domestic violence prevention grants account for official hospitality and contingencies without limitation at the discretion of the governor.

Child advocacy centers (252-00-1000-0610).....\$801,934

Provided, That any unencumbered balance in the child advocacy centers account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further;* That expenditures may be made from the child advocacy centers account for official hospitality and contingencies without limitation at the discretion of the governor.

(b) Expenditures may be made by the above agency for travel expenses of the governor's spouse when accompanying the governor or when representing the governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2020, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(c) Expenditures may be made by the above agency for travel expenses of the lieutenant governor's spouse when accompanying the lieutenant governor or when representing the lieutenant governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the lieutenant governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2020, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Special programs fund (252-00-2149-2000).....No limit

Provided, That expenditures may be made from the special programs fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further;* That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further;* That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further;* That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special programs fund.

Miscellaneous projects fund (252-00-6168-6050).....No limit

Provided, That expenditures may be made from the miscellaneous projects fund for operating expenditures for the governor's department, including conferences and official

hospitality: *Provided further*, That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*, That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*, That all fees received for such conferences and all fees received by the governor's department under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the miscellaneous projects fund.

Intragovernmental service fund (252-00-6161-6000).....No limit

Provided, That expenditures may be made from the intragovernmental service fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*, That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*, That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*, That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the intragovernmental service fund.

Conversion of materials and equipment fund (252-00-2409-0400).....No limit

Hispanic and Latino American affairs commission – donations fund (252-00-7236-7200).....No limit

Advisory commission on African-American affairs – donations fund (252-00-7242-7210).....No limit

Kansas commission on disability concerns fee fund (252-00-2767-2705).....No limit

Domestic violence grants fund (252-00-2014-2014).....No limit

Provided, That grants made for domestic violence prevention shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control and prevention as the official domestic violence or sexual assault coalition.

Child advocacy centers grant fund (252-00-2024-2024).....No limit

Residential substance abuse – federal fund (252-00-3006-3013).....No limit

Arrest grant – federal fund (252-00-3082-3040).....No limit

National criminal history improvement program – federal fund (252-00-3189-3195).....No limit

Violence against women grant – federal fund (252-00-3214-3211).....No limit

Coverdell forensic science improvement – federal fund (252-00-3227-3234).....No limit

State victim assistance –

federal fund (252-00-3250-3250).....	No limit
Crime victim assistance –	
federal fund (252-00-3260-3260).....	No limit
Access visitation grant –	
federal fund (252-00-3460-3460).....	No limit
Battered women/family violence prevention –	
federal fund (252-00-3461-3461).....	No limit
Sexual assault services program –	
federal fund (252-00-3465-3465).....	No limit
Edward Byrne justice assistance grants –	
federal fund (252-00-3757-3763).....	No limit
Prison rape elimination act –	
federal fund (252-00-3758-3755).....	No limit
John R Justice grant –	
federal fund (252-00-3802-3802).....	No limit
Project safe neighborhood grant	
federal fund (252-00-3252-3252).....	No limit
Sec. 41.	

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (082-00-1000).....	\$4,913,613
<i>Provided</i> , That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: <i>Provided, however</i> , That expenditures from this account for official hospitality shall not exceed \$2,000.	
Litigation costs (082-00-1000-0040).....	\$78,000
<i>Provided</i> , That any unencumbered balance in the litigation costs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.	
Abuse, neglect and exploitation unit (082-00-1000-0500).....	\$326,628
<i>Provided</i> , That any unencumbered balance in the abuse, neglect and exploitation unit account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: <i>Provided further</i> ; That expenditures may be made by the attorney general from the abuse, neglect and exploitation unit account pursuant to contracts with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect or exploitation.	
Child abuse grants (082-00-1000-0400).....	\$75,000
Child exchange and visitation centers (082-00-1000-0450).....	\$128,000
<i>Provided</i> , That notwithstanding the provisions of K.S.A. 74-7334, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, the above agency may use moneys in the child exchange and visitation centers account for matching funds.	
Protection from abuse (082-00-1000-0900).....	\$519,000
Office of inspector general.....	\$464,282

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Private detective fee fund (082-00-2029-2029).....No limit
- Court cost fund (082-00-2012-2000).....No limit
- Bond transcript review fee fund (082-00-2254-2300).....No limit
- Conversion of materials and equipment fund (082-00-2405-2040).....No limit
- Attorney general's antitrust special revenue fund (082-00-2506-2050).....No limit
- Private gifts fund (082-00-7300-7000).....No limit
- Medicaid fraud reimbursement fund (082-00-9034-9040).....No limit
- Medicaid fraud control unit (082-00-3060-3080).....No limit
- Attorney general's antitrust suspense fund (082-00-9002-9000).....No limit
- Attorney general's consumer protection clearing fund (082-00-9003-9010).....No limit
- Attorney general's committee on crime prevention fee fund (082-00-2113-2090).....No limit

Provided, That expenditures may be made from the attorney general's committee on crime prevention fee fund for operating expenditures directly or indirectly related to conducting training seminars organized by the attorney general's committee on crime prevention, including official hospitality: *Provided further*: That the attorney general is hereby authorized to fix, charge and collect fees for conducting training seminars organized by the attorney general's committee on crime prevention: *And provided further*: That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting such seminars, including official hospitality: *And provided further*: That all fees received for conducting such seminars shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the attorney general's committee on crime prevention fee fund.

- Tort claims fund (082-00-2613-2080).....No limit
- Crime victims compensation fund (082-00-2563-2060).....No limit

Provided, That expenditures from the crime victims compensation fund for state operations shall not exceed \$463,276: *Provided further*: That any expenditures for payment of compensation to crime victims are authorized to be made from this fund regardless of when the claim was awarded.

- Crime victims assistance fund (082-00-2598-2070).....No limit
- Protection from abuse fund (082-00-2239-2030)No limit
- Crime victims grants and gifts fund (082-00-7340-7010).....No limit

Provided, That all private grants and gifts received by the crime victims

compensation board shall be deposited to the credit of the crime victims grants and gifts fund.

Kansas attorney general batterer intervention program certification fund (082-00-2103-2103).....No limit

Debt collection administration cost recovery fund (082-00-2305-2240).....No limit

Provided, That the attorney general shall deposit in the state treasury to the credit of the debt collection administration cost recovery fund all moneys remitted to the attorney general as administrative costs under contracts entered into pursuant to K.S.A. 75-719, and amendments thereto.

Medicaid fraud prosecution revolving fund (082-00-2641-2280).....No limit

Provided, That all moneys recovered by the medicaid fraud and abuse division of the attorney general's office in the enforcement of state and federal law which are in excess of any restitution for overcharges and interest, including all moneys recovered as recoupment of expenses of investigation and prosecution, shall be deposited in the state treasury to the credit of the medicaid fraud prosecution revolving fund: Provided further, That, notwithstanding the provisions of K.S.A. 2018 Supp. 21-5933, and amendments thereto, or any other statute, expenditures may be made from the medicaid fraud prosecution revolving fund for other operating expenditures of the attorney general's office other than for medicaid fraud prosecution costs.

Interstate water litigation fund (082-00-2311-2295).....No limit

Provided, That, in addition to the other purposes authorized by K.S.A. 82a-1802, and amendments thereto, expenditures may be made from the interstate water litigation fund for: (1) Litigation costs for the case of Kansas v. Colorado No. 105, Original in the Supreme Court of the United States, including repayment of past contributions; (2) expenses related to the appointment of a river master or such other official as may be appointed by the Supreme Court to administer, implement or enforce its decree or other orders of the Supreme Court related to this case; and (3) expenses incurred by agencies of the state of Kansas to monitor actions of the state of Colorado and its water users and to enforce any settlement, decree or order of the Supreme Court related to this case.

Suspense fund (082-00-9112-9030).....No limit

Children's advocacy center fund (082-00-2654-2610).....No limit

Abuse, neglect and exploitation of people with disabilities unit grant acceptance fund (082-00-2482-2500).....No limit

Concealed weapon licensure fund (082-00-2450-2400).....No limit

Tobacco master settlement agreement compliance fund (082-00-2383-2320).....No limit

Sexually violent predator expense fund (082-00-2379-2310).....No limit

County law enforcement

equipment fund (082-00-2470-2470).....	No limit
Child exchange and visiting centers fund (082-00-2579-2250).....	No limit
Roofing contractor registration fund (082-00-2774-2774).....	No limit
State medicaid fraud control unit – federal fund (082-00-3060-3060).....	No limit
Com def sol – violence against women federal fund (082-00-3082-3082).....	No limit
Crime victims compensation federal fund (082-00-3133-3020).....	No limit
Ed Byrne state/local law enforcement federal fund (082-00-3213-3213).....	No limit
Violence against women – ARRA federal fund (082-00-3214-3212).....	No limit
Comm prsct/project safe neighborhood federal fund (082-00-3217-3217).....	No limit
Public safety prtnt/comm pol fund (082-00-3218-3218).....	No limit
Anti-gang initiative federal fund (082-00-3229-3229).....	No limit
Alcohol impaired driving cntnrms federal fund (082-00-3247-3247).....	No limit
Children's justice grant federal fund (082-00-3381-3381).....	No limit
Sexual assault kit initiative federal fund (082-00-3416-3416).....	No limit
Ed Byrne memorial JAG – ARRA federal fund (082-00-3455-3455).....	No limit
Medicaid indirect cost federal fund (082-00-3919-3919).....	No limit
Federal forfeiture fund (082-00-3940-3940).....	No limit
SSA fraud prevention federal fund (082-00-2174-2175).....	No limit
False claims litigation revolving fund (082-00-2650-2600).....	No limit
<i>Provided, That expenditures may be made from the false claims litigation revolving fund for costs associated with litigation under the Kansas false claims act, K.S.A. 2018 Supp. 75-7501 et seq., and amendments thereto.</i>	
GTEAP federal fund (252-00-3050-3065).....	No limit
Ed Byrne memorial justice assistance grant federal fund (352-00-3057-3057).....	No limit
911 state maintenance fund (082-00-2747-2447).....	No limit
DOT prohibit racial profiling (082-00-3566-3566).....	No limit

Human trafficking victim assistance fund (082-00-2775-2775).....	No limit
Criminal appeals cost fund (082-00-2779-2779).....	No limit
Attorney general's open government fund (082-00-2497-2497).....	No limit
Scrap metal theft reduction fee fund (082-00-2085-2100).....	No limit
Bail enforcement agents fee fund (082-00-2259-2259).....	No limit
Fraud and abuse criminal prosecution fund (082-00-2262-2262).....	No limit
Attorney general's state agency representation fund (082-00-2261-2261).....	No limit
State medicaid fraud forfeiture fund.....	No limit

(c) During the fiscal year ending June 30, 2020, grants made pursuant to K.S.A. 74-7325, and amendments thereto, from the protection from abuse fund (082-00-2239-2030) and grants made pursuant to K.S.A. 74-7334, and amendments thereto, from the crime victims assistance fund (082-00-2598-2070) shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control as the official domestic violence or sexual assault coalition.

(d) During the fiscal year ending June 30, 2020, the attorney general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the attorney general to another item of appropriation for fiscal year 2020 from the state general fund for the attorney general. The attorney general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$460,593 from the Kansas endowment for youth fund to the tobacco master settlement agreement compliance fund (082-00-2383-2320) of the attorney general.

(f) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the state general fund to the sexually violent predator expense fund (082-00-2379-2310) of the attorney general.

(g) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$600,000 from the state general fund to the medicaid fraud prosecution revolving fund (082-00-2641-2280).

Sec. 42.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Help America vote act matching funds.....\$109,590

Sec. 43.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the

fiscal year ending June 30, 2020, the following:

Help America vote act matching funds.....\$109,590
Provided, That any unencumbered balance in the help America vote act matching funds account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Cemetery and funeral audit
 fee fund (622-00-2225-2100).....No limit
 HAVA ELVIS fund (622-00-2353-2150).....No limit

Conversion of materials and
 equipment fund (622-00-2418-2200).....No limit

Information and services
 fee fund (622-00-2430-2300).....No limit

Provided, That expenditures from the information and services fee fund for official hospitality shall not exceed \$2,533.

State register fee fund (622-00-2619-2500).....No limit
 Uniform commercial code
 fee fund (622-00-2664-2600).....No limit

State flag and banner fund (622-00-5130-4600).....No limit
 Secretary of state fee
 refund fund (622-00-9047-9100).....No limit

Electronic voting machine
 examination fund (622-00-9101-9200).....No limit

Credit card clearing fund (622-00-9434-9400).....No limit
 Suspense fund (622-00-9046-9000).....No limit

Prepaid services fund (622-00-9114-9300).....No limit
 Athlete agent registration
 fee fund (622-00-2674-2700).....No limit

Democracy fund (622-00-2702-2400).....No limit

Provided, That all expenditures from the democracy fund shall be to provide matching funds to implement Title II of the federal help America vote act of 2002, public law 107-252, as prescribed under that act.

Technology communication
 fee fund (622-00-2672-2900).....No limit

Help America Vote Act
 federal fund (622-00-3091).....No limit

HAVA Title I federal fund (622-00-3283-3283).....No limit

(c) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from any special revenue fund or funds for fiscal year 2020 by the above agency by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such special revenue fund or funds to provide a report to the house appropriations committee and the senate ways and means committee

detailing the costs of publication in a newspaper in each county pursuant to K.S.A. 64-103, and amendments thereto, of any constitutional amendment that is introduced by the legislature during the 2020 regular session of the legislature and detailing costs to local units of governments for conducting elections that include proposed constitutional amendments.

Sec. 44.

STATE TREASURER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the state treasurer operating fund (670-00-2374-2300) of the state treasurer is hereby decreased from \$1,710,088 to \$1,680,886: *Provided*, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2019, the state treasurer is hereby authorized and directed to credit the first \$1,680,886 received and deposited in the state treasury to the state treasurer operating fund: *Provided further*; That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2019 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*; That all moneys credited to the state treasurer operating fund during fiscal year 2019 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed to administer the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

Sec. 45.

STATE TREASURER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State treasurer operating fund (670-00-2374-2300).....\$1,683,705

Provided, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2020, the state treasurer is hereby authorized and directed to credit the first \$1,683,705 received and deposited in the state treasury to the state treasurer operating fund: *Provided further*; That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2020 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*; That all moneys credited to the state treasurer operating fund during fiscal year 2020 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed to administer the provisions of the uniform

unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

Fiscal agency fund (670-00-7754-6400).....	No limit
Bond services fee fund (670-00-2061-2500).....	No limit
City bond finance fund (670-00-7654).....	No limit
Local ad valorem tax reduction fund (670-00-7394-4800).....	No limit
County and city revenue sharing fund (670-00-7395-4900).....	No limit
Suspense fund (670-00-9054-9000).....	No limit
County and city retailers' sales tax fund (670-00-7608-6000).....	No limit
County and city compensating use tax fund (670-00-7667-6200).....	No limit
Local alcoholic liquor fund (670-00-7665-6100).....	No limit
Local alcoholic liquor equalization fund (670-00-7759-6500).....	No limit
Unclaimed property claims fund (670-00-7758-7700).....	No limit
Unclaimed property expense fund (670-00-2362-2200).....	No limit
<i>Provided</i> , That expenditures from the unclaimed property expense fund for official hospitality shall not exceed \$2,000.	
County and city transient guest tax fund (670-00-7602-6600).....	No limit
Racing admissions tax fund (670-00-7670-6300).....	No limit
Rental motor vehicle excise tax fund (670-00-7681-6800).....	No limit
Transportation development district sales tax fund (670-00-7601-7000).....	No limit
Redevelopment bond fund (670-00-7683-6900).....	No limit
Special qualified industrial manufacturer fund (670-00-9525-9525).....	No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-50,122, and amendments thereto, or any other statute, the special qualified industrial manufacturer fund shall be maintained in the state treasury and shall be administered by the state treasurer for the purposes of the qualified industrial manufacturer act: *Provided further*; That, on the 15th day of each month that commences during fiscal year 2020, the secretary of commerce and the secretary of revenue shall consult and determine the amount of revenue received by the state from withholding taxes paid by each taxpayer that is a qualified industrial manufacturer during the preceding month and then, jointly, shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *And provided further*; That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified

from the state general fund to the special qualified industrial manufacturer fund established by this subsection: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the special qualified industrial manufacturer fund interest earnings based on: (1) The average daily balance of moneys in the special qualified industrial manufacturer fund established by this subsection for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the special qualified industrial manufacturer fund from the withholding taxes paid by a qualified industrial manufacturer shall be paid by the state treasurer to such qualified industrial manufacturer on such dates as are mutually agreed to by the secretary of commerce and the state treasurer, serving as paying agent in accordance with the terms of the agreement entered into pursuant to K.S.A. 74-50,122, and amendments thereto, by the secretary of commerce and such qualified industrial manufacturer: *And provided further*, That not more than \$2,000,000 shall be paid from the special qualified industrial manufacturer fund established by this subsection by the state treasurer to a qualified industrial manufacturer: *And provided further*, That the words and phrases used in these provisos to the appropriation of moneys in the special qualified industrial manufacturer fund shall have the meanings respectively ascribed thereto by K.S.A. 74-50,121, and amendments thereto, unless the context requires otherwise.

Kansas postsecondary education savings program trust fund (670-00-7241-7100).....	No limit
Kansas postsecondary education savings expense fund (670-00-2096-2000).....	No limit
Conversion of materials and equipment fund (670-00-2461-2700).....	No limit
Tax increment financing revenue replacement fund (670-00-7391-4700).....	No limit
Spirit bonds fund (670-00-9515-9515).....	No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Spirit bonds fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Spirit bonds fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Spirit bonds fund interest earnings based on: (1) The average daily balance of moneys in the Spirit bonds fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Spirit bonds fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from

the Spirit bonds fund to the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Learjet bond fund (670-00-9545-9545).....No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Learjet bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Learjet bond fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Learjet bond fund interest earnings based on: (1) The average daily balance of moneys in the Learjet bond fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Learjet bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Learjet bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Siemens bond fund (670-00-9540-9540).....No limit

Provided, That, on the 15th day of each month that commences during fiscal year 2020, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Siemens bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Siemens bond fund: *And provided further*, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the Siemens bond fund interest earnings based on: (1) The average daily balance of moneys in the Siemens bond fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the Siemens bond fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Siemens bond fund to the appropriate account of the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.

Business machinery and equipment tax reduction

assistance fund (670-00-7684-7680).....	\$0
Telecommunications and railroad machinery and equipment tax reduction assistance fund (670-00-7685-7690).....	\$0
Community improvement district sales tax fund (670-00-7610-7650).....	No limit
Special economic revitalization fund (670-00-9520-9520).....	No limit
Bioscience development and investment fund (670-00-9510-9510).....	No limit
KS ABLE savings expense fund (670-00-2177-2177).....	No limit

(b) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 75-1514, and amendments thereto, or any other statute, the commissioner of insurance shall remit all moneys received by the commissioner under K.S.A. 75-1508, and amendments thereto, to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury: *Provided, however*, That, for each such remittance deposited in the state treasury during fiscal year 2020, the state treasurer shall not credit such deposit pursuant to K.S.A. 75-1514, and amendments thereto, but shall credit such deposit in accordance with the provisions of this subsection: *Provided further*, That the state treasurer shall credit 10% of each such deposit to the state general fund and the state treasurer shall credit the remainder of each such deposit as follows: (1) The amount equal to 64% of the remainder of such deposit shall be credited to the fire marshal fee fund (234-00-2330-2000) of the state fire marshal; (2) the amount equal to 20% of the remainder of such deposit shall be credited to the emergency medical services board operating fund (206-00-2326-4000) of the emergency medical services board; and (3) the amount equal to 16% of the remainder of such deposit shall be credited to the fire service training program fund (682-00-2123-2170) of the university of Kansas: *And provided further*, That the amount of each such deposit that is credited to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state fire marshal, the emergency medical services board, and the fire service training program of the university of Kansas by other state agencies which receive appropriations from the state general fund to provide such services: *And provided further*, That, whenever in fiscal year 2020 the aggregate amount that the 10% credit to the state general fund prescribed by this subsection is equal to \$100,000, then: (1) The provisions of this subsection prescribing the 10% credit to the state general fund no longer shall apply to moneys received pursuant to K.S.A. 75-1508, and amendments thereto; and (2) for the remainder of fiscal year 2020, the state treasurer shall credit the full 100% so received of each such deposit as follows: (A) The amount equal to 64% of such deposit shall be credited to the fire marshal fee fund of the state fire marshal; (B) the amount equal to 20% of such deposit shall be credited to the emergency medical services board operating fund of the emergency medical services board; and (C) the amount equal to 16% of such deposit shall be credited to the fire service training program fund of the

university of Kansas.

(c) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-648, and amendments thereto, or any other statute, on July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the Kansas postsecondary education savings expense fund (670-00-2096-2000) of the state treasurer to the KS ABLE savings expense fund (670-00-2177-2177) of the state treasurer.

Sec. 46.

INSURANCE DEPARTMENT

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the securities act fee fund (331-00-2162-0100) of the insurance department is hereby decreased from \$2,969,162 to \$2,839,224.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 47.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Insurance department service regulation fund (331-00-2270-2400).....No limit

Provided, That expenditures from the insurance department service regulation fund for official hospitality shall not exceed \$2,500: *Provided further*, That transfers may be made from this fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company examination fund (331-00-2055-2000).....No limit

Provided, That transfers may be made from the insurance company examination fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company annual statement examination fund (331-00-2056-2100).....No limit

Insurance company examiner training fund (331-00-2057-2200).....No limit

Workers compensation fund (331-00-7354-7000).....No limit

Provided, That expenditures from the workers compensation fund for attorney fees and other costs and benefit payments may be made regardless of when services were rendered or when the initial award of benefits was made.

State firefighters relief fund (331-00-7652-7130).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-1706, and amendments thereto, or any other statute, transfers may be made from the state firefighters relief

fund to the insurance department rehabilitation and repair fund of the insurance department.

Insurance company tax and fee refund fund (331-00-9017-9100).....No limit

Group-funded workers' compensation pools fee fund (331-00-7374-7120).....No limit

Provided, That transfers may be made from the group-funded workers' compensation pools fee fund to the insurance department rehabilitation and repair fund of the insurance department.

Municipal group-funded pools fee fund (331-00-7356-7100).....No limit

Provided, That transfers may be made from the municipal group-funded pools fee fund to the insurance department rehabilitation and repair fund of the insurance department.

Uninsurable health insurance plan fund (331-00-2328-2500).....No limit

Private grants and gifts fund (331-00-7301-7301).....No limit

Insurance education and training fund (331-00-2367-2600).....No limit

Provided, That expenditures may be made from the insurance education and training fund for training programs and official hospitality: *Provided further*, That the insurance commissioner is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs shall be fixed in order to collect all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such training programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the insurance education and training fund.

Monumental life settlement fund (331-00-7360-7360).....No limit

Provided, That all expenditures from the monumental life settlement fund shall be made for scholarship purposes: *Provided further*, That the scholarship recipients shall be African-American students who are currently enrolled and are attending an accredited higher education institution in the state of Kansas and who have designated a major in mathematics, computer science or business.

Fines and penalties fund (331-00-2351-2510).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-2606, and amendments thereto, or any other statute, all moneys received during fiscal year 2020 for penalties imposed pursuant to K.S.A. 40-2606, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the fines and penalties fund.

Settlements fund (331-00-2523-2520).....No limit

Provided, That moneys may be transferred or otherwise credited to the settlements fund as the result of or pursuant to court orders under K.S.A. 40-3644, and amendments thereto, court-ordered settlements, or legislative authority: *Provided further*, That

expenditures from the settlements fund shall be made for the purpose of providing consumer education and outreach or for costs that the insurance department may incur in closeout of any troubled insurance company matters.

HHS consumer assistance grant – federal fund (331-00-3555-3555).....No limit

HHS exchange planning & establishment grant – federal fund (331-00-3556-3556).....No limit

HHS rate review grant – federal fund (331-00-3505-3505).....No limit

Professional employer organization fee fund (331-00-2678-2678).....No limit

Pharmacy benefit manager registration fund (331-00-2665-2665).....No limit

Securities act fee fund (331-00-2162-0100).....\$3,065,869

Provided, That expenditures from the securities act fee fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$2,000.

Investor education and protection fund (331-00-2242-2240).....No limit

Provided, That expenditures from the investor education and protection fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$5,000.

Captive insurance regulatory and supervision fund.....No limit

(b) In addition to the other purposes for which expenditures may be made by the insurance department from the insurance company examination fund (331-00-2055-2000) for fiscal year 2020 as authorized by K.S.A. 40-223, and amendments thereto, notwithstanding the provisions of K.S.A. 40-223, and amendments thereto, or any other statute, expenditures may be made by the insurance department from the insurance company examination fund for fiscal year 2020 for the examination of annual statements filed with the commissioner of insurance, regardless of when the services were rendered, when the expenses were incurred or when any claim was submitted or processed for payment and regardless of whether or not the services were rendered or the expenses were incurred prior to the effective date of this act.

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 48.

INSURANCE DEPARTMENT

(a) On July 1, 2020, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,375,000 from the state general fund to the insurance department service regulation fund (331-00-2270-2400) of the insurance department for repayment of previous transfers to the state general fund in prior fiscal years.

Sec. 49.

HEALTH CARE STABILIZATION

FUND BOARD OF GOVERNORS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Health care stabilization fund (270-00-7404-2000).....No limit
- Conference fee fund (270-00-2453-2453).....No limit

(b) Expenditures from the health care stabilization fund for the fiscal year ending June 30, 2020, other than refunds authorized by law for the following specified purposes shall not exceed the limitations prescribed therefor as follows:

- Operating expenditures (270-00-7404-2100).....No limit

Provided, That expenditures may be made from the operating expenditures account for official hospitality.

- Legal services and other claims expenses (270-00-7404-2300).....No limit
 - Claims and benefits (270-00-7404-2400).....No limit
- Sec. 50.

POOLED MONEY INVESTMENT BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Municipal investment pool fund (671-00-7537-7000).....No limit
- Pooled money investment portfolio fee fund (671-00-2319-2000).....No limit

Provided, That, on or before the fifth day of each month of the fiscal year ending June 30, 2020, the state treasurer shall certify to the pooled money investment board an accounting of the banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during such month: *Provided further*, That, prior to the 10th day of each month during the fiscal year ending June 30, 2020, the pooled money investment board shall review the certification from the state treasurer and shall make expenditures from the pooled money investment portfolio fee fund (671-00-2319-2000) to pay the amount of banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during the second preceding month, as determined by the pooled money investment board: *And provided further*, That expenditures from the pooled money investment portfolio fee fund for official hospitality shall not exceed \$800.

Sec. 51.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Judicial council fund (349-00-2127-2100).....No limit

Grants and gifts fund (349-00-7326-7000).....No limit
Provided, That all private grants and gifts received by the judicial council, other than moneys received as grants, gifts or donations for the preparation, publication or distribution of legal publications, shall be deposited to the credit of the grants and gifts fund.

Publications fee fund (349-00-2297-2000).....No limit
 Sec. 52.

STATE BOARD OF INDIGENTS'
 DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:
 Assigned counsel expenditures (328-00-1000-0700).....\$800,000
 Sec. 53.

STATE BOARD OF INDIGENTS'
 DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:
 Operating expenditures (328-00-1000-0603).....\$13,646,479
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures for indigents' defense services are authorized to be made from the operating expenditures account regardless of when services were rendered: *Provided further*; That expenditures may be made from the operating expenditures account for negotiated contracts for malpractice insurance for public defenders and deputy or assistant public defenders: *And provided further*; That all contracts for malpractice insurance for public defenders and deputy or assistant public defenders shall be negotiated and purchased by the state board of indigents' defense services, shall not be subject to approval or purchase by the committee on surety bonds and insurance under K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto.

Assigned counsel expenditures (328-00-1000-0700).....\$13,139,335
Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the assigned counsel expenditures account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures for indigents' defense services are authorized to be made from the assigned counsel expenditures account regardless of when services were rendered.

Capital defense operations (328-00-1000-0800).....\$3,167,081
Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the capital defense operations account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures for indigents' defense services are authorized to be made from the capital defense operations account regardless of when services were rendered.

Legal services for prisoners (328-00-1000-0500).....\$289,592
 Indigents' defense services operations (328-00-1000-0610).....\$156,847

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the indigents' defense services operations account is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the indigents' defense services operations account for the purpose of assigned counsel and other professional services related to contract cases.

Litigation support (328-00-1000-0510).....\$2,760,665

Provided, That any unencumbered balance in the litigation support account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Capital litigation training
grant fund (328-00-3211-3211).....No limit

Indigents' defense
services fund (328-00-2119-2000).....No limit

Provided, That expenditures may be made from the indigents' defense services fund for the purpose of assigned counsel and other professional services related to contract cases.

Inservice education workshop
fee fund (328-00-2186-2100).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of indigents' defense services is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

(c) During the fiscal year ending June 30, 2020, the executive director of the state board of indigents' defense services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the state board of indigents' defense services to any other item of appropriation for fiscal year 2020 from the state general fund for the state board of indigents' defense services. The executive director shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) In addition to the other purposes for which expenditures may be made by the state board of indigents' defense services from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 to classify public defenders based on the level of cases such public defenders are

assigned.
Sec. 54.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Judiciary operations (677-00-1000).....\$109,052,817

Provided, That any unencumbered balance in the judiciary operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That contracts for computer input of judicial opinions and all purchases thereunder shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto: *And provided further*; That expenditures may be made from the judiciary operations account for contingencies without limitation at the discretion of the chief justice: *And provided further*; That expenditures from the judiciary operations account for such contingencies shall not exceed \$25,000: *And provided further*; That expenditures from the judiciary operations account for official hospitality shall not exceed \$4,000: *And provided further*; That expenditures shall be made from the judiciary operations account for the travel expenses of panels of the court of appeals for travel to cities across the state to hear appealed cases.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter fully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Library report fee fund (677-00-2106-2000).....No limit

Judiciary technology fund (677-00-2272-1800).....No limit

Dispute resolution fund (677-00-2126-3500).....No limit

Judicial branch

education fund (677-00-2324-1900).....No limit

Provided, That expenditures may be made from the judicial branch education fund to provide services and programs for the purpose of educating and training judicial branch officers and employees, administering the training, testing and education of municipal judges as provided in K.S.A. 12-4114, and amendments thereto, educating and training municipal judges and municipal court support staff, and for the planning and implementation of a family court system, as provided by law, including official hospitality: *Provided further*; That the judicial administrator is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*; That such fees may be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*; That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the judicial branch education fund.

Child welfare federal

grant fund (677-00-3942-3300).....No limit

Child support enforcement contractual

agreement fund (677-00-2681-2400).....No limit

SJI grant fund (677-00-2714-2714).....No limit

Bar admission fee fund (677-00-2724-2500).....	No limit
Permanent families account – family and children investment fund (677-00-7317-7000).....	No limit
Duplicate law book fund (677-00-2543-2300).....	No limit
Court reporter fund (677-00-2725-2600).....	No limit
Access to justice fund (677-00-2169-2100).....	No limit
Judicial branch nonjudicial salary initiative fund (677-00-2229-2800).....	No limit
Judicial branch nonjudicial salary adjustment fund (677-00-2389-3200).....	No limit
Federal grants fund (677-00-3082-3100).....	No limit
District magistrate judge supplemental compensation fund (677-00-2398-2390).....	No limit
Correctional supervision fund (677-00-2465-2465).....	No limit
Violence against women grant fund – ARRA (677-00-3214-3214).....	No limit
Judicial branch docket fee fund (677-00-2158-2158).....	No limit
Electronic filing and management fund (677-00-2791-2791).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the Kansas endowment for youth fund to the permanent families account – family and children investment fund (677-00-7317-7000) of the judicial branch.

Sec. 55.

**KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM**

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$280,680 from the MSA compliance fund (565-00-2274-2274) of the department of revenue to the Kansas endowment for youth fund (365-00-7000-2000) of the Kansas public employees retirement system.

(b) On the effective date of this act, the provisions of section 47(d) of chapter 109 of the 2018 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 56.

**KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM**

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas public employees retirement fund (365-00-7002-7000).....	No limit
--	----------

Provided, That no expenditures may be made from the Kansas public employees retirement fund other than for benefits, investments, refunds authorized by law, and

other purposes specifically authorized by this or other appropriation act.

Kansas public employees deferred compensation fees fund (365-00-2376).....	No limit
Group insurance reserve fund (365-00-7358-9200).....	No limit
Optional death benefit plan reserve fund (365-00-7357-9100).....	No limit
Kansas endowment for youth fund (365-00-7000-2000).....	No limit
Senior services trust fund (365-00-7550-7600).....	No limit
Family and children endowment account – family and children investment fund (365-00-7010-4000).....	No limit
Non-retirement administration fund (365-00-2277).....	No limit

Provided, That the executive officer of the Kansas public employees retirement system shall certify to the director of accounts and reports the amount of moneys to transfer from the Kansas endowment for youth fund (365-00-7000-2000), the senior services trust fund (365-00-7550-7600), the family and children endowment account – family and children investment fund (365-00-7010-4000) and the unclaimed property account (670-00-7758-7700) of the state general fund for the purpose of reimbursing the costs of non-retirement-related administrative activities and investment-related expenses for managing such funds in accordance with K.S.A. 74-4909b, and amendments thereto.

KDFA series 2003H bond debt service fund (365-00-7001-2100).....	No limit
--	----------

Provided, That, notwithstanding the provisions of K.S.A. 74-4921 et seq., and amendments thereto, any employer contributions remitted in accordance with the provisions of K.S.A. 20-2605, and amendments thereto, K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amendments thereto, and K.S.A. 74-4967, and amendments thereto, for the purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109 et seq., and amendments thereto, shall be credited in the KDFA series 2003H bond debt service fund: *Provided further*, That the executive director of the Kansas public employees retirement system shall certify to the director of accounts and reports an amount to reimburse the state general fund for bond debt service payments authorized in fiscal year 2020: *And provided further*, That the director of accounts and reports shall transfer to the state general fund such amount certified as provided by the executive director no later than June 30, 2020.

(b) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund (365-00-7002-7000) for the fiscal year ending June 30, 2020, for the following specified purposes:

Agency operations (365-00-7002-7400).....	\$12,649,411
---	--------------

Provided, That expenditures from the agency operations account may be made for official hospitality.

Investment-related expenses (365-00-7002-8000).....	No limit
KPERS technology project (365-00-7002-7800).....	No limit

(c) Expenditures may be made from the non-retirement administration fund (365-00-2277) for the fiscal year ending June 30, 2020, for the following specified purposes:

Agency operations (365-00-2277-2210).....\$100,000
 Investment-related expenses (365-00-2277-2220).....No limit

(d) On July 1, 2019, notwithstanding the provisions of K.S.A. 38-2102, and amendments thereto, the amount prescribed by K.S.A. 38-2102(d)(4), and amendments thereto, to be transferred on July 1, 2019, by the director of accounts and reports from the Kansas endowment for youth fund to the children's initiatives fund is hereby increased to \$43,267,487.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$51,000,000 from the state general fund to the Kansas public employees retirement fund (365-00-7002-7000) of the Kansas public employees retirement system.

Sec. 57.

KANSAS HUMAN RIGHTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (058-00-1000-0103).....\$1,115,298

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$200: *Provided further*, That expenditures for mediation services contracted with Kansas legal services shall be made only upon certification by the executive director of the human rights commission to the director of accounts and reports that private moneys are available to match the expenditure of state moneys on a \$1 of private moneys to \$3 of state moneys basis.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State and local fair employment practices –
 federal fund (058-00-3016-3000).....No limit

Conversion of materials and
 equipment fund (058-00-2404-1300).....No limit

Education and training fund (058-00-2282-2000).....No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures for the commission's education and training programs for the general public, including official hospitality: *Provided further*, That the executive director is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

Database conversion fund.....No limit

Sec. 58.

STATE CORPORATION COMMISSION

(a) On the effective date of this act, the expenditure limitation for official

hospitality established for the fiscal year ending June 30, 2019, by section 61(e) of chapter 104 of the 2017 Session Laws of Kansas on the public service regulation fund (143-00-2019-0100), the motor carrier license fees fund (143-00-2812-5500) and the conservation fee fund (143-00-2130-2000) of the state corporation commission is hereby increased, in the aggregate, from \$2,000 to \$2,500.

Sec. 59.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Public service regulation fund (143-00-2019-0100).....No limit
- Motor carrier license fees fund (143-00-2812-5500).....No limit
- Conservation fee fund (143-00-2130-2000).....No limit
- Provided*, That any expenditure made from the conservation fee fund for plugging abandoned wells, cleanup of pollution from oil and gas activities and testing of wells shall be in addition to any expenditure limitation imposed on this fund: *Provided further*; That expenditures may be made from this fund for debt collection and set-off administration: *And provided further*; That a percentage of the fees collected, not to exceed 27%, shall be transferred from the conservation fee fund to the accounting services recovery fund (173-00-6105-4010) of the department of administration for services rendered in collection efforts: *And provided further*; That all expenditures made from the conservation fee fund for debt collection and set-off administration shall be in addition to any expenditure limitation imposed on this fund: *And provided further*; That the state corporation commission shall include as part of the fiscal year 2020 budget estimates for the state corporation commission submitted pursuant to K.S.A. 75-3717, and amendments thereto, a three-year projection of receipts to and expenditures from the conservation fee fund for fiscal years 2020, 2021 and 2022.
- Natural gas underground storage fee fund (143-00-2181-2120).....No limit
- Gas pipeline inspection fee fund (143-00-2023-1100).....No limit
- Special one-call – federal fund (143-00-3477-3477).....No limit
- Compressed air energy storage fee fund (143-00-2454-2410).....No limit
- Abandoned oil and gas well fund (143-00-2143-2100).....No limit
- Facility conservation improvement program fund (143-00-2432-2400).....No limit
- Gas pipeline safety program – federal fund (143-00-3632-3000).....No limit
- Carbon dioxide injection well and underground storage fund (143-00-2358-2500).....No limit

Energy conservation plan –
federal fund (143-00-3682-3500).....No limit

Energy efficiency revolving loan program –
ARRA federal fund (143-00-3161-3160).....No limit

Provided, That expenditures may be made from the energy efficiency revolving loan program – ARRA federal fund for the energy efficiency revolving loan program pursuant to vouchers approved by the chairperson of the state corporation commission or by a person or persons designated by the chairperson: *Provided further*, That the state corporation commission is hereby authorized to establish the energy efficiency revolving loan program for the purpose of making loans for energy conservation and other energy-related activities: *And provided further*, That loans under such program shall be made at an interest rate established by the state corporation commission: *And provided further*, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons as may be necessary to administer the energy efficiency revolving loan program: *And provided further*, That any person who agrees to receive money from the energy efficiency revolving loan program – ARRA federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That moneys repaid to the energy efficiency revolving loan program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency revolving loan program – ARRA federal fund interest earnings based on: (1) The average daily balance of repaid moneys in the energy efficiency revolving loan program – ARRA federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Vehicle information systems network –
federal fund (143-00-3244-3244).....No limit

Underground injection control class II –
federal fund (143-00-3768-3700).....No limit

One call – federal fund (143-00-3633-3120).....No limit

Inservice education workshop
fee fund (143-00-2316-2300).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences conducted by the state corporation commission for staff and members of the state corporation commission: *Provided further*, That the state corporation commission is hereby authorized to fix, charge and collect fees for such inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for conducting such inservice workshops and conferences: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited

to the inservice education workshop fee fund.

Unified carrier registration clearing fund (143-00-9062-9100).....	No limit
Credit card clearing fund (143-00-9401-9400).....	No limit
Suspense fund (143-00-9007-9000).....	No limit
Well plugging assurance fund (143-00-2180-2110).....	No limit
Energy grants management fund (143-00-2667-4000).....	No limit
Energy efficiency program – federal fund.....	No limit

(b) Expenditures for the fiscal year ending June 30, 2020, by the state corporation commission from the conservation fee fund (143-00-2130-2000) or the abandoned oil and gas well fund (143-00-2143-2100) may be made for the service of independent on-site supervision of well plugging contracts: *Provided*, That all such expenditures from the conservation fee fund or the abandoned oil and gas well fund for the purpose of plugging of abandoned oil and gas wells during fiscal year 2020 shall be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto, and shall not be exempt from such competitive bidding requirements on the basis of the estimated amount of such purchases.

(c) During the fiscal year ending June 30, 2020, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer additional moneys from the conservation fee fund (143-00-2130-2000) of the state corporation commission that are in excess of \$800,000 as prescribed by K.S.A. 55-193, and amendments thereto, to the abandoned oil and gas well plugging fund (143-00-2143-2100) of the state corporation commission: *Provided*, That the chairperson of the state corporation commission shall certify each such transfer of additional moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer funds from any special revenue fund or funds of the state corporation commission to any other special revenue fund or funds of the state corporation commission. The chairperson of the state corporation commission shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) Expenditures for the fiscal year ending June 30, 2020, by the state corporation commission from the public service regulation fund (143-00-2019-0100), the motor carrier license fees fund (143-00-2812-5500) and the conservation fee fund (143-00-2130-2000) for official hospitality shall not exceed, in the aggregate, \$2,500.

(f) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, or any other statute, all moneys received from civil fines and penalties charged and collected by the state corporation commission under K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, in the conservation fee fund (143-00-2130-2000), the public service regulation fund (143-00-2019-0100) and the motor carrier license fees fund (143-00-2812-5500) shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-

4215, and amendments thereto, and deposited in the state treasury and credited to the state general fund.

(g) On July 1, 2019, notwithstanding the provisions of K.S.A. 55-166, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the well plugging assurance fund (143-00-2180-2110) of the state corporation commission to the abandoned oil and gas well fund (143-00-2143-2100) of the state corporation commission.

(h) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$100,000 from the public service regulation fund (143-00-2019-0100) of the state corporation commission to the state general fund.

(i) During the fiscal year ending June 30, 2020, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer moneys from the energy efficiency revolving loan program – ARRA federal fund (143-00-3161-3160) to the energy efficiency program – federal fund of the state corporation commission: *Provided*, That the chairperson of the state corporation commission shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research: *Provided further*, That the state corporation commission is hereby authorized to establish the energy efficiency program for the purpose of energy conservation and other energy-related activities: *And provided further*, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons as may be necessary to administer the energy efficiency program: *And provided further*, That any person who agrees to receive money from the energy efficiency program – federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy efficiency program – federal fund: *And provided further*, That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency program – federal fund interest earnings based on: (1) The average daily balance of moneys in the energy efficiency program – federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Sec. 60.

CITIZENS' UTILITY RATEPAYER BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Utility regulatory fee fund (122-00-2030-2000).....\$999,785

(b) During the fiscal year ending June 30, 2020, in addition to other purposes for which expenditures may be made by the citizens' utility ratepayer board from the utility regulatory fee fund (122-00-2030-2000) for fiscal year 2020 for the citizens' utility ratepayer board as authorized by this or other appropriation act of the 2019 regular session of the legislature, notwithstanding the provisions of any other statute to the contrary, if the total expenditures authorized to be expended on contracts for professional services by the citizens' utility ratepayer board by the expenditure limitation prescribed by subsection (a) are not expended or encumbered for fiscal year

2019, then the amount equal to the remaining amount of such expenditure authority for fiscal year 2019 may be expended from the utility regulatory fee fund for fiscal year 2020 pursuant to contracts for professional services and any such expenditure for fiscal year 2020 shall be in addition to any expenditure limitation imposed on the utility regulatory fee fund for fiscal year 2020.

(c) On and after the effective date of this act, during the fiscal year ending June 30, 2020, no expenditures shall be made by the above agency from the utility regulatory fee fund (122-00-2030-2000) for the review or other oversight of proposed administrative rules and regulations or any other duties pursuant to executive order no. 11-02.

Sec. 61.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Debt setoff settlement..... \$9,291,945

(b) On the effective date of this act, of the \$250,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 66(k) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the SIBF – state building insurance account (173-00-8100-8920), the sum of \$56,227 is hereby lapsed.

(c) On the effective date of this act, of the \$270,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 66(l) of chapter 104 of the 2017 Session Laws of Kansas from the correctional institutions building fund in the CIBF – state building insurance account (173-00-8600-8930), the sum of \$2,578 is hereby lapsed.

(d) On the effective date of this act, the provisions of section 66(q) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 62.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (173-00-1000-0200).....\$4,581,294

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,000: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the operating expenditures account for three employees in the unclassified service under the Kansas civil service act.

Budget analysis (173-00-1000-0520).....\$1,546,035

Provided, That any unencumbered balance in the budget analysis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the budget analysis account for eight employees in the unclassified service

under the Kansas civil service act: *And provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

Long-term care ombudsman (173-00-1000-0580).....\$287,351

Provided, That any unencumbered balance in the long-term care ombudsman account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

KPERS bonds debt service (173-00-1000-0440).....\$64,001,866

(b) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, the following:

KPERS bond debt service (173-00-1700-1704).....\$36,126,992

Public broadcasting digital conversion debt service (173-00-1700-1703).....\$434,125

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds or indirect cost recoveries authorized by law shall not exceed the following:

Federal cash management fund (173-00-2001-2200).....No limit

State leave payment reserve fund (173-00-7730-7350).....No limit

Building and ground fund (173-00-2028-2000).....No limit

General fees fund (173-00-2197-2020).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the division of personnel services, including human resources programs and official hospitality: *Provided further*, That the director of personnel services is hereby authorized to fix, charge and collect fees: *And provided further*, That fees shall be fixed in order to recover all or part of the operating expenses incurred, including official hospitality: *And provided further*, That all fees received, including fees received under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Human resource information systems cost recovery fund (173-00-6103-5700).....No limit

Budget fees fund (173-00-2191-2100).....No limit

Provided, That expenditures may be made from the budget fees fund for operating expenditures for the division of the budget, including training programs, special projects and official hospitality: *Provided further*, That the director of the budget is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs and special projects shall be fixed in order to recover all or part of the operating expenses incurred for such training programs and special projects, including official hospitality: *And provided further*, That all fees received for such training programs and special projects and all fees received by the division of the budget under the open records act for providing access to or furnishing

copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the budget fees fund.

Purchasing fees fund (173-00-2017-2130).....No limit
Provided, That expenditures may be made from the purchasing fees fund for operating expenditures of the division of purchases, including training seminars and official hospitality: *Provided further*; That the director of purchases is hereby authorized to fix, charge and collect fees for operating expenditures incurred to reproduce and disseminate purchasing information, administer vendor applications, administer state contracts and conduct training seminars, including official hospitality: *And provided further*; That such fees shall be fixed in order to recover all or part of such operating expenses: *And provided further*; That all fees received for such operating expenses shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the purchasing fees fund.

Architectural services fee fund (173-00-2075-2110).....No limit
Provided, That expenditures may be made from the architectural services fee fund for operating expenditures for distribution of architectural information: *Provided further*; That the director of facilities management is hereby authorized to fix, charge and collect fees for reproduction and distribution of architectural information: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred for reproducing and distributing architectural information: *And provided further*; That all fees received for such reproduction and distribution of architectural information shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services fee fund.

Budget equipment conversion fund (173-00-2434-2090).....No limit
 Conversion of materials and equipment fund (173-00-2408-2030).....No limit
 Architectural services equipment conversion fund (173-00-2401-2170).....No limit
 Property contingency fund (173-00-2640-2060).....No limit
 Flood control emergency – federal fund (173-00-3024-3020).....No limit
 INK special revenue fund (173-00-2764-2702).....No limit
 FICA reimbursements medical residents fund (173-00-7599-7500).....No limit
 State buildings operating fund (173-00-6148-4100).....No limit

Provided, That the secretary of administration is hereby authorized to fix, charge and collect a real estate property leasing services fee at a reasonable rate per square foot of space leased by state agencies as approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, to recover the costs incurred by the department of administration in providing services to state agencies relating to leases of real property: *Provided further*; That each state agency that is party to a lease of real

property that is approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, shall remit to the secretary of administration the real estate property leasing services fee upon receipt of the billing therefor: *And provided further*; That all moneys received for real estate property leasing services fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund (173-00-2028-2000), as determined and directed by the secretary of administration: *And provided further*; That the net proceeds from the sale of all or any part of the Topeka state hospital property, as defined by K.S.A. 2018 Supp. 75-37,123(a), and amendments thereto, shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration: *And provided further*; That the secretary of administration is hereby authorized to fix, charge and collect a surcharge against all state agency leased square footage in Shawnee county, including both state-owned and privately owned buildings: *And provided further*; That all moneys received for such surcharge shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration.

Accounting services

recovery fund (173-00-6105-4010).....No limit

Provided, That expenditures may be made from the accounting services recovery fund for the operating expenditures, including official hospitality, of the department of administration: *Provided further*; That the secretary of administration is hereby authorized to fix, charge and collect fees for services or sales provided by the department of administration that are not specifically authorized by any other statute: *And provided further*; That all fees received for such services or sales shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the accounting services recovery fund.

Architectural services

recovery fund (173-00-6151-5500).....No limit

Provided, That expenditures may be made from the architectural services recovery fund for operating expenditures for the division of facilities management: *Provided further*; That the director of facilities management is hereby authorized to fix, charge and collect fees for services provided to other state agencies not directly related to the construction of a capital improvement project: *And provided further*; That all fees received for all such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

Motor pool service fund (173-00-6109-4020).....No limit

Intragovernmental printing

service fund (173-00-6165-9800).....No limit

Intragovernmental printing service depreciation

reserve fund (173-00-6167-9810).....No limit

Municipal accounting and training services

recovery fund (173-00-2033-1850).....No limit

Provided, That expenditures may be made from the municipal accounting and training services recovery fund to provide general ledger, payroll reporting, utilities billing, data processing, and accounting services to municipalities and to provide training programs conducted for municipal government personnel, including official hospitality: *Provided further*, That the director of accounts and reports is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees shall be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the municipal accounting and training services recovery fund.

Canceled warrants	
payment fund (173-00-2645-2070).....	No limit
State emergency fund (173-00-2581-2150).....	No limit
Bid and contract	
deposit fund (173-00-7609-7060).....	No limit
Federal withholding tax	
clearing fund (173-00-7701-7080).....	No limit
Financial management system	
development fund (173-00-6135-6130).....	No limit
<i>Provided</i> , That the secretary of administration may establish fees and make special assessments in order to finance the costs of developing the financial management system: <i>Provided further</i> , That all moneys received for such fees and special assessments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial management system development fund.	
State gaming revenues fund (173-00-9011-9100).....	No limit
Financial management system development	
fund – on budget (173-00-2689-2689).....	No limit
Construction defects	
recovery fund (173-00-2632-2615).....	No limit
Facilities conservation	
improvement fund (173-00-8745-4912).....	No limit
State revolving fund services	
fee fund (173-00-2038-2700).....	No limit
Conversion of materials and equipment – recycling	
program fund (173-00-2435-2031).....	No limit
Curtis office building maintenance	
reserve fund (173-00-2010-2190).....	No limit
Equipment lease purchase program administration	
clearing fund (173-00-8701-8000).....	No limit
Suspense fund (173-00-9075-9220).....	No limit
Electronic funds transfer	
suspense fund (173-00-9175-9490).....	No limit
Surplus property program fund –	

on budget (173-00-2323-2300).....	No limit
Surplus property program fund –	
off budget (173-00-6150-6150).....	No limit
Older Americans act title IIIB	
long-term care ombudsman	
federal fund (173-00-3287-3287).....	No limit
Older Americans act title VII	
long-term care ombudsman	
federal fund (173-00-3358-3140).....	No limit
Long-term care ombudsman gift and	
grant fund (173-00-7258-7280).....	No limit
Title XIX – long-term care ombudsman	
medical assistance program	
federal fund (173-00-3414-3414).....	No limit
Wireless enhanced 911	
grant fund (173-00-2577-2570).....	No limit
Bioscience	
development fund (173-00-2765-2703).....	No limit
Dwight D Eisenhower statue fund.....	No limit
Digital imaging program fund.....	No limit

Provided, That expenditures may be made from the digital imaging program fund for grants to state agencies for digital document imaging projects.

(d) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, for the secretary of administration, as part of the system of payroll accounting formulated under K.S.A. 75-5501, and amendments thereto, to establish a payroll deduction plan, for the purpose of allowing insurers, who are authorized to do business in the state of Kansas, to offer to state employees accident, disability, specified disease and hospital indemnity products, which may be purchased by such employees: *Provided, however*; That any such insurer and indemnity product shall be approved by the Kansas state employees health care commission prior to the establishment of such payroll deduction: *Provided*, That upon notification of an employing agency's receipt of written authorization by any state employee, the director of accounts and reports shall make periodic deductions of amounts as specified in such authorization from the salary or wages of such state employee for the purpose of purchasing such indemnity products: *Provided further*; That, subject to the approval of the secretary of administration, the director of accounts and reports may prescribe procedures, limitations and conditions for making payroll deductions pursuant to this section.

(e) On July 1, 2019, the director of accounts and reports shall transfer \$210,000 from the state highway fund to the state general fund for the purpose of reimbursing the state general fund for the cost of providing purchasing services to the department of transportation.

(f) During the fiscal year ending June 30, 2020, the secretary of administration is hereby authorized to approve refinancing of equipment being financed by state agencies through the department's equipment financing program. Such refinancing project is hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto.

(g) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated in any capital improvement account of any special revenue fund or funds or in any capital improvement account of the state general fund for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any such capital improvement account of any special revenue fund or funds or any such capital improvement account of the state general fund for fiscal year 2020 for the purpose of making emergency repairs to any facility that is under the charge, care, management or control of the department of administration as provided by law: *Provided*, That the secretary of administration shall make a full report on such repairs and expenditures to the director of the budget and the director of legislative research.

(h) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the state economic development initiatives fund and shall record a corresponding credit to the state economic development initiatives fund in an amount certified by the director of the budget that shall be equal to 75% of the amount estimated by the director of the budget to be transferred and credited to the state economic development initiatives fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the state economic development initiatives fund during fiscal year 2020. All moneys transferred and credited to the state economic development initiatives fund during fiscal year 2020 shall reduce the amount debited and credited to the state economic development initiatives fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the state economic development initiatives fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the state economic development initiatives fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the state economic development initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the state economic development initiatives fund by the state treasurer in accordance with the notice thereof.

(i) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the correctional institutions building fund and shall record a corresponding credit to the correctional institutions building fund in an amount certified by the director of the budget that shall be equal to 80% of the amount estimated by the director of the budget to be transferred and credited to the correctional institutions building fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the correctional institutions

building fund during fiscal year 2020. All moneys transferred and credited to the correctional institutions building fund during fiscal year 2020 shall reduce the amount debited and credited to the correctional institutions building fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the correctional institutions building fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the correctional institutions building fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the correctional institutions building fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the correctional institutions building fund by the state treasurer in accordance with the notice thereof.

(j) During the fiscal year ending June 30, 2020, the secretary of administration, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the department of administration to another item of appropriation for fiscal year 2020 from the state general fund for the department of administration. The secretary of administration shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(k) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, the following:

SIBF – state
building insurance (173-00-8100-8920).....\$160,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the SIBF – state building insurance account of the state institutions building fund for state building insurance premiums.

(l) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2020, the following:

CIBF – state
building insurance (173-00-8600-8930).....\$175,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b09, and amendments thereto, expenditures may be made by the above agency from the CIBF – state building insurance account of the correctional institutions building fund for state building insurance premiums.

(m) On July 1, 2019, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts from the appropriate federal fund or funds of the Kansas department for aging and disability services to the older Americans act title IIIB long-term care ombudsman federal fund (173-00-3287-3287) of the department of administration: *Provided*, That the aggregate of such amount or amounts transferred during fiscal year 2020 shall be equal to and shall not exceed the older Americans act title VII: ombudsman award and 4.38% of the Kansas older Americans act title III: part B supportive services award.

(n) (1) (A) Prior to August 15, 2019, the state board of regents shall determine and certify to the director of the budget each of the specific amounts from the amounts appropriated from the state general fund or from the moneys appropriated and available in the special revenue funds for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection: *Provided*, That the aggregate of all such amounts certified to the director of the budget shall be an amount that is equal to or more than \$1,184,054. The certification by the state board of regents shall specify the amount in each account of the state general fund or in each special revenue fund, or account thereof, that is designated by the state board of regents pursuant to this subsection for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account in the state general fund by the director of accounts and reports pursuant to this subsection. At the same time as such certification is transmitted to the director of the budget, the state board of regents shall transmit a copy of such certification to the director of legislative research.

(B) The director of the budget shall review each such certification from the state board of regents and shall certify a copy of each such certification from the state board of regents to the director of accounts and reports. At the same time as such certification is transmitted to the director of accounts and reports, the director of the budget shall transmit a copy of each such certification to the director of legislative research.

(C) On August 15, 2019, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under this subsection, the appropriation for fiscal year 2020 for each account of the state general fund, state economic development initiatives fund, state water plan fund and children's initiatives fund that is appropriated or reappropriated for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under this subsection.

(2) In determining the amounts to be certified to the director of accounts and reports in accordance with this subsection, the director of the budget and the state board of regents shall consider any changed circumstances and unanticipated reductions in expenditures or unanticipated and required expenditures by the regents agencies for fiscal year 2020.

(3) As used in this subsection, "regents agency" means the state board of regents, Fort Hays state university, Kansas state university, Kansas state university extension systems and agriculture research programs, Kansas state university veterinary medical center, Emporia state university, Pittsburg state university, the university of Kansas, the university of Kansas medical center and Wichita state university.

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

(A) Any money held in trust in a trust fund or held in trust in any other special revenue fund or funds of any regents agency;

(B) any moneys received from any agency or authority of the federal government or from any other federal source, other than any such federal moneys that are credited to or may be received and credited to special revenue funds of a regents agency and that are determined by the state board of regents to be federal moneys that may be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection;

(C) any account of the Kansas educational building fund; or

(D) any fund of any regents agency in the state treasury, as determined by the director of the budget, that would experience financial or administrative difficulties as a result of executing the provisions of this subsection, including, but not limited to, cash-flow problems, the inability to meet ordinary expenditure obligations, or any conflicts with prevailing contracts, compacts or other provisions of law.

(5) Each amount transferred from any special revenue fund of any regents agency to the state general fund pursuant to this subsection is transferred to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the regents agency involved by other state agencies that receive appropriations from the state general fund to provide such services.

(o) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, for the secretary of administration to fix, charge and collect fees for architectural, engineering and management services provided for capital improvement projects of the state board of regents or any state educational institution, as defined by K.S.A. 76-711, and amendments thereto, for which the department of administration provides such services and which are financed in whole or in part by gifts, bequests or donations made by one or more private individuals or other private entities: *Provided*, That such fees for such services are hereby authorized to be fixed, charged and collected in accordance with the provisions of K.S.A. 75-1269, and amendments thereto, notwithstanding any provisions of K.S.A. 75-1269, and amendments thereto, to the contrary: *Provided further*, That all such fees received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

(p) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the expanded lottery act revenues fund and shall record a corresponding credit to the expanded lottery act revenues fund in an amount certified by the director of the budget that shall be equal to the amount estimated by the director of the budget to be transferred and credited to the expanded lottery act revenues fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the expanded lottery act revenues fund during fiscal year 2020. All moneys transferred and credited to the expanded lottery act revenues fund during fiscal year 2020 shall reduce the amount debited and credited to the expanded lottery act revenues fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the expanded lottery act revenues fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the expanded lottery act revenues fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the expanded lottery act revenues fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection.

The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the expanded lottery act revenues fund by the state treasurer in accordance with the notice thereof.

(q) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the children's initiatives fund and shall record a corresponding credit to the children's initiatives fund in an amount certified by the director of the budget that shall be equal to 50% of the amount estimated by the director of the budget to be transferred and credited to the children's initiatives fund during the fiscal year ending June 30, 2020, except that such amount shall be proportionally adjusted during fiscal year 2020 with respect to any change in the moneys to be transferred and credited to the children's initiatives fund during fiscal year 2020. Among other appropriate factors, the director of the budget shall take into consideration the estimated and actual receipts and interest earnings of the Kansas endowment for youth fund for fiscal year 2019 and fiscal year 2020 in determining the amount to be certified under this subsection. All moneys transferred and credited to the children's initiatives fund during fiscal year 2020 shall reduce the amount debited and credited to the children's initiatives fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the children's initiatives fund pursuant to this subsection to reflect all moneys actually transferred and credited to the children's initiatives fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the children's initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the children's initiatives fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund shall be made after the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (r) for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund.

(r) (1) On July 1, 2019, the director of accounts and reports shall record a debit to the state treasurer's receivables for the Kansas endowment for youth fund and shall record a corresponding credit to the Kansas endowment for youth fund in an amount certified by the director of the budget that shall be equal to 75% of the amount approved for expenditure by the children's cabinet during the fiscal year ending June 30, 2020, as certified by the director of the budget. All moneys received and credited to the Kansas endowment for youth fund during fiscal year 2020 shall reduce the amount debited and credited to the Kansas endowment for youth fund under this subsection.

(2) On June 30, 2020, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the Kansas endowment

for youth fund pursuant to this subsection to reflect all moneys actually transferred and credited to the Kansas endowment for youth fund during fiscal year 2020.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the Kansas endowment for youth fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the Kansas endowment for youth fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund shall be made before the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (q) for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund.

Sec. 63.

OFFICE OF INFORMATION
TECHNOLOGY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Office 365 cloud email services (335-00-1000-0020).....\$826,378

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030).....No limit

Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology reserve fund (335-00-6147-4080).....No limit

Public safety broadband services fund (335-00-2125-2125).....No limit

GIS contracting services fund (335-00-2163-2163).....No limit

GIS contracting services fund (335-00-6009-6009).....No limit

State and local implementation grant – federal fund (335-00-3576-3576).....No limit

Sec. 64.

KANSAS INFORMATION SECURITY OFFICE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter

lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

- Information technology fund (335-00-6110-4030).....No limit
Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.
- Information technology reserve fund (335-00-6147-4080).....No limit
 Sec. 65.

OFFICE OF ADMINISTRATIVE HEARINGS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Administrative hearings office fund (178-00-2582).....No limit
Provided, That expenditures from the administrative hearings office fund for official hospitality shall not exceed \$100.

Sec. 66.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

- Operating expenditures (562-00-1000-0103).....\$795,643
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Duplicating fees fund (562-00-2219-2200).....\$3,000
- BOTA filing fee fund (562-00-2240-2240).....\$1,090,888

Sec. 67.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the division of vehicles operating fund (565-00-2089-2020) of the department of revenue is hereby decreased from \$48,770,738 to \$48,689,925.

Sec. 68.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

- Operating expenditures (565-00-1000-0303).....\$15,668,081
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided, however; That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Sand royalty fund (565-00-2087-2010).....No limit
 Division of vehicles
 operating fund (565-00-2089-2020).....\$50,100,251

Provided, That all receipts collected under authority of K.S.A. 74-2012, and amendments thereto, shall be credited to the division of vehicles operating fund:

Provided further; That any expenditure from the division of vehicles operating fund of the department of revenue to reimburse the audit services fund (540-00-9204-9000) of the division of post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the division of vehicles operating fund for the fiscal year ending June 30, 2020: *And provided further;* That, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, expenditures may be made from this fund for the administration and operation of the department of revenue.

Vehicle dealers and manufacturers
 fee fund (565-00-2189-2030).....No limit

Kansas qualified agricultural ethyl alcohol
 producer incentive fund (565-00-2215).....No limit

Division of vehicles
 modernization fund (565-00-2390-2390).....No limit

Kansas retail dealer
 incentive fund (565-00-2387-2380).....No limit

Local report fee fund (565-00-2249-2160).....No limit

Conversion of materials and
 equipment fund (565-00-2417-2050).....No limit

Forfeited property fee fund (565-00-2428-2200).....No limit

Setoff services revenue fund (565-00-2617-2080).....No limit

Publications fee fund (565-00-2663-2090).....No limit

Child support enforcement contractual
 agreement fund (565-00-2683-2110).....No limit

County treasurers' vehicle licensing
 fee fund (565-00-2687-2120).....No limit

Tax amnesty recovery fund (565-00-2462-2462).....No limit

Reappraisal
 reimbursement fund (565-00-2693-2130).....No limit

Provided, That all moneys received for the costs incurred for conducting appraisals for any county shall be deposited in the state treasury and credited to the reappraisal reimbursement fund: *Provided further;* That expenditures may be made from this fund for the purpose of conducting appraisals pursuant to orders of the state board of tax appeals under K.S.A. 79-1479, and amendments thereto.

Special training fund (565-00-2016-2000).....No limit

Provided, That expenditures may be made from the special training fund for operating expenditures, including official hospitality, incurred for conferences, training seminars, workshops and examinations: *Provided further*, That the secretary of revenue is hereby authorized to fix, charge and collect fees for conferences, training seminars, workshops and examinations sponsored or cosponsored by the department of revenue: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for such conferences, training seminars, workshops and examinations or for qualifying applicants for such conferences, training seminars, workshops and examinations: *And provided further*, That all fees received for conferences, training seminars, workshops and examinations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special training fund.

- Recovery fund for enforcement actions and attorney fees (565-00-2021-2060).....No limit
 - Earned income tax credits – TANF – federal fund (565-00-3345-3340).....No limit
 - Commercial vehicle information systems/network federal fund (565-00-3244-3244).....No limit
 - Temporary assistance – needy families federal fund (565-00-3323-3323).....No limit
 - Highway planning construction federal fund (565-00-3333-3333).....No limit
 - Immigration MOU federal fund (565-00-3497-3497).....No limit
 - Commercial drivers licensing state program federal fund (565-00-3515-3515).....No limit
 - DL security grant program fund (565-00-3780-3150).....No limit
 - State and community highway safety fund (565-00-3815-3815).....No limit
 - Microfilming fund (565-00-2281-2270).....No limit
- Provided*, That expenditures may be made from the microfilming fund to operate and maintain a microfilming activity to sell microfilming services to other state agencies: *Provided further*, That all moneys received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilming fund.
- Miscellaneous trust bonds fund (565-00-7556-5180).....No limit
 - Liquor excise tax guarantee bond fund (565-00-7604-5190).....No limit
 - Non-resident contractors cash bond fund (565-00-7605-5200).....No limit
 - Bond guaranty fund (565-00-7606-5210).....No limit
 - Interstate motor fuel user cash bond fund (565-00-7616-5220).....No limit
 - Motor fuel distributor cash

bond fund (565-00-7617-5230).....	No limit
Special county mineral production	
tax fund (565-00-7668-5280).....	No limit
County drug tax fund (565-00-7680-5310).....	No limit
Escheat proceeds	
suspense fund (565-00-7753-5290).....	No limit
Privilege tax refund fund (565-00-9031-9300).....	No limit
Suspense fund (565-00-9032-9310).....	No limit
Cigarette tax refund fund (565-00-9033-9330).....	No limit
Motor-vehicle fuel tax	
refund fund (565-00-9035-9350).....	No limit
Cereal malt beverage tax	
refund fund (565-00-9036-9360).....	No limit
Income tax refund fund (565-00-9038-9370).....	No limit
Sales tax refund fund (565-00-9039-9380).....	No limit
Compensating tax	
refund fund (565-00-9040-9390).....	No limit
Alcoholic liquor tax	
refund fund (565-00-9041-9400).....	No limit
Cigarette/tobacco products	
regulation fund (565-00-2294-2190).....	No limit
Motor carrier tax	
refund fund (565-00-9042-9410).....	No limit
Car company tax fund (565-00-9043-9420).....	No limit
Protested motor carrier	
taxes fund (565-00-9044-9430).....	No limit
Tobacco products	
refund fund (565-00-9045-9440).....	No limit
Transient guest tax refund fund (established by	
K.S.A. 12-1694a) (565-00-9066-9450).....	No limit
Interstate motor fuel taxes	
clearing fund (565-00-9070-9710).....	No limit
Motor carrier permits escrow	
clearing fund (565-00-7581-5400).....	No limit
Transient guest tax refund fund established by	
K.S.A. 12-16,100 (565-00-9074-9480).....	No limit
Interstate motor fuel taxes	
refund fund (565-00-9069-9010).....	No limit
Interfund clearing fund (565-00-9096-9510).....	No limit
Local alcoholic liquor	
clearing fund (565-00-9100-9700).....	No limit
International registration plan distribution	
clearing fund (565-00-9103-9520).....	No limit
Rental motor vehicle excise tax	
refund fund (565-00-9106-9730).....	No limit

International fuel tax agreement
clearing fund (565-00-9072-9015).....No limit
Mineral production tax
refund fund (565-00-9121-9540).....No limit
Special fuels tax refund fund (565-00-9122-9550).....No limit
LP-gas motor fuels
refund fund (565-00-9123-9560).....No limit
Local alcoholic liquor
refund fund (565-00-9124-9570).....No limit
Sales tax clearing fund (565-00-9148-9580).....No limit
Rental motor vehicle excise tax
clearing fund (565-00-9187-9640).....No limit
VIPS/CAMA technology
hardware fund (565-00-2244-2170).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2021, and amendments thereto, or of any other statute, expenditures may be made from the VIPS/CAMA technology hardware fund (565-00-2244-2170) for the purposes of upgrading the VIPS/CAMA computer hardware and software for the state or for the counties and for administration and operation of the department of revenue.

County and city retailers sales tax clearing fund – county
and city sales tax (565-00-9190-9610).....No limit
City and county compensating use tax
clearing fund (565-00-9191-9620).....No limit
County and city transient guest tax
clearing fund (565-00-9192-9630).....No limit
Automated tax systems fund (565-00-2265-2265).....No limit
Dyed diesel fuel fee fund (565-00-2286-2280).....No limit
Electronic databases fee fund (565-00-2287-2180).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 74-2022, and amendments thereto, or of any other statute, expenditures may be made from the electronic databases fee fund (565-00-2287-2180) for the purposes of operating expenditures, including expenditures for capital outlay; of operating, maintaining or improving the vehicle information processing system (VIPS), the Kansas computer assisted mass appraisal system (CAMA) and other electronic database systems of the department of revenue, including the costs incurred to provide access to or to furnish copies of public records in such database systems and for the administration and operation of the department of revenue.

Photo fee fund (565-00-2084-2140).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 2018 Supp. 8-299, and amendments thereto, or any other statute, expenditures may be made from the photo fee fund for administration and operation of the driver license program and related support operations in the division of administration of the department of revenue, including costs of administering the provisions of K.S.A. 8-240, 8-243, 8-267, 8-1324 and 8-1325, and amendments thereto, relating to drivers licenses, instruction permits and identification cards.

Estate tax abatement

refund fund (565-00-9082-9501).....	No limit
Distinctive license plate fund (565-00-2232-2230).....	No limit
Repossessed certificates of title	
fee fund (565-00-2015-2070).....	No limit
Hazmat fee fund (565-00-2365-2300).....	No limit
Intra-governmental	
service fund (565-00-6132-6101).....	No limit
Community improvement district sales tax	
administration fund (565-00-7675-5300).....	No limit
Community improvement district sales tax	
refund fund (565-00-9049-9455).....	No limit
Community improvement district sales tax	
clearing fund (565-00-9189-9655).....	No limit
Drivers license first responders indicator	
federal fund (565-00-3179-3179).....	No limit
Enforcing underage drinking	
federal fund (565-00-3219-3219).....	No limit
FDA tobacco program	
federal fund (565-00-3330-3330).....	No limit
Commercial vehicle administrative	
system fund (565-00-2098-2098).....	No limit
State charitable gaming	
regulation fund (565-00-2381-2385).....	No limit
Charitable gaming	
refund fund (565-00-9001-9001).....	No limit
Commercial driver's license drive test	
fee fund (565-00-2816-2816).....	No limit
DUI-III designation fund (565-00-2380-2370).....	No limit
MSA compliance fund (565-00-2274-2274).....	No limit
Alcoholic beverage control	
modernization fund (565-00-2299-2299).....	No limit
Native American veterans' income tax refund fund.....	No limit

(c) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, the director of accounts and reports shall transfer \$11,901,365 from the state highway fund (276-00-4100-4100) of the department of transportation to the division of vehicles operating fund (565-00-2089-2020) of the department of revenue for the purpose of financing the cost of operation and general expense of the division of vehicles and related operations of the department of revenue.

(d) On August 1, 2019, the director of accounts and reports shall transfer \$77,250 from the accounting services recovery fund (173-00-6105-4010) of the department of administration to the setoff services revenue fund (565-00-2617-2080) of the department of revenue for reimbursing costs of recovering amounts owed to state agencies under K.S.A. 75-6201 et seq., and amendments thereto.

(e) On August 1, 2019, the director of accounts and reports shall transfer \$20,400 from the social welfare fund (629-00-2195-0110) and \$39,600 from the federal child support enforcement fund (629-00-3316-9100) of the Kansas department for children

and families to the child support enforcement contractual agreement fund (565-00-2683-2110) of the department of revenue to reimburse costs of administrative expenses of child support enforcement activities under the agreement.

(f) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$500,000 to the digital imaging program fund (173-00-6121-6121) of the department of administration.

(g) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$1,000,000 to the criminal justice information system line fund (083-00-2457-2400) of the attorney general – Kansas bureau of investigation.

(h) Notwithstanding the provisions of K.S.A. 8-145, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the state treasurer shall credit \$1 of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue in an amount not to exceed \$1,000,000 to the division of vehicles modernization fund (565-00-2390-2390) of the department of revenue.

(i) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,135,382 from the Kansas endowment for youth fund (365-00-7000-2000) to the MSA compliance fund (565-00-2274-2274) of the department of revenue.

(j) On July 1, 2019, and on the first day of each month thereafter during fiscal year 2020, the secretary of revenue shall report to the director of the budget and the director of the legislative research department: (1) The amount of any increase in the amount of taxes, interest and penalties collected in the immediately preceding month that is attributable to the implementation of the automated tax systems authorized by K.S.A. 75-5147, and amendments thereto; and (2) that portion of such monthly increase in the amount of taxes, interest and penalties that is currently necessary to pay one or more vendors pursuant to contracts entered into under K.S.A. 75-5147, and amendments thereto, for the acquisition or implementation of such automated tax systems. Upon receipt of each such report from the secretary of revenue, the director of the budget shall certify to the director of accounts and reports the amount reported that is necessary to be paid to such vendors and the director of accounts and reports shall transfer the amount certified from the state general fund to the automated tax systems fund (565-00-2265-2265) of the department of revenue.

Sec. 69.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate amount authorized by section 78(b) of chapter 104 of the 2017 Session Laws of Kansas to be transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) during the fiscal year ending June 30, 2019, is hereby decreased from \$76,000,000 to \$73,700,000.

(b) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2019, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the

state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2019: *Provided further*, That, the transfer to the veterans benefit lottery game fund for the fiscal year ending June 30, 2019, authorized by section 63(e) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further*, That, on or before August 1, 2019, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2019 to the director of the budget and the director of legislative research.

Sec. 70.

KANSAS LOTTERY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Lottery prize payment fund (450-00-7381).....	No limit
Lottery operating fund (450-00-5123).....	No limit
<i>Provided</i> , That expenditures from the lottery operating fund for official hospitality shall not exceed \$5,000.	
Expanded lottery receipts fund (450-00-5128).....	No limit
Lottery gaming facility manager fund (450-00-5129-5150).....	No limit
Expanded lottery act revenues fund (450-00-5127-5120).....	\$0

(b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments thereto, and subject to the provisions of this subsection: (1) An amount of not less than \$2,300,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before July 15, 2019; and (2) an amount of not less than \$4,700,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before August 15, 2019, and on or before the 15th of each month thereafter through June 15, 2020: *Provided*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) and shall credit such amount to the state gaming revenues fund (173-00-9011-9100) for the fiscal year ending June 30, 2020: *Provided, however*, That, after the date that an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection, the executive director of the Kansas lottery shall continue to certify amounts to the director of accounts and reports on or before the 15th of each month through June 15, 2020, except that the amounts certified after such date shall not be subject to the minimum amount of \$4,700,000: *Provided further*, That the amounts certified by the executive director of the Kansas lottery to the director of accounts and reports, after the date an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection, shall be determined by the executive director so that an aggregate of all amounts certified pursuant to this subsection for fiscal year 2020 is equal to or more

than \$68,040,000: *And provided further*, That the aggregate of all amounts transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2020 pursuant to this subsection shall be equal to or more than \$68,040,000: *And provided further*, That the transfers prescribed by this subsection shall be the maximum amount possible while maintaining an adequate cash balance necessary to make expenditures for prize payments and operating costs: *And provided further*, That the transfers prescribed in this subsection shall include the total profit attributed to the special veterans benefit game under K.S.A. 74-8724, and amendments thereto: *And provided further*, That the transfers prescribed by this subsection shall be made in lieu of transfers under K.S.A. 74-8711(d), and amendments thereto, for fiscal year 2020.

(c) In addition to the purposes for which expenditures of moneys in the lottery operating fund (450-00-5123-5100) may be made, as authorized by provisions of K.S.A. 74-8711, and amendments thereto, in fiscal year 2020, moneys in the lottery operating fund may be used for payment of all costs incurred in the operation and administration of the Kansas lottery, the Kansas lottery act and the Kansas expanded lottery act.

(d) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2020: *Provided*, That, the transfer to the veterans benefit lottery game fund for the fiscal year ending June 30, 2020, authorized by section 64(b) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further*, That, on or before August 1, 2020, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2020 to the director of the budget and the director of legislative research.

Sec. 71.

KANSAS RACING AND
GAMING COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State racing fund (553-00-5131-5000).....	No limit
<i>Provided</i> , That expenditures from the state racing fund for official hospitality shall not exceed \$2,500.	
Racing reimbursable expense fund (553-00-2616-2600).....	No limit
Racing applicant deposit fund (553-00-7383-7000).....	No limit
Kansas horse breeding development fund (553-00-2516-2300).....	No limit
Kansas greyhound breeding development fund (553-00-2601-2500).....	No limit

Provided, That notwithstanding K.S.A. 74-8831, and amendments thereto, all moneys transferred into this fund pursuant to K.S.A. 74-8767(b), and amendments thereto, shall be deposited to a separate account established for the purpose described in this proviso and moneys in this account shall be expended only to supplement special stake races and to enhance the amount per point paid to owners of Kansas-whelped greyhounds that win live races at Kansas greyhound tracks and pursuant to rules and regulations adopted by the Kansas racing and gaming commission: *Provided further*; That transfers from this account to the live greyhound racing purse supplement fund may be made in accordance with K.S.A. 74-8767(b), and amendments thereto.

Racing investigative
expense fund (553-00-2570-2400).....No limit

Horse fair racing
benefit fund (553-00-2296-3000).....No limit

Tribal gaming fund (553-00-2320-3700).....No limit

Provided, That expenditures from the tribal gaming fund for official hospitality shall not exceed \$1,000.

Expanded lottery regulation fund (553-00-2535).....No limit

Provided, That expenditures from the expanded lottery regulation fund for official hospitality shall not exceed \$1,500.

Live horse racing purse
supplement fund (553-00-2546-2800).....No limit

Live greyhound racing purse
supplement fund (553-00-2557-2900).....No limit

Greyhound promotion and
development fund (553-00-2561-3100).....No limit

Gaming background
investigation fund (553-00-2682-2680).....No limit

Gaming machine
examination fund (553-00-2998-2990).....No limit

Education and training fund (553-00-2459-2450).....No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures, including official hospitality, incurred for hosting or providing training, in-service workshops and conferences: *Provided further*; That the Kansas racing and gaming commission is hereby authorized to fix, charge and collect fees for hosting or providing training, in-service workshops and conferences: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for hosting or providing such training, in-service workshops and conferences: *And provided further*; That all fees received for hosting or providing such training, in-service workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

Illegal gambling
enforcement fund (553-00-2734-2690).....No limit

Provided, That expenditures may be made from the illegal gambling enforcement fund for direct or indirect operating expenditures incurred for investigatory seizure and forfeiture activities, including, but not limited to: (1) Conducting investigations of

illegal gambling operations or activities; (2) participating in illegal gaming in order to collect or purchase evidence as part of an undercover investigation into illegal gambling operations; and (3) acquiring information or making contacts leading to illegal gaming activities: *Provided, however*; That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund: *Provided further*; That any moneys received or awarded to the Kansas racing and gaming commission for such enforcement activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund.

(b) On July 1, 2019, the director of accounts and reports shall transfer \$450,000 from the state general fund to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission.

(c) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amount equal to the net amount obtained by subtracting (1) the aggregate of any costs incurred by the state gaming agency during fiscal year 2020 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (2) the aggregate of the amounts transferred to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission during fiscal year 2020 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(d) During the fiscal year ending June 30, 2020, all payments for services provided by the Kansas bureau of investigation shall be paid by the Kansas racing and gaming commission in accordance with K.S.A. 75-5516(b), and amendments thereto, pursuant to bills that are presented in a timely manner by the Kansas bureau of investigation for services rendered.

(e) In addition to the other purposes for which expenditures may be made from the moneys appropriated in the tribal gaming fund (553-00-2320-3700) for fiscal year 2020 for the Kansas racing and gaming commission by this or other appropriation act of the 2019 regular session of the legislature, expenditures, which are hereby authorized, may be made from the tribal gaming fund for fiscal year 2020 for the state gaming agency regulatory oversight of class III gaming, including, but not limited to, the regulatory oversight and law enforcement activities of monitoring compliance with tribal-state gaming compacts and conducting investigations of violations of tribal-state gaming compacts, investigations of criminal violations of the laws of this state at tribal gaming facilities, criminal violations of the tribal gaming oversight act, background investigations of applicants and vendors and investigations of other criminal activities related to tribal gaming.

(f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments thereto, or any other statute, the director of accounts and reports shall not make the transfer from

the Kansas greyhound breeding development fund (553-00-2601-2500) of the Kansas racing and gaming commission to the greyhound tourism fund of the Kansas department of wildlife, parks and tourism that is directed to be made on or before June 30, 2020, by K.S.A. 74-8831(b)(1), and amendments thereto, and shall transfer on or before June 30, 2020, the amount equal to 15% of all moneys credited to the Kansas greyhound breeding development fund during the fiscal year ending June 30, 2020, from the Kansas greyhound breeding development fund to the greyhound promotion and development fund (553-00-2561-3100) of the Kansas racing and gaming commission.

(g) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the Kansas racing and gaming commission is hereby authorized to fix, charge and collect additional fees to recover all or part of the direct and indirect costs or operating expenses incurred or expected to be incurred by the Kansas racing and gaming commission for the regulation of racing activities that are not otherwise recovered from a parimutuel facility licensee under authority of any other statute: *Provided*, That such fees shall be in addition to all taxes and other fees otherwise authorized by law: *Provided further*, That such costs or operating expenses shall include all or part of any auditing, drug testing, accounting, security and law enforcement, licensing of any office or other facility for use by a parimutuel facility licensee or projects to update and upgrade information technology software or facilities of the commission and shall specifically include any general operating expenses that are associated with regulatory activities attributable to the entity upon which any such fee is imposed and all expenses related to reopening any race track or other racing facility: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state racing fund (553-00-5131-5000).

(h) On July 1, 2019, during the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 74-8803, and amendments thereto, or any other statute, expenditures shall be made by the above agency from any special revenue fund or funds for the purposes of compensating the members of the Kansas racing and gaming commission for performing the duties and functions of the commission, based on the daily rate of \$88.66 as provided in K.S.A. 46-137a, and amendments thereto. The members of the commission shall continue to be paid subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

Sec. 72.

DEPARTMENT OF COMMERCE

(a) On the effective date of this act, of the \$2,053,457 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 83(b) of chapter 104 of the 2017 Session Laws of Kansas from the state economic development initiatives fund in the rural opportunity zones program account (300-00-1900-1150), the sum of \$213,214 is hereby lapsed.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2019, the following:

Build up Kansas.....\$125,000

(c) On the effective date of this act, the amount of \$18,700,000 authorized by section 59(d) of chapter 109 of the 2018 Session Laws of Kansas to be transferred by the director of accounts and reports from the state economic development initiatives

fund (300-00-1900-1100) of the department of commerce to the state general fund is hereby decreased to \$18,575,000.

Sec. 73.

DEPARTMENT OF COMMERCE

(a) Any unencumbered balance in excess of \$100 as of June 30, 2019, in the KBA grant commitments account of the state general fund is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Main street program.....	\$250,000
Older Kansans employment program (300-00-1900-1140).....	\$502,636

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the older Kansans employment program account is hereby reappropriated for fiscal year 2020.

Rural opportunity zones program (300-00-1900-1150).....	\$1,002,732
--	-------------

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the rural opportunity zones program account is hereby reappropriated for fiscal year 2020.

Senior community service employment program (300-00-1900-1160).....	\$7,743
--	---------

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the senior community service employment program account is hereby reappropriated for fiscal year 2020.

Strong military bases program (300-00-1900-1170).....	\$195,452
--	-----------

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the strong military bases program account is hereby reappropriated for fiscal year 2020.

Governor's council of economic advisors (300-00-1900-1185).....	\$193,795
--	-----------

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the governor's council of economic advisors account is hereby reappropriated for fiscal year 2020.

Creative arts industries commission (300-00-1900-1188).....	\$500,000
--	-----------

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the creative arts industries commission account is hereby reappropriated for fiscal year 2020.

Operating grant (including official hospitality) (300-00-1900-1110).....	\$9,451,292
---	-------------

Provided, That any unencumbered balance in the operating grant (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the operating grant (including official hospitality) account for certified development companies that have been determined to be qualified for grants by the secretary of commerce, except

that expenditures for such grants shall not be made for grants to more than 10 certified development companies that have been determined to be qualified for grants by the secretary of commerce.

Public broadcasting grants (300-00-1900-1190).....\$500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the public broadcasting grants account is hereby reappropriated for fiscal year 2020.

Global trade services (300-00-1900-1200).....\$250,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the global trade services account is hereby reappropriated for fiscal year 2020.

Any unencumbered balance in excess of \$100 as of June 30, 2019, in each of the following accounts is hereby reappropriated for fiscal year 2020: Build up Kansas.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Job creation program fund (300-00-2467-2467).....No limit

Kan-grow engineering fund – KU (300-00-2494-2494).....\$3,500,000

Kan-grow engineering fund – KSU (300-00-2494-2495).....\$3,500,000

Kan-grow engineering fund – WSU (300-00-2494-2496).....\$3,500,000

Kansas creative arts industries commission special funds (300-00-7004-7004).....No limit

Governor's council of economic advisors private operations fund (300-00-2761-2701).....No limit

Publication and other sales fund (300-00-2048).....No limit

Conversion of equipment and materials fund (300-00-2411-2220).....No limit

Conference registration and disbursement fund (300-00-2049).....No limit

Reimbursement and recovery fund (300-00-2275).....No limit

Community development block grant – federal fund (300-00-3669).....No limit

National main street center fund (300-00-7325-7000).....No limit

IMPACT program services fund (300-00-2176).....No limit

IMPACT program repayment fund (300-00-7388).....No limit

Kansas partnership fund (300-00-7525-7020).....No limit

General fees fund (300-00-2310).....No limit

Provided, That expenditures may be made from the general fees fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of commerce in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under programs of the department.

Athletic fee fund (300-00-2599-2500).....	No limit
WIOA adult – federal fund (300-00-3270).....	No limit
WIOA youth activities –	
federal fund (300-00-3039).....	No limit
WIOA dislocated workers –	
federal fund (300-00-3428).....	No limit
Trade adjustment assistance –	
federal fund (300-00-3273).....	No limit
Disabled veterans outreach program –	
federal fund (300-00-3274-3242).....	No limit
Local veterans employment representative program –	
federal fund (300-00-3274-3240).....	No limit
Wagner Peyser employment services –	
federal fund (300-00-3275).....	No limit
Senior community service employment program –	
federal fund (300-00-3100-3510).....	No limit
Indirect cost – federal fund (300-00-2340-2300).....	No limit
Temporary labor certification foreign workers –	
federal fund (300-00-3448).....	No limit
Work opportunity tax credit –	
federal fund (300-00-3447-3447).....	No limit
American job link alliance –	
federal fund (300-00-3100-3516).....	No limit
American job link alliance job corps –	
federal fund (300-00-3100-3512).....	No limit
Child care/development block grant –	
federal fund (300-00-3028-3028).....	No limit
Enterprise facilitation fund (300-00-2378-2710).....	No limit
Unemployment insurance –	
federal fund (300-00-3335).....	No limit
State small business credit initiative –	
federal fund (300-00-3567).....	No limit
Creative arts industries commission	
gifts, grants and bequests –	
federal fund (300-00-3210-3218).....	No limit
Kansas creative arts industries commission	
checkoff fund (300-00-2031-2031).....	No limit
Workforce data quality initiative –	
federal fund (300-00-3237-3237).....	No limit
AJLA special revenue fund (300-00-2190-2190).....	No limit
Workforce innovation –	
federal fund (300-00-3581).....	No limit
Reemployment connections initiative –	
federal fund (300-00-3585).....	No limit
SBA STEP grant –	

federal fund (300-00-3573-3573).....	No limit
Apprenticeship USA state –	
federal fund (300-00-3949).....	No limit
Kansas health profession opportunity project –	
federal fund (300-00-3951).....	No limit
Second chance grant –	
federal fund (300-00-3895).....	No limit
H-1B technical skills training grant –	
federal fund (300-00-3400).....	No limit
State broadband data development grant –	
federal fund (300-00-3782-3700).....	No limit
Transition assistance program grant –	
federal fund (300-00-3451-3451).....	No limit

(d) The secretary of commerce is hereby authorized to fix, charge and collect fees during the fiscal year ending June 30, 2020, for: (1) The provision and administration of conferences held for the purposes of programs and activities of the department of commerce and for which fees are not specifically prescribed by statute; (2) sale of publications of the department of commerce and for sale of educational and other promotional items and for which fees are not specifically prescribed by statute; and (3) promotional and other advertising and related economic development activities and services provided under economic development programs and activities of the department of commerce: *Provided*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services, conferences, publications and items, advertising and other economic development activities and services provided under economic development programs and activities of the department of commerce for which fees are not specifically prescribed by statute: *Provided further*, That all such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to one or more special revenue fund or funds of the department of commerce as specified by the secretary of commerce: *And provided further*, That expenditures may be made from such special revenue fund or funds of the department of commerce for fiscal year 2020, in accordance with the provisions of this or other appropriation act of the 2019 regular session of the legislature, for operating expenses incurred in providing such services, conferences, publications and items, advertising, programs and activities and for operating expenses incurred in providing similar economic development activities and services provided under economic development programs and activities of the department of commerce.

(e) In addition to the other purposes for which expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2020 for the department of commerce as authorized by this or other appropriation act of the 2019 regular session of the legislature, notwithstanding the provisions of any other statute, expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2020 for official hospitality.

(f) During the fiscal year ending June 30, 2020, the secretary of commerce, with the approval of the director of the budget, may transfer any part of any item of

appropriation for the fiscal year ending June 30, 2020, from the state economic development initiatives fund for the department of commerce to another item of appropriation for fiscal year 2020 from the state economic development initiatives fund for the department of commerce. The secretary of commerce shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) On July 1, 2019, the director of accounts and reports shall transfer \$17,589,963 from the state economic development initiatives fund (300-00-1900-1100) to the state general fund.

Sec. 74.

KANSAS HOUSING RESOURCES CORPORATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State housing trust fund (175-00-7370-7000).....No limit

Provided, That all expenditures from the state housing trust fund shall be made by the Kansas housing resources corporation for the purposes of administering and supporting housing programs of the Kansas housing resources corporation.

Sec. 75.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (296-00-1000-0503).....\$699,710

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from this account for the fiscal year ending June 30, 2020, expenditures may be made from this account for the costs incurred for court reporting under K.S.A. 72-2218 et seq. and 75-4321 et seq., and amendments thereto: *And provided further*, That expenditures from this account for official hospitality by the secretary of labor shall not exceed \$2,000.

Amusement ride safety (296-00-1000-0513).....\$252,336

Provided, That any unencumbered balance in the amusement ride safety account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Workmen's compensation
fee fund (296-00-2124-2220).....\$13,613,676

Occupational health and safety –
federal fund (296-00-3339-3210).....No limit

Employment security interest
assessment fund (296-00-2771-2700).....No limit

Special employment

security fund (296-00-2120-2080).....	No limit
Employment security administration fund (296-00-3335-3100).....	No limit
Wage claims assignment fee fund (296-00-2204-2240).....	No limit
Department of labor special projects fund (296-00-2041-2105).....	No limit
Federal indirect cost offset fund (296-00-2302-2280).....	No limit
<i>Provided, That, notwithstanding the provisions of K.S.A. 44-716a, and amendments thereto, or any statute to the contrary, during fiscal year 2020, the secretary of labor, with the approval of the director of the budget, may transfer from the special employment security fund of the Kansas department of labor to the department of labor federal indirect cost offset fund the portion of such amount that is determined necessary to be in compliance with the employment security law: Provided further; That, upon approval of any such transfer by the director of the budget, notification will be provided to the Kansas legislative research department.</i>	
Employment security fund (296-00-7056-7200).....	No limit
Labor force statistics federal fund (296-00-3742-3742).....	No limit
Compensation and working conditions federal fund (296-00-3743-3743).....	No limit
Employment services Wagner-Peyser funded activities federal fund (296-00-3275-3275).....	No limit
Dispute resolution fund (296-00-2587-2270).....	No limit
<i>Provided, That all moneys received by the secretary of labor for reimbursement of expenditures for the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, shall be deposited in the state treasury and credited to the dispute resolution fund: Provided further; That expenditures may be made from this fund to pay the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, subject to full reimbursement therefor by the board of education and the professional employees' organization involved in such mediation and fact-finding procedures.</i>	
Indirect cost fund (296-00-2781-2781).....	No limit
Workforce data quality initiative – federal fund (296-00-3237-3237).....	No limit
Employment security fund clearing account (296-00-7055-7100).....	No limit
Employment security fund benefit account (296-00-7054-7000).....	No limit
Employment security fund – special suspense account (296-00-7057-7300).....	No limit
Special wage payment clearing trust fund (296-00-7362-7500).....	No limit
Economic adjustment assistance –	

federal fund (296-00-3415-3415).....	No limit
Social security administration disability –	
federal fund (296-00-3309-3309).....	No limit
Amusement ride safety fund (296-00-2224-2250).....	No limit
KDOL off-budget fund (296-00-6112-6100).....	No limit
Renovation bond fund (296-00-8432-8411).....	No limit
SNAP employment and training pilot –	
federal fund (296-00-3321-3350).....	No limit
Sec. 76.	

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, for the capital improvements project or projects specified, the following:

Veterans' home rehabilitation and	
repair projects (694-00-8100-8250).....	\$87,632
Halsey hall kitchen (694-00-8100-8281).....	\$265,275

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 63(d) of chapter 109 of the 2018 Session Laws of Kansas on the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office is hereby increased from \$1,200,000 to no limit.

Sec. 77.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures –	
administration (694-00-1000-0103).....	\$611,333

Provided, That any unencumbered balance in the operating expenditures – administration account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures –	
veteran services (694-00-1000-0203).....	\$1,575,179

Provided, That any unencumbered balance in the operating expenditures – veteran services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,500.

Operations – state	
veterans cemeteries (694-00-1000-0703).....	\$598,066

Provided, That any unencumbered balance in the operations – state veterans cemeteries account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from this account for official hospitality shall not exceed \$1,200.

Operating expenditures – Kansas	
soldiers' home (694-00-1000-0403).....	\$1,787,803

Provided, That any unencumbered balance in the operating expenditures – Kansas soldiers' home account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures – Kansas veterans' home (694-00-1000-0503).....\$542,843

Provided, That any unencumbered balance in the operating expenditures – Kansas veterans' home account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Veterans claim assistance program – service grants (694-00-1000-0903).....\$650,000

Provided, That any unencumbered balance in the veterans claim assistance program – service grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020; *Provided further*, That expenditures from the veterans claim assistance program – service grants account shall be made only for the purpose of awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits; *Provided, however*, That no expenditures shall be made by the Kansas commission on veterans affairs office from the veterans claim assistance program – service grants account for operating expenditures or overhead for administering the grants in accordance with the provisions of K.S.A. 73-1234, and amendments thereto.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Soldiers' home fee fund (694-00-2241-2100).....No limit
- Soldiers' home benefit fund (694-00-7903-5400).....No limit
- Soldiers' home work therapy fund (694-00-7951-5600).....No limit
- Soldiers' home medicare fund (694-00-3168-3100).....No limit
- Soldiers' home medicaid fund (694-00-2464-2464).....No limit
- Veterans' home medicare fund (694-00-3893-3893).....No limit
- Veterans' home medicaid fund (694-00-2469-2469).....No limit
- Veterans' home fee fund (694-00-2236-2200).....No limit
- Veterans' home canteen fund (694-00-7809-5300).....No limit
- Veterans' home benefit fund (694-00-7904-5500).....No limit
- Soldiers' home outpatient clinic fund (694-00-2258-2300).....No limit
- State veterans cemeteries fee fund (694-00-2332-2600).....No limit
- State veterans cemeteries donations and contributions fund (694-00-7308-5200).....No limit
- Outpatient clinic patient federal reimbursement

fund – federal (694-00-3205-3300).....	No limit
VA burial reimbursement	
fund – federal (694-00-3212-3310).....	No limit
Federal domiciliary per diem fund (694-00-3220).....	No limit
Federal long term care	
per diem fund (694-00-3232).....	No limit
Commission on veterans affairs	
federal fund (694-00-3241-3340).....	No limit
Kansas veterans	
memorials fund (694-00-7332-5210).....	No limit
Vietnam war era veterans' recognition	
award fund (694-00-7017-7000).....	No limit
Kansas hometown	
heroes fund (694-00-7003-7001).....	No limit
Persian gulf war veterans health	
initiatives fund (694-00-2304-2500).....	No limit
Construction state home	
facilities fund (694-00-3018-3000).....	No limit
State cemetery grants fund (694-00-3048-3200).....	No limit
Kansas soldier home construction	
grant fund (694-00-3075-3400).....	No limit
Winfield veterans home acquisition	
construction fund (694-00-8806-8200).....	No limit

(c) (1) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 73-1231, 73-1233, 75-3728g, 76-1906 or 76-1953, and amendments thereto, or any other statute, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer moneys that are credited to a special revenue fund of the Kansas commission on veterans affairs office to another special revenue fund of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(2) As used in this subsection, "special revenue fund" means the soldiers' home fee fund (694-00-2241-2100), veterans' home fee fund (694-00-2236-2200), soldiers' home outpatient clinic fund (694-00-2258-2300), soldiers' home benefit fund (694-00-7903-5400), soldiers' home work therapy fund (694-00-7951-5600), veterans' home canteen fund (694-00-7809-5300), veterans' home benefit fund (694-00-7904-5500), Persian Gulf War veterans health initiative fund (694-00-2304-2500), state veterans cemeteries fee fund (694-00-2332-2600), state veterans cemeteries donations and contributions fund (694-00-7308-5200) and Kansas veterans memorials fund (694-00-7332-5210).

(d) During the fiscal year ending June 30, 2020, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office to another item of appropriation for fiscal

year 2020 from the state general fund for the Kansas commission on veterans affairs office or any institution or facility under the general supervision and management of the Kansas commission on veterans affairs office. The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) During the fiscal year ending June 30, 2020, the director of the Kansas commission on veterans affairs office, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the Kansas commission on veterans affairs office to the Vietnam war era veterans' recognition award fund (694-00-7017-7000). The director of the Kansas commission on veterans affairs office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2020, by section 64(a) of chapter 109 of the 2018 Session Laws of Kansas on the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas commission on veterans affairs office is hereby increased from \$1,260,000 to no limit.

Sec. 78.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Alzheimer's association inclusion – federal fund.....	No limit
ESSA preschool development grants birth through five federal fund.....	No limit
Right-to-know fee fund (264-00-2325-2325).....	No limit

(b) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the cerebral palsy posture seating account (264-00-1000-1500) of the state general fund for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency for posture seating for adults.

Sec. 79.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (264-00-1000-0202).....	\$4,426,300
---	-------------

Provided, That any unencumbered balance in the operating expenditures (including

official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating expenditures (including official hospitality) – health (264-00-1000-0270).....\$2,296,059

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) – health account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Vaccine purchases (264-00-1000-0900).....\$329,607

Provided, That any unencumbered balance in the vaccine purchases account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Aid to local units (264-00-1000-0350).....\$4,805,709

Provided, That any unencumbered balance in the aid to local units account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from this account for state financial assistance to local health departments shall be in accordance with the formula prescribed by K.S.A. 65-241 through 65-246, and amendments thereto.

Aid to local units – primary health projects (264-00-1000-0460).....\$10,570,690

Provided, That any unencumbered balance in the aid to local units – primary health projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That prescription support expenditures shall be made from the aid to local units – primary health projects account for: (1) Purchasing drug inventory under section 340B of the federal public health service act for community health center grantees and federally qualified health center look-alikes who qualify; (2) increasing access to prescription drugs by subsidizing a portion of the costs for the benefit of patients at section 340B participating clinics on a sliding fee scale; and (3) expanding access to prescription medication assistance programs by making expenditures to support operating costs of assistance programs: *And provided further*, That funded clinics shall be not-for-profit or publicly funded primary care clinics or dental clinics, including federally qualified community health centers and federally qualified community health center look-alikes, as defined by 42 U.S.C. § 330, that provide comprehensive primary health care or dental services, offer sliding fee discounts based upon household income and serve any person regardless of ability to pay and have a unique patient panel that, at a minimum, represents the income-based disparities of the community: *And provided further*, That policies determining patient eligibility due to income or insurance status may be determined by each community but must be clearly documented and posted: *And provided further*, That of the moneys appropriated in the aid to local units – primary health projects account, not less than \$10,420,690 shall be distributed for community-based primary care grants and services provided by the community care network of Kansas.

Infant and toddler program (264-00-1000-0570).....\$2,000,000

Aid to local units – women's wellness (264-00-1000-0610).....\$94,296

Provided, That any unencumbered balance in the aid to local units – women's wellness account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the aid to local units –

women's wellness account shall be in accordance with grant agreements entered into by the secretary of health and environment and grant recipients.

Immunization programs (264-00-1000-1400).....\$397,418
Provided, That any unencumbered balance in the immunization programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Breast cancer screening program (264-00-1000-1300).....\$219,336
Provided, That any unencumbered balance in the breast cancer screening program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Pregnancy maintenance initiative (264-00-1000-1100).....\$338,846
Provided, That any unencumbered balance in the pregnancy maintenance initiative account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Cerebral palsy posture seating (264-00-1000-1500).....\$303,537
Provided, That any unencumbered balance in the cerebral palsy posture seating account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made by the above agency from the cerebral palsy posture seating account for posture seating for adults.

PKU treatment (264-00-1000-1710).....\$199,274
Provided, That any unencumbered balance in the PKU treatment account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Teen pregnancy prevention activities (264-00-1000-0650).....\$338,846
Provided, That any unencumbered balance in the teen pregnancy prevention activities account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Breast and cervical cancer program and detection – federal fund (264-00-3150-3350).....No limit
Health and environment training fee fund – health (264-00-2183-2160).....No limit

Provided, That expenditures may be made from the health and environment training fee fund – health for acquisition and distribution of division of public health program literature and films and for participation in or conducting training seminars for training employees of the division of public health of the department of health and environment, for training recipients of state aid from the division of public health of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of public health: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such

acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – health: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of public health from moneys appropriated from the health and environment training fee fund – health for fiscal year 2020, expenditures may be made by the department of health and environment from the health and environment training fee fund – health for fiscal year 2020 for agency operations for the division of public health.

Health facilities review fund (264-00-2505-2250).....	No limit
Insurance statistical	
plan fund (264-00-2243-2840).....	No limit
Health and environment publication	
fee fund – health (264-00-2541-2190).....	No limit
<i>Provided</i> , That expenditures from the health and environment publication fee fund – health shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.	
District coroners fund (264-00-2653-2320).....	No limit
Sponsored project overhead	
fund – health (264-00-2912-2710).....	No limit
Tuberculosis elimination and laboratory –	
federal fund (264-00-17-3559-3559).....	No limit
Maternity centers and child care facilities licensing	
fee fund (264-00-2731-2731).....	No limit
Child care and development block grant –	
federal fund (264-00-3028-3450).....	No limit
Federal supplemental funding for tobacco prevention and control –	
federal fund (264-00-3574-3574).....	No limit
Coordinated chronic disease prevention and health promotion program –	
federal fund (264-00-3575-3575).....	No limit
Office of rural health –	
federal fund (264-00-3031-3640).....	No limit
Emergency medical services for children –	
federal fund (264-00-3292-3292).....	No limit
Primary care offices –	
federal fund (264-00-3293-3293).....	No limit
Injury intervention –	
federal fund (264-00-3294-3294).....	No limit
Oral health workforce activities –	
federal fund (264-00-3297-3297).....	No limit
Rural hospital flex program –	
federal fund (264-00-3298-3298).....	No limit
Hospital bioterrorism preparedness –	
federal fund (264-00-3398-3398).....	No limit

Kansas coalition against sexual and domestic violence –	
federal fund (264-00-17-3907-3907).....	No limit
Migrant health –	
federal fund (264-00-3069-3070).....	No limit
ARRA collaborative component I –	
federal fund (264-00-3890-3891).....	No limit
ARRA collaborative component III –	
federal fund (264-00-17-3890-3892).....	No limit
ARRA ambulatory surgical center ASC/HAI medicare –	
federal fund (264-00-3486-3486).....	No limit
Medicare – federal fund (264-00-3064-3062).....	No limit
<i>Provided</i> , That transfers of moneys from the medicare – federal fund to the state fire marshal may be made during fiscal year 2020 pursuant to a contract, which is hereby authorized to be entered into by the secretary of health and environment and the state fire marshal to provide fire and safety inspections for hospitals.	
Migrant health program –	
federal fund (264-00-3069-3070).....	No limit
Tuberculosis prevention – federal fund (264-00-3071-4610).....	No limit
Strengthen public health immunization infrastructure –	
federal fund (264-00-3568-3568).....	No limit
Healthy homes and lead poisoning prevention –	
federal fund (264-00-3572-3572).....	No limit
Children's mercy hospital lead program –	
federal fund (264-00-3152-3154).....	No limit
Women, infants and children health program –	
federal fund (264-00-3077-3103).....	No limit
Immunization and vaccines for children grants –	
federal fund (264-00-3747-3741).....	No limit
Home visiting grant –	
federal fund (264-00-3503-3503).....	No limit
Preventive health block grant –	
federal fund (264-00-3614-3200).....	No limit
Maternal and child health block grant –	
federal fund (264-00-3616-3210).....	No limit
National center for health statistics –	
federal fund (264-00-3617-3220).....	No limit
Title X family planning services program –	
federal fund (264-00-3622-3270).....	No limit
Comprehensive STD prevention systems –	
federal fund (264-00-3070-3080).....	No limit
Make a difference information network –	
federal fund (264-00-3234-3234).....	No limit
Ryan White title II –	
federal fund (264-00-3328-3310).....	No limit
Bicycle helmet distribution –	

federal fund (264-00-3815-3815).....	No limit
Bicycle helmet revolving fund (264-00-2575-2630).....	No limit
SSA fee fund (264-00-2269-2030).....	No limit
Childhood lead poisoning prevention program –	
federal fund (264-00-3296-3296).....	No limit
State implementation projects for prevention of secondary conditions –	
federal fund (264-00-3087-4405).....	No limit
Title IV-E – federal fund (264-00-3326-3900).....	No limit
HIV prevention projects –	
federal fund (264-00-3740-3521).....	No limit
HIV/AIDS surveillance –	
federal fund (264-00-3399-3399).....	No limit
Infants & toddlers Prt C –	
federal fund (264-00-3516-3171).....	No limit
Universal newborn hearing screening –	
federal fund (264-00-3459-3459).....	No limit
State loan repayment program –	
federal fund (264-00-3760-3755).....	No limit
Opt-out testing initiative –	
federal fund (264-00-3801-3801).....	No limit
Adult lead surveillance data –	
federal fund (264-00-3496-3496).....	No limit
Medical reserve corps contract –	
federal fund (264-00-3502-3502).....	No limit
Trauma fund (264-00-2513-2230).....	No limit
<i>Provided</i> , That expenditures may be made by the department of health and environment for fiscal year 2020 from the trauma fund of the department of health and environment – division of public health for the stroke prevention project: <i>Provided further</i> ; That expenditures from the trauma fund for official hospitality shall not exceed \$3,000.	
Homeland security –	
federal fund (264-00-3329-3319).....	No limit
Refugee assistance –	
federal fund (264-00-3378-3346).....	No limit
Personal responsibility education program –	
federal fund (264-00-3494-3494).....	No limit
Kansas vital records for quality improvement –	
federal fund (264-00-3098-3098).....	No limit
Kansas early detection works breast & cervical cancer screening services – federal fund (264-00-3099-3099).....	No limit
Kansas public health approaches for ensuring quitline capacity –	
federal fund (264-00-3097-3097).....	No limit
Diagnostic x-ray program –	
federal fund (264-00-3511-3160).....	No limit
HRSA small hospital improvement grant program –	

federal fund (264-00-3371-3371)	No limit
State indoor radon grant –	
federal fund (264-00-3884-3930).....	No limit
Gifts, grants and donations	
fund – health (264-00-7311-7090).....	No limit
Special bequest fund – health (264-00-7366-7050).....	No limit
Civil registration and health statistics	
fee fund (264-00-2291-2295).....	No limit
Power generating facility	
fee fund (264-00-2131-2130).....	No limit
Nuclear safety emergency preparedness special	
revenue fund (264-00-2415-2280).....	No limit
<i>Provided</i> , That all moneys received by the department of health and environment –	
division of public health from the nuclear safety emergency management fee fund (034-	
00-2081-2200) of the adjutant general shall be credited to the nuclear safety emergency	
preparedness special revenue fund of the department of health and environment –	
division of public health: <i>Provided further</i> , That expenditures from the nuclear safety	
emergency preparedness special revenue fund for official hospitality shall not exceed	
\$2,500.	
Radiation control operations	
fee fund (264-00-2531-2530).....	No limit
<i>Provided</i> , That expenditures from the radiation control operations fee fund for	
official hospitality shall not exceed \$2,000.	
Lead-based paint hazard	
fee fund (264-00-2289-2140).....	No limit
Strengthening public health infrastructure –	
federal fund (264-00-3547-3547).....	No limit
Improving minority health –	
federal fund (264-00-3548-3548).....	No limit
Abstinence education –	
federal fund (264-00-3549-3549).....	No limit
Affordable care act – federal fund (264-00-3546-3546).....	No limit
Carbon monoxide detector/fire injury prevention –	
federal fund (264-00-3508-3508).....	No limit
Health information exchange –	
federal fund (264-00-3493-3493).....	No limit
Kansas newborn	
screening fund (264-00-2027-2027).....	No limit
Actions to prevent and control diabetes, heart disease, and obesity –	
federal fund (264-00-3749-3742).....	No limit
Healthy start initiative –	
federal fund (264-00-3751-3751).....	No limit
Immunization capacity building assistance –	
federal fund (264-00-3744-3744).....	No limit
Hospital preparedness and response program for Ebola –	
federal fund (264-00-3033-3033).....	No limit

CDC multipurpose grant	
federal fund (264-00-3243-3243).....	No limit
Kansas newborn screening information system	
maintenance and enhancement	
federal fund (264-00-3612-3612).....	No limit
Lifting young families toward excellence	
federal fund (264-00-3627-3627).....	No limit
Cancer registry federal fund (264-00-3008-3040).....	No limit
Hospital preparedness ebola –	
federal fund (264-00-3093-3093).....	No limit
Kansas survivor care quality initiative –	
federal fund (264-00-3101-3610).....	No limit
Zika birth defects surveillance & referral –	
federal fund (264-00-3102-3620).....	No limit
IDEA infant toddler-part C-ARRA –	
federal fund (264-00-3282-3282).....	No limit
SAMHSA project launch intv. –	
federal fund (264-00-3284-3284).....	No limit
Immunization grant – federal fund (264-00-3372-3150).....	No limit
Small hospital improvement program –	
federal fund (264-00-3392-3392).....	No limit
Cardiovascular health program –	
federal fund (264-00-3401-3407).....	No limit
Kansas senior farmers market nutrition program –	
federal fund (264-00-3406-3406).....	No limit
Lead poisoning preventive health –	
federal fund (264-00-3626-4132).....	No limit
ARRA – WIC grants to states –	
federal fund (264-00-3750-3750).....	No limit
Census of trauma occp fatal. –	
federal fund (264-00-3797-3670).....	No limit
Homeland security grant-KHP –	
federal fund (264-00-3199-3199).....	No limit
Refugee health – federal fund (264-00-3393-3393).....	No limit
ARRA – migrant –	
federal fund (264-00-3396-3396).....	No limit
ARRA – transfer from SRS –	
federal fund (264-00-3471-3471).....	No limit
Public health crisis response –	
federal fund (264-00-3602-3602).....	No limit
Diabetes & heart disease &	
stroke prevention programs –	
federal fund (264-00-3603-3603).....	No limit
Innovative state & local public health	
strategies to prevent & manage	

diabetes and heart disease and stroke – federal fund (264-00-3604-3604).....	No limit
Kansas actions to improve oral health outcomes – federal fund (264-00-3921-3921).....	No limit
ARRA – survey, licensure and epidemiology – federal fund (264-00-3746-3746).....	No limit
Campus sexual assault prevention grant – federal fund (264-00-3035-3035).....	No limit
Alzheimer's association inclusion – federal fund.....	No limit
ESSA preschool development grants birth through five – federal fund.....	No limit
Right-to-know fee fund (264-00-2325-2325).....	No limit
Child care criminal background and fingerprint fund (264-00-2313-2313).....	No limit

(c) On July 1, 2019, and on other occasions during fiscal year 2020, when necessary as determined by the secretary of health and environment, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs from specified special revenue funds of the department of health and environment – division of public health or of the department of health and environment – division of environment to the sponsored project overhead fund – health (264-00-2912-2715) of the department of health and environment – division of public health.

(d) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue funds of the department of health and environment – division of public health that have available moneys to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health for expenditures, as the case may be, for administrative expenses.

(e) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the department of health and environment – division of public health from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for up to four full-time equivalent positions in the unclassified service under the Kansas civil service act in the division of public health: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, all such additional full-time equivalent positions in the unclassified service under the Kansas civil service act shall be in addition to other positions within the department of health and environment in the unclassified service, as prescribed by law, and shall be established by the secretary of

health and environment within the position limitation established for the department of health and environment on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2020 made by this or other appropriation act of the 2019 regular session of the legislature: *Provided, however,* That the authority to establish such additional positions in the unclassified service shall not affect the classified service status of any person who is an employee of the department of health and environment in the classified service under the Kansas civil service act.

(f) During the fiscal year ending June 30, 2020, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of public health to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health pursuant to this section may include amounts not to exceed 25% of the expenditures from such special revenue fund or funds, excepting expenditures for contractual services.

(g) During the fiscal year ending June 30, 2020, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the district coroners fund for fiscal year 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, and notwithstanding the provisions of K.S.A. 22a-245, and amendments thereto, or any other statute, expenditures may be made by the department of health and environment – division of public health from such moneys appropriated from the district coroners fund (264-00-2653-2320) of the department of health and environment – division of public health for fiscal year 2020 pursuant to K.S.A. 22a-242, and amendments thereto.

(i) On July 1, 2019, the director of accounts and reports shall transfer \$200,000 from the health care stabilization fund (270-00-7404-2100) of the health care stabilization fund board of governors to the health facilities review fund (264-00-2505-2250) of the department of health and environment – division of public health for the purpose of financing a review of records of licensed medical care facilities and an analysis of quality of health care services provided to assist in correcting substandard services and to reduce the incidence of liability resulting from the rendering of health care services and implementing the risk management provisions of K.S.A. 65-4922 et seq., and amendments thereto.

(j) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Healthy start (264-00-2000-2105).....\$250,000

Provided, That any unencumbered balance in the healthy start account in excess of

\$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Infants and toddlers program (264-00-2000-2107).....\$5,800,000
Provided, That any unencumbered balance in the infants and toddlers program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Smoking prevention (264-00-2000-2109).....\$1,001,960
Provided, That any unencumbered balance in the smoking prevention account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Newborn hearing aid
loaner program (264-00-2000-2113).....\$50,773
Provided, That any unencumbered balance in the newborn hearing aid loaner program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

SIDS network grant (264-00-2000-2115).....\$96,374
Provided, That any unencumbered balance in the SIDS network grant account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(k) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health during fiscal year 2020 from moneys appropriated from the state general fund or any special revenue fund or funds by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made from such moneys to contract for the services of one or more persons to survey and certify dialysis treatment facilities located in the state of Kansas: *Provided*, That, if the above agency has not surveyed a newly constructed dialysis treatment facility within one year after the operator of the facility notifies the above agency that the facility is operational, then the above agency may charge the cost of any survey performed on the facility to the operator of such facility: *Provided further*, That any expenditure of moneys and any survey conducted pursuant to this subsection shall comply with requirements imposed by federal law.

(l) On July 1, 2019, the ARRA migrant health – federal fund (264-00-3069-3070) of the department of health and environment – division of public health is hereby redesignated as the migrant health – federal fund of the department of health and environment – division of public health.

Sec. 80.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Health policy
operating expenditures (264-00-1000-0010).....\$2,222,103

(b) On the effective date of this act, of the \$162,197,716 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 68(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the other medical assistance account (264-00-1000-3026), the sum of \$23,303,110 is hereby lapsed.

(c) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or

from any special revenue funds or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement, and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement, a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

(d) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight the details of a contract or contract amendment with Maximus or any other eligibility processing contractor during fiscal year 2019.

(e) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2019 on the progress by the agency on the eligibility backlog processing.

(f) On the effective date of this act, during the fiscal year ending June 30, 2019, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to pay hospitals and physicians at the medicaid rate established in fiscal year 2019: *Provided further*; That such rate shall not be adjusted prior to the first day of the first calendar quarter following approval by the United States centers for medicare and medicaid services of the health care access improvement program hospital provider assessment rate passed by the legislature during the 2019 regular session and enacted into law.

(g) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017

Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2019, detailing the following: (1) The total number of members waiting for a psychiatric residential treatment facility (PRTF) placement; (2) the average, minimum, and maximum number of days MCO members have been waiting for the PRTF placement; (3) the average, minimum, and maximum information regarding the length of stay for MCO members in PRTF placements; and (4) the number and reasons for denials of PRTF placement in fiscal year 2019: *Provided*, That such quarterly report shall be provided to the house of representatives committee on appropriations and the senate committee on ways and means.

(h) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(i) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

(j) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to facilitate a detailed review of the costs and reimbursement rates for behavioral health services in the state of Kansas, including mental health and substance use disorder treatment, during fiscal year 2019.

(k) On the effective date of this act, the \$6,000,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 68(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the evidence based juvenile programs account, is hereby lapsed.

(l) During the fiscal years ending June 30, 2019, and June 30, 2020, notwithstanding the provisions of K.S.A. 65-6208, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal years 2019 and 2020 as authorized by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by such agency from such moneys during fiscal years 2019 and 2020 to submit to the United States centers for medicare and medicaid services an approval request to increase the hospital provider assessment rate to 3%, to include hospital outpatient operating revenue in the hospital provider assessment and to base such assessment on each hospital's fiscal year 2016: *Provided further*, That the department of health and environment shall cause notice of such approval by the United States centers for medicare and medicaid services to be published in the Kansas register: *And provided further*, That the changes to the hospital provider assessment described in this subsection shall take effect on and after January 1 or July 1 immediately following such publication: *And provided further*, That, after such date, no additional moneys appropriated from the state general fund shall be expended to support rate enhancements under the hospital provider assessment.

Sec. 81.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Health policy operating expenditures (264-00-1000-0010).....\$15,557,071

Provided, That any unencumbered balance in the health policy operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made from the health policy operating expenditures account of the above agency for the drug utilization review board to perform an annual review of the approved exemptions to the current single source limit by program.

Children's health insurance program (264-00-1000-0060).....\$22,388,662

Provided, That any unencumbered balance in the children's health insurance program in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Other medical assistance (264-00-1000-3026).....\$691,755,078

Provided, That any unencumbered balance in the other medical assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the other medical assistance account by the above agency for the purpose of implementing or expanding any prior authorization project: *And provided further*, That an evaluation of the automated implementation, savings obtained from implementation, and other outcomes of the implementation or expansion shall be submitted to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight prior to the start of the regular session of the legislature in 2020.

Wichita center for graduate

medical education (264-00-1000-3027).....\$2,950,000

Provided, That any unencumbered balance in the Wichita center for graduate medical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Graduated medical education (264-00-1000-3028).....\$1,300,000

Provided, That any unencumbered balance in the graduated medical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Preventive health care program fund (264-00-2556-2550).....\$497,249

Cafeteria benefits fund (264-00-7720-9002).....No limit

Provided, That expenditures from the cafeteria benefits fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$2,546,915.

State workers compensation self-insurance fund (264-00-6170-6170).....No limit

Provided, That expenditures from the state workers compensation self-insurance fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$4,680,644.

Dependent care assistance program fund (264-00-7740-7799).....No limit

Provided, That expenditures from the dependent care assistance program fund for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$626,909.

Non-state employer group benefit fund (264-00-7707-7710).....\$143,539

Division of health care finance special revenue fund (264-00-2360-2350).....No limit

Provided, That expenditures from the division of health care finance special revenue fund for the fiscal year ending June 30, 2020, for official hospitality shall not exceed \$1,000.

Health committee insurance fund (264-00-2569-2500).....No limit

Health care database fee fund (264-00-2578-2570).....No limit

Association assistance plan fund (264-00-2391-2391).....No limit

Medical programs fee fund (264-00-2395-0110).....\$75,776,935

Medical assistance fee fund (264-00-2185-2185).....No limit

Health benefits administration clearing fund – remit admin service org (264-00-7746-7746).....No limit

Provided, That expenditures from the health benefits administration clearing fund –

remit admin service org for the fiscal year ending June 30, 2020, for salaries and wages and other operating expenditures shall not exceed \$11,005,000.

Health insurance premium	
reserve fund (264-00-7350-7350).....	No limit
Other state fees fund (264-00-2440-0100).....	No limit
Health care access	
improvement fund (264-00-2443-2215).....	No limit
Children's health insurance program	
federal fund (264-00-3424-0540).....	No limit
State planning – health care –	
uninsured fund (264-00-3483-3483).....	No limit
HIV care formula grant	
federal fund (264-00-3328-3311).....	No limit
Medical assistance program	
federal fund (264-00-3414-0440).....	No limit
Quality based community	
assessment fund (264-00-2760-2760).....	No limit
KEES interagency	
transfer fund (264-00-17-6001-6001).....	No limit
Energy assistance	
block grant (264-00-3305-3305).....	No limit
Temporary assistance for	
needy families (264-00-3323-3530).....	No limit
Title IV-E – adoption	
assistance (264-00-3357-3357).....	No limit

(c) During the fiscal year ending June 30, 2020, any moneys donated or granted to the division of health care finance of the department of health and environment and any federal funds received as match to such donations or grants by the division of health care finance of the department of health and environment for the fiscal year ending June 30, 2020, shall only be expended by the division of health care finance of the department of health and environment to assist the clearinghouse in reducing any backlogs or waiting lists, unless otherwise specified by the donor or grantor: *Provided*, That any donated or granted moneys, and the matching moneys received therefor from the federal centers for medicare and medicaid services, shall not be used to supplant or replace funds already budgeted for the clearinghouse or to restore any other reductions in funding to the clearinghouse or the agency, unless otherwise specified by the donor or grantor.

(d) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined

by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

(e) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight the details of a contract or contract amendment with Maximus or any other eligibility processing contractor during fiscal year 2020.

(f) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2020 on the progress by the agency on the eligibility backlog processing.

(g) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to pay hospitals and physicians at the medicaid rate established in fiscal year 2020: *Provided further*; That such rate shall not be adjusted prior to the first day of the first calendar quarter following approval by the United States centers for medicare and medicaid services of the health care access improvement program hospital provider assessment rate passed by the legislature during the 2020 regular session and enacted into law.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to set the monthly protected income level for purposes of determining the person's client obligation at an amount of \$1,177 per month in fiscal year 2020 for any person in Kansas receiving home and community-based services administered under section 1915(c) of the federal social security act and any person in Kansas receiving services from a program of all-inclusive care for the elderly administered by the Kansas department for aging and disability services.

(i) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other

appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to provide a quarterly report to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight at each committee meeting during fiscal year 2020, detailing the following: (1) The total number of members waiting for a psychiatric residential treatment facility (PRTF) placement; (2) the average, minimum, and maximum number of days MCO members have been waiting for the PRTF placement; (3) the average, minimum, and maximum information regarding the length of stay for MCO members in PRTF placements; and (4) the number and reasons for denials of PRTF placement in fiscal year 2020: *Provided*, That such quarterly report shall be provided to the house of representatives committee on appropriations and the senate committee on ways and means.

(j) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(k) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to facilitate a detailed review of the costs and reimbursement rates for behavioral health services in the state of Kansas, including mental health and substance use disorder treatment, during fiscal year 2020: *Provided*, That the above agency shall submit a report of such review, including review of fiscal years 2019 and 2020, to the house of representatives committee on social services budget and the social services subcommittee of the senate committee on ways and means during January 2020.

(l) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

Sec. 82.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the following special revenue

fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Volkswagen environmental fund (264-00-7269-7269)..... No limit
 Sec. 83.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
 DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (264-00-1000-0300).....\$4,280,523

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Mined-land conservation and reclamation fee fund (264-00-2233-2220).....No limit

Solid waste management fund (264-00-2271-2075).....No limit

Provided, That expenditures may be made from the solid waste management fund during the fiscal year ending June 30, 2020, for official hospitality: *Provided further*, That such expenditures for official hospitality shall not exceed \$2,500.

Public water supply fee fund (264-00-2284-2085).....No limit

Voluntary cleanup fund (264-00-2288-2120).....No limit

Storage tank fee fund (264-00-2293-2090).....No limit

Air quality fee fund (264-00-2020-2830).....No limit

Hazardous waste collection fund (264-00-2099-2010).....No limit

Health and environment training fee fund – environment (264-00-2175-2170).....No limit

Provided, That expenditures may be made from the health and environment training fee fund – environment for acquisition and distribution of division of environment program literature and films and for participation in or conducting training seminars for training employees of the division of environment of the department of health and environment, for training recipients of state aid from the division of environment of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of environment: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order

to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – environment: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of environment from moneys appropriated from the health and environment training fee fund – environment for fiscal year 2020, expenditures may be made by the department of health and environment from the health and environment training fee fund – environment for fiscal year 2020 for agency operations for the division of environment.

Driving under the influence fund (264-00-2101-2020).....	No limit
Waste tire management fund (264-00-2635-2820).....	No limit
Health and environment publication fee fund – environment (264-00-2544-2195).....	No limit
<i>Provided</i> , That expenditures from the health and environment publication fee fund – environment shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.	
Local air quality control authority regulation services fund (264-00-2657-2330)	No limit
Environmental response fund (264-00-2662-2400).....	No limit
Sponsored project overhead fund – environment (264-00-2911-2720).....	No limit
Chemical control fee fund (264-00-2212-2360).....	No limit
QuantiFERON TB laboratory fund (264-00-2458-2460).....	No limit
Resource conservation and recovery act – federal fund (264-00-3586-3190).....	No limit
Water supply – federal fund (264-00-3295-3130).....	No limit
Air quality section 103 – federal fund (264-00-3248-3246).....	No limit
EPA – core support – federal fund (264-00-3040-3000).....	No limit
Network exchange grant – federal fund (264-00-3267-3267).....	No limit
Kansas clean diesel grant – federal fund (264-00-3249-3250).....	No limit
Air quality program – federal fund (264-00-3072-3090).....	No limit
Section 106 monitoring initiative – federal fund (264-00-3619-3240).....	No limit
Air quality section 105 – federal fund (264-00-3249-3249).....	No limit
Leaking underground storage tank trust – federal fund (264-00-3812-3700).....	No limit

Surface mining control and reclamation act –	
federal fund (264-00-3820-3760).....	No limit
Abandoned mined-land –	
federal fund (264-00-3821-3770).....	No limit
Department of defense and state cooperative agreement –	
federal fund (264-00-3067-3031).....	No limit
EPA non-point source –	
federal fund (264-00-3889-3940).....	No limit
Pollution prevention program –	
federal fund (264-00-3908-3990).....	No limit
EPA water monitoring –	
federal fund (264-00-3086-4200).....	No limit
Gifts, grants and donations	
fund – environment (264-00-7314-7095).....	No limit
Special bequest fund –	
environment (264-00-7367-7040).....	No limit
Aboveground petroleum storage tank release	
trust fund (264-00-7398-7070).....	No limit
Underground petroleum storage tank release	
trust fund (264-00-7399-7060).....	No limit
Drycleaning facility release	
trust fund (264-00-7407-7250).....	No limit
Public water supply	
loan fund (264-00-7539-7800).....	No limit
Public water supply loan	
operations fund (264-00-3295-3295).....	No limit
Kansas water pollution control	
revolving fund (264-00-7530-7400).....	No limit
<i>Provided</i> , That the proceeds from revenue bonds issued by the Kansas development	
finance authority to provide matching grant payments under the federal clean water act	
of 1987 (P.L. 92-500) shall be credited to the Kansas water pollution control revolving	
fund: <i>Provided further</i> , That expenditures from this fund shall be made to provide for	
the payment of such matching grants.	
Kansas water pollution control	
operations fund (264-00-7960-8300).....	No limit
Cost of issuance fund for Kansas water pollution control revolving fund	
revenue bonds (264-00-7531-7600).....	No limit
Surcharge fund for Kansas water pollution control revolving fund	
revenue bonds (264-00-7539-7805).....	No limit
Surcharge operations fund for Kansas water pollution control revolving fund revenue	
bonds (264-00-7531-7620).....	No limit
Subsurface hydrocarbon	
storage fund (264-00-2228-2380).....	No limit
Natural resources damages	
trust fund (264-00-7265-7265).....	No limit
Hazardous waste	

management fund (264-00-2519-2290).....	No limit
Brownfields revolving loan program –	
federal fund (264-00-3278-3278).....	No limit
Mined-land	
reclamation fund (264-00-2685-2560).....	No limit
Operator outreach training program –	
federal fund (264-00-3259-3259).....	No limit
Underground storage tank –	
federal fund (264-00-3732-3510).....	No limit
EPA underground injection control –	
federal fund (264-00-3295-3288).....	No limit
Laboratory medicaid cost recovery fund –	
environment (264-00-2092-2060).....	No limit
EPA state response program –	
federal fund (264-00-3370-3915).....	No limit
Environmental use	
control fund (264-00-2292-2310).....	No limit
Environmental response remedial activity specific sites –	
federal fund (264-00-3040-3003).....	No limit
Emergency environmental response – nonspecific sites	
federal fund (264-00-3067-3030).....	No limit
Medicare program – environment –	
federal fund (264-00-3096-3050).....	No limit
EPA pollution prevention –	
federal fund (264-00-3619-3240).....	No limit
Inspections Kansas infrastructure projects –	
federal fund (264-00-3910-3950).....	No limit
Salt solution mining well	
plugging fund (264-00-2247-2390).....	No limit
Water program	
management fund (264-00-2798-2798).....	No limit
UST redevelopment fund (264-00-7397-7080).....	No limit
Office of laboratory services	
operating fund (264-00-2161-2161).....	No limit
Risk management fund (264-00-7402-7402).....	No limit
Intoxilyzer replacement –	
federal fund (264-00-3092-3092).....	No limit
Environmental	
stewardship fund (264-00-17-7396-7096).....	No limit
EPA multi-purpose grant –	
federal fund (264-00-3103-3630).....	No limit
Volkswagen environmental fund (264-00-7269-7269).....	No limit
USDA conservation partnership –	
federal fund (264-00-3022-3022).....	No limit
Environmental response –	

federal fund (264-00-3066-3010).....	No limit
Other federal grants –	
federal fund (264-00-3095-5450).....	No limit
Other federal grants –	
federal fund (264-00-3095-5450).....	No limit
Alcohol impaired driving	
countermeasures incentive grants –	
federal fund (264-00-3247-3247).....	No limit
Air quality program –	
federal fund (264-00-3253-3253).....	No limit
Water related grants –	
federal fund (264-00-3254-3260).....	No limit
EPA nonpoint source implementation –	
federal fund (264-00-3915-3915).....	No limit
Water protection state grants –	
federal fund (264-00-3264-3264).....	No limit
Multi-media capacity building –	
federal fund (264-00-3277-3277).....	No limit
Health watershed initiative –	
federal fund (264-00-3558-3558).....	No limit
Small employer cafeteria plan	
development program (264-00-2386-2382).....	No limit
Environmental response RMDL act –	
federal fund (264-00-3005-3010).....	No limit
Ticket to work grant –	
federal fund (264-00-3417-4367).....	No limit
Demo to maintenance-indep. employer –	
federal fund (264-00-3419-3419).....	No limit
EPA underground injection control –	
federal fund (264-00-3618-3230).....	No limit
104G outreach training program –	
federal fund (264-00-3722-3500).....	No limit
Brownfields revolving loan	
program fund (264-00-7526-7103).....	No limit
Certification of environmental	
liability fund (264-00-7527-7230).....	No limit
P/C safety net clinic loan	
guarantee fund (264-00-7551-7595).....	No limit
KWPC surcharge	
services fees (264-00-7961-8400).....	No limit
KPWS Revolving Fund (264-00-7968-8500).....	No limit
KPWS surcharge service fees (264-00-7969-8600).....	No limit
(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the state water plan project or projects specified as follows:	

Contamination remediation (264-00-1800-1802).....	\$1,088,301
<i>Provided</i> , That any unencumbered balance in the contamination remediation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.	
TMDL initiatives and use attainability analysis (264-00-1800-1805).....	\$278,029
<i>Provided</i> , That any unencumbered balance in the TMDL initiatives and use attainability analysis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.	
Watershed restoration and protection plan (264-00-1800-1808).....	\$730,884
<i>Provided</i> , That any unencumbered balance in the watershed restoration and protection plan account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.	
Nonpoint source program (264-00-1800-1804).....	\$303,208
<i>Provided</i> , That any unencumbered balance in the nonpoint source program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.	
Milford and Marion reservoirs harmful algae bloom pilot (264-00-1800-1810).....	\$450,000
<i>Provided</i> , That any unencumbered balance in the Milford and Marion reservoirs harmful algae bloom pilot account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.	
Drinking water protection.....	\$350,000

(d) During the fiscal year ending June 30, 2020, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state water plan fund for the department of health and environment – division of environment: *Provided*, That the secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the chairperson of the subcommittee on health and environment/human resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2020, notwithstanding the provisions of K.S.A. 65-3024, and amendments thereto, the director of accounts and reports shall not make the transfers of amounts of interest earnings from the state general fund to the air quality fee fund (264-00-2020-2830) of the department of health and environment, which are directed to be made on or before the 10th day of each month by K.S.A. 65-3024, and amendments thereto.

(f) On July 1, 2019, and on other occasions during fiscal year 2020 when necessary, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs, from specified special revenue fund or funds of the department of health and environment – division of public health or of the department of health and environment – division of environment, to the sponsored project overhead fund – environment (264-

00-2911-2720) of the department of health and environment – division of environment.

(g) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue fund or funds of the department of health and environment – division of environment that have available moneys to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment or to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health, as the case may be, for expenditures for administrative expenses.

(h) During the fiscal year ending June 30, 2020, the secretary of health and environment, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2020 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2020, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of environment to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment pursuant to this section may include amounts equal to not more than 25% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

Sec. 84.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

LTC – medicaid
assistance – NF (039-00-1000-0520).....\$33,935,484

Provided, That expenditures shall be made from the LTC – medicaid assistance – NF account of the above agency for the Kansas department for aging and disability services and the department of health and environment to make applications and modifications, no later than July 1, 2019, to the current traumatic brain injury home and community-based services medicaid waiver program in accordance with the provisions of section 117 of chapter 109 of the 2018 Session Laws of Kansas and also to restore the unduplicated waiver slot count to 723 and lower such waiver's entry age to birth and add acquired brain injuries to such waiver while setting the financial eligibility requirements for children under 18 to be the same as the Kansas serious emotional disturbance waiver.

Kansas neurological institute –
operating expenditures (363-00-1000-0303).....\$853,494

Larned state hospital –

operating expenditures (410-00-1000-0103).....	\$871,031
Osawatomic state hospital –	
operating expenditures (494-00-1000-0100).....	\$4,314,366
Osawatomic state hospital – certified	
care expenditures (494-00-1000-0101).....	\$1,122,529
Parsons state hospital and training center –	
operating expenditures (507-00-1000-0100).....	\$951,224
Administration - assessments (039-00-1000-0210).....	\$38,646
Community mental health centers	
supplemental funding (039-00-1000-3001).....	\$1,885,000
Community aid (039-00-1000-3004).....	\$646,304

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, for the capital improvements project or projects specified, the following:

 Isaac Ray UPS.....\$54,405

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the Larned state hospital fee fund (410-00-2073-2100) of the Kansas department for aging and disability services is hereby decreased from \$3,961,931 to \$3,946,301.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 72(k) of chapter 109 of the 2018 Session Laws of Kansas on the Osawatomic state hospital fee fund (494-00-2079-4200) of the Kansas department for aging and disability services is hereby decreased from \$840,706 to \$716,362.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the Osawatomic state hospital certified care fund (494-00-2079-4201) of the Kansas department for aging and disability services is hereby decreased from \$2,664,025 to \$2,207,525.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services is hereby decreased from \$6,829,101 to \$6,825,996.

(g) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2019.

(h) On the effective date of this act, of the \$3,845,751 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 186(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – new state security hospital account (039-00-8100-8320), the sum of \$3,878 is hereby lapsed.

(i) On the effective date of this act, of the \$2,602,200 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 186(a) of chapter 104 of the

2017 Session Laws of Kansas from the state institutions building fund in the debt service – state hospitals rehabilitation and repair account (039-00-8100-8325), the sum of \$106 is hereby lapsed.

(j) On the effective date of this act, any unencumbered balance in each of the following capital improvement accounts of the state institutions building fund is hereby lapsed: Kansas neurological institute – energy conservation improvement debt service (363-00-8100-8000).

Sec. 85.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

RSI crisis center base services (039-00-1000-0110).....	\$3,576,100
Comcare crisis center base services (039-00-1000-0120).....	\$1,300,000
Valeo crisis center base services (039-00-1000-0130).....	\$500,000
Salina crisis center base services (039-00-1000-0140).....	\$85,000
Administration official hospitality (039-00-1000-0204).....	\$1,748
Administration – assessments (039-00-1000-0210).....	\$458,164
Senior care act (039-00-1000-0260).....	\$2,515,000

Provided, That any unencumbered balance in the administration official hospitality account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Provided, That any unencumbered balance in the administration – assessments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Provided, That any unencumbered balance in the senior care act account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That each grant agreement with an area agency on aging for a grant from the senior care act account shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2019: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2019: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

Program grants – nutrition – state match (039-00-1000-0280).....\$4,045,725

Provided, That any unencumbered balance in the program grants – nutrition – state match account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That each grant agreement with an area agency on aging

for a grant from the program grants – nutrition – state match account shall require the area agency on aging to submit to the secretary for aging and disability services a report for federal fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2019: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2019: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

LTC – medicaid assistance –
 NF (039-00-1000-0520).....\$8,290,926

Provided, That any unencumbered balance in the LTC – medicaid assistance – NF account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing facilities regulation (039-00-1000-0710).....\$1,157,528

Provided, That any unencumbered balance in the nursing facilities regulation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing facilities regulation –
 title XIX (039-00-1000-0712).....\$1,534,675

Provided, That any unencumbered balance in the nursing facilities regulation – title XIX account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

State operations (039-00-1000-0801).....\$13,924,173

Provided, That any unencumbered balance in the state operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures may be made from this account for the purchase of professional liability insurance for physicians and dentists at any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Alcohol and drug abuse
 services grants (039-00-1000-1010).....\$2,814,285

Provided, That any unencumbered balance in the alcohol and drug abuse services grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Mental health and intellectual disabilities aid
 and assistance (039-00-1000-4001).....\$8,474,923

Provided, That any unencumbered balance in the mental health and intellectual disabilities aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Community mental health centers supplemental
 funding (039-00-1000-3001).....\$28,995,993

Provided, That any unencumbered balance in the community mental health centers supplemental funding account in excess of \$100 as of June 30, 2019, is hereby

reappropriated for fiscal year 2020.

Community aid (039-00-1000-3004).....\$20,872,061

Provided, That any unencumbered balance in the community aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

KanCare caseloads.....\$363,807,237

Provided, That any unencumbered balance in the KanCare caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Non-KanCare caseloads.....\$39,261,056

Provided, That any unencumbered balance in the non-KanCare caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided further, That all people receiving or applying for services that are funded, either partially or entirely, from the non-KanCare caseloads account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

KanCare non-caseloads.....\$309,211,233

Provided, That any unencumbered balance in the KanCare non-caseloads account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided further, That expenditures shall be made from the KanCare non-caseloads account of the above agency for the Kansas department for aging and disability services and the department of health and environment to make applications and modifications, no later than July 1, 2019, to the current traumatic brain injury home and community-based services medicaid waiver program in accordance with the provisions of section 117 of chapter 109 of the 2018 Session Laws of Kansas and also to restore the unduplicated waiver slot count to 723 and lower such waiver's entry age to birth and add acquired brain injuries to such waiver while setting the financial eligibility requirements for children under 18 to be the same as the Kansas serious emotional disturbance waiver.

Kansas neurological institute – operating expenditures (363-00-1000-0303).....\$10,991,318

Provided, That any unencumbered balance in the Kansas neurological institute – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from the Kansas neurological institute – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*, That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Larned state hospital – operating expenditures (410-00-1000-0103).....\$38,940,206

Provided, That any unencumbered balance in the Larned state hospital – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*, That expenditures from the Larned state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*, That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered

into by Larned state hospital with unified school districts or other public educational services providers: *And provided further*; That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*; That expenditures shall be made from the Larned state hospital – operating expenditures account to submit a report to the legislative budget committee during the 2019 legislative interim detailing the impact on staff vacancy rates and turnover due to expenditures of moneys from such account to raise wages for current and future employees.

Larned state hospital – sexual predator treatment program (410-00-1000-0200).....\$23,801,444

Provided, That any unencumbered balance in the Larned state hospital – sexual predator treatment program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Osawatomie state hospital – operating expenditures (494-00-1000-0100).....\$25,644,691

Provided, That any unencumbered balance in the Osawatomie state hospital – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Osawatomie state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150.

Osawatomie state hospital – certified care expenditures (494-00-1000-0101).....\$8,992,488

Provided, That any unencumbered balance in the Osawatomie state hospital – certified care expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Parsons state hospital and training center – operating expenditures (507-00-1000-0100).....\$12,036,550

Provided, That any unencumbered balance in the Parsons state hospital and training center – operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Parsons state hospital and training center – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*; That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Parsons state hospital and training center with unified school districts or other public educational services providers: *And provided further*; That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*; That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Parsons state hospital and training center – sexual predator treatment program (507-00-1000-0200).....\$1,969,803

Provided, That any unencumbered balance in the Parsons state hospital and training center – sexual predator treatment program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Larned state hospital – SPTP new crimes reimbursement (410-00-1000-0110).....\$250,000

Provided, That any unencumbered balance in the Larned state hospital – SPTP new crimes reimbursement account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Title XIX fund (039-00-2595-4130).....No limit

Provided, That all receipts resulting from payments under title XIX of the federal social security act to any of the institutions under mental health and intellectual disabilities may be credited to the title XIX fund: *Provided further*, That moneys in the title XIX fund may be used for expenditures for contractual services to provide for collecting additional payments under title XVIII and title XIX of the federal social security act and for expenditures for premiums and surcharges required to be paid for physicians' malpractice insurance.

Kansas neurological institute title XIX reimbursements fund (363-00-2060-2200).....No limit

Larned state hospital title XIX reimbursements fund (410-00-2074-2200).....No limit

Osawatomie state hospital title XIX reimbursements fund (494-00-2080-4300).....No limit

Osawatomie state hospital certified care title XIX reimbursements fund (494-00-2080-4301).....No limit

Parsons state hospital title XIX reimbursements fund (507-00-2083-2300).....No limit

Kansas neurological institute fee fund (363-00-2059-2000).....\$1,324,436

Kansas neurological institute – foster grandparents program – federal fund (363-00-3115-3200).....No limit

Kansas neurological institute – FGP gifts, grants, donations fund (363-00-7125-7400).....No limit

Kansas neurological institute – patient benefit fund (363-00-7910-7100).....No limit

Kansas neurological institute – work therapy patient benefit fund (363-00-7940-7200).....No limit

Larned state hospital fee fund (410-00-2073-2100).....\$4,025,227

Larned state hospital – work therapy patient benefit fund (410-00-7938-7200).....No limit

Larned state hospital –

canteen fund (410-00-7806-7000).....	No limit
Larned state hospital – patient	
benefit fund (410-00-7912-7100).....	No limit
Osawatomi state hospital –	
canteen fund (494-00-7807-5600).....	No limit
Osawatomi state hospital – patient	
benefit fund (494-00-7914-5700).....	No limit
Osawatomi state hospital – work therapy patient	
benefit fund (494-00-7939-5800).....	No limit
Osawatomi state hospital – motor pool	
revolving fund (494-00-6164-5200).....	No limit
Osawatomi state hospital – cottage revenue and	
expenditures fund (494-00-2159-2159).....	No limit
Osawatomi state hospital – training fee	
revolving fund (494-00-2602-2000).....	No limit

Provided, That all moneys received as fees for training activities for Osawatomi state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Osawatomi state hospital – training fee revolving fund: *Provided further*, That the superintendent of Osawatomi state hospital is hereby authorized to fix, charge and collect fees for training activities at Osawatomi state hospital: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses of such training activities for Osawatomi state hospital.

Osawatomi state hospital	
fee fund (494-00-2079-4200).....	\$378,781

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Osawatomi state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Osawatomi state hospital fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, technical and program support, maintenance and replacement of associated equipment at Osawatomi state hospital: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Osawatomi state hospital fee fund.

Osawatomi state hospital certified	
care fund (494-00-2079-4201).....	\$1,992,223
Parsons state hospital and training center –	
canteen fund (507-00-7808-5500).....	No limit
Parsons state hospital and training center – patient	
benefit fund (507-00-7916-5600).....	No limit
Parsons state hospital and training center –	
work therapy patient	
benefit fund (507-00-7941-5700).....	No limit
Parsons state hospital and training center	
fee fund (507-00-2082-2200).....	\$1,206,440

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Parsons state hospital and training center shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Parsons state hospital and training center fee fund: *Provided further*; That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, maintenance and replacement of video teleconferencing equipment at Parsons state hospital and training center: *And provided further*; That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Parsons state hospital and training center fee fund.

Special program for aging IIIB –
federal fund (039-00-3287-3281).....No limit

Special program for aging IIIC –
federal fund (039-00-3425-3423).....No limit

Special program for aging IIID –
federal fund (039-00-3286-3285).....No limit

National family caregiver support program IIIE –
federal fund (039-00-3289-3201).....No limit

Special program for aging IV & II –
federal fund (039-00-3288-3297).....No limit

Special program for aging VII-2 –
federal fund (039-00-3358-3072).....No limit

Special program for aging VII-3 –
federal fund (039-00-3402-3000).....No limit

Survey & certification –
federal fund (039-00-3064-3064).....No limit

Provided, That transfers of moneys from the survey & certification – federal fund to the state fire marshal may be made during fiscal year 2020 pursuant to a contract, which is hereby authorized to be entered into by the secretary for aging and disability services with the state fire marshal to provide fire and safety inspections for adult care homes and hospitals.

Center for medicare/medicaid service –
federal fund (039-00-3408-3300).....No limit

Money follows the person grant –
federal fund (039-00-3054-4000).....No limit

Medicaid assistance program –
federal fund (039-00-1000-0500).....No limit

Social service block
grant fund (039-00-3307-3371).....\$4,501,000

Provided, That each grant agreement with an area agency on aging for a grant from the social service block grant fund shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2019 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2019: *Provided further*; That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on

appropriations at the beginning of the 2020 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2019: *And provided further*; That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this fund shall be placed in appropriate services that are determined to be the most economical services available.

Nutrition service incentive program fund – federal (039-00-3552-3552).....No limit

National bioterrorism hospital preparedness program – federal fund (039-00-3398-4386).....No limit

Senior citizen nutrition check-off fund (039-00-2660-2610).....No limit

Quality care services fund (039-00-2999-2902).....No limit

Provided, That the secretary for aging and disability services, acting as the agent of the secretary of health and environment, is hereby authorized to collect the quality care assessment under K.S.A. 2018 Supp. 75-7435, and amendments thereto, and notwithstanding the provisions of K.S.A. 2018 Supp. 75-7435, and amendments thereto, all moneys received for such quality care assessments shall be deposited in the state treasury to the credit of the quality care services fund: *Provided further*; That all moneys in the quality care services fund shall be used to finance initiatives to maintain or improve the quantity and quality of skilled nursing care in skilled nursing care facilities in Kansas in accordance with K.S.A. 2018 Supp. 75-7435, and amendments thereto.

State licensure fee fund (039-00-2373-2370).....No limit

General fees fund (039-00-2524-2500).....No limit

Provided, That the secretary for aging and disability services is hereby authorized to collect: (1) Fees from the sale of surplus property; (2) fees charged for searching, copying and transmitting copies of public records; (3) fees paid by employees for personal long distance calls, postage, faxed messages, copies and other authorized uses of state property; and (4) other miscellaneous fees: *Provided further*; That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*; That expenditures shall be made from this fund to meet the obligations of the Kansas department for aging and disability services or to benefit and meet the mission of the Kansas department for aging and disability services.

Gifts and donations fund (039-00-7309-7000).....No limit

Provided, That the secretary for aging and disability services is hereby authorized to receive gifts and donations of money for services to senior citizens or purposes related thereto: *Provided further*; That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

Medical resources and collection fund (039-00-2363-2100).....No limit

Provided, That all moneys received or collected by the secretary for aging and disability services due to medicaid overpayments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *Provided further*; That

expenditures from such fund shall be made for medicaid program-related expenses and used to reduce state general fund outlays for the medicaid program: *And provided further*, That all moneys received or collected by the secretary for aging and disability services due to civil monetary penalty assessments against adult care homes shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *And provided further*, That expenditures from such fund shall be made to protect the health or property of adult care home residents as required by federal law.

SHICK fund –	
grants – federal (039-00-3913-3800).....	No limit
Long-term care loan and grant fund (039-00-5110-5100).....	No limit
Health facilities	
review fund (039-00-2308-2400).....	No limit
Medicare enrollment assistance program	
fund – federal (039-00-3468-3450).....	No limit
Medical assistance program –	
federal fund (039-00-3414-0442).....	No limit
DADS social welfare fund (039-00-2141-2195).....	No limit
Other state fees fund – community	
alcohol treatment (039-00-2661-0000).....	No limit
Substance abuse/mental health	
services – partnership for success –	
federal fund (039-00-3284-1327).....	No limit
Substance abuse/mental	
health supported employment –	
federal fund (039-00-3284-1329).....	No limit
Community mental health block grant	
federal fund (039-00-3310-0460).....	No limit
Prevention/treatment substance abuse	
federal fund (039-00-3301-0310).....	No limit
Problem gambling and addictions	
grant fund (039-00-2371-2371).....	\$6,825,996
Alternatives to psych. resid.	
treatment facilities for children	
federal fund (039-00-3384-4495).....	No limit
Substance abuse performance outcome grant	
federal fund (039-00-3881-3881).....	No limit
ADAS data collection grant	
federal fund (039-00-3887-3887).....	No limit
Money follows the person rebalancing demonstration	
federal fund (039-00-3054-4041).....	No limit
Temporary assistance for needy families –	
fed funds (039-00-3323-3323).....	No limit
Coop agreement to benefit homeless –	
federal fund (039-00-3284-1321).....	No limit

Assistance in transition from homelessness	
federal fund (039-00-3347-4316).....	No limit
Developmental disabilities basic support	
federal fund (039-00-3380-3380).....	No limit
Olmstead fellowship	
program (039-00-3885-3885).....	No limit
Medicare fund – SHICK (039-00-3408-3400).....	
Medicare fund – oasis (039-00-3408-3350).....	No limit
<i>Provided</i> , That all nonfederal reimbursements received by the Kansas department for aging and disability services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.	
Mental health grants – state	
highway fund (039-00-2160-2160).....	\$9,750,000
<i>Provided</i> , That on July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon after each date as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$2,437,500 from the state highway fund of the department of transportation to the mental health grants – state highway fund of the Kansas department for aging and disability services.	
Indirect cost fund (039-00-2193-2193).....	No limit
Kansas national background check program –	
federal fund (039-00-3032-3132).....	No limit
Systems of care grant –	
federal fund (039-00-3595-3595).....	No limit
Community mental health center	
improvement fund (039-00-2336-2336).....	No limit
Community crisis stabilization	
centers fund (039-00-2337-2337).....	No limit
Clubhouse model program fund (039-00-2338-2338).....	
Opiod abuse treatment & prevention	
federal fund (039-00-3023-3024).....	No limit
Health occupations credentialing	
fee fund (039-00-2315-2315).....	No limit
TBI partnership program fund.....	
Non-government grant fund (039-00-2740-2740).....	No limit
Safe and supportive	
schools fund (039-00-2788-2788).....	No limit
Nutrition services incentives	
federal fund (039-00-3291-3305).....	No limit
Assist transition from homelessness	
federal fund (039-00-3347-4316).....	No limit
Mental health research grant	
federal fund (039-00-3377-4321).....	No limit
Senior farmer market nutrition program	

federal fund (039-00-3406-3205).....	No limit
Children's health insurance	
federal fund (039-00-3424-3420).....	No limit
Home delivery nutrition services	
federal fund (039-00-3469-3309).....	No limit
Congregate nutrition	
federal fund (039-00-3470-3311).....	No limit
Communities putting prevention to work	
federal fund (039-00-3488-3488).....	No limit
Mental health client level reporting	
federal fund (039-00-3882-3882).....	No limit
Transformation transfer initiatives	
federal fund (039-00-3888-3888).....	No limit
KDFA refunding revenue bond	
2013B fund (039-00-7111).....	No limit
Trust fund (039-00-7299).....	No limit
Larned state security hospital	
KDFA 02N-1 fund (039-00-8703).....	No limit
SRS state of Kansas KDFA 04A-1	
project fund (039-00-8704).....	No limit
State of Kansas projects	
KDFA 2010E-F fund (039-00-8705).....	No limit
Parking deduction clearing fund (039-00-9233-9200).....	No limit
Medical assistance recovery	
clearing fund (039-00-9300).....	No limit
Credit card clearing fund (039-00-9400).....	No limit

(c) On July 1, 2019, and on other occasions during fiscal year 2020, when necessary as determined by the secretary for aging and disability services, the director of accounts and reports shall transfer amounts specified by the secretary for aging and disability services, which amounts constitute reimbursements, credits and other amounts received by the Kansas department for aging and disability services for activities related to federal programs from specified special revenue funds of the Kansas department for aging and disability services to the indirect cost fund of the Kansas department for aging and disability services.

(d) On July 1, 2019, the superintendent of Osawatomic state hospital, upon the approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Osawatomic state hospital – canteen fund (494-00-7807-5600) to the Osawatomic state hospital – patient benefit fund (494-00-7914-5700).

(e) On July 1, 2019, the superintendent of Parsons state hospital, upon approval from the director of accounts and reports, shall transfer an amount specified by the superintendent from the Parsons state hospital and training center – canteen fund (507-00-7808-5500) to the Parsons state hospital and training center – patient benefit fund (507-00-7916-5600).

(f) On July 1, 2019, the superintendent of Larned state hospital, upon approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Larned state hospital – canteen fund (410-00-7806-7000) to the

Larned state hospital – patient benefit fund (410-00-7912-7100).

(g) During the fiscal year ending June 30, 2020, no moneys paid by the Kansas department for aging and disability services from the mental health and intellectual disabilities aid and assistance account (039-00-1000-4001) of the state general fund shall be expended by the entity receiving such moneys to pay membership dues and fees to any entity that does not provide the Kansas department for aging and disability services, the legislative division of post audit, or another state agency, access to its financial records upon request for such access.

(h) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2020 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(j) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the Kansas department for children and families and in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the department of health and environment – division of public health, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the secretary for children and families and the secretary of health and environment for fiscal year 2020 to enter into a contract with the secretary for aging and disability services, which is hereby authorized and directed to be entered into by such secretaries, to provide for the secretary for aging and disability services to perform the powers, duties, functions and responsibilities prescribed by and to conduct investigations pursuant to K.S.A. 39-1404, and amendments thereto, in conjunction with the performance of such powers, duties, functions, responsibilities and investigations by the secretary for children and families and the secretary of health and environment under such statute, with respect to reports

of abuse, neglect or exploitation of residents or reports of residents in need of protective services on behalf of the secretary for children and families or the secretary of health and environment, as the case may be, in accordance with and pursuant to K.S.A. 39-1404, and amendments thereto, during fiscal year 2020: *Provided*, That, in addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2020 for the Kansas department for aging and disability services, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the secretary for aging and disability services for fiscal year 2020 to provide for the performance of such powers, duties, functions and responsibilities and to conduct such investigations: *Provided further*, That, the words and phrases used in this subsection shall have the meanings respectively ascribed thereto by K.S.A. 39-1401, and amendments thereto.

(k) On October 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$550,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the domestic violence grant fund (252-00-2014-2014) of the governor's department.

(l) On October 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$150,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the child advocacy center grants fund (252-00-2024-2024) of the governor's department.

(m) On October 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 79-4805, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability services to the community corrections special revenue fund (521-00-2447-2447) of the department of corrections.

(n) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by the above agency by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020 to prepare and submit reports concerning medicaid home and community based services waivers on or before July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, to the director of legislative research and the director of the budget: *Provided*, That the above agency shall submit a separate report for each home and community based services waiver: *Provided further*, That such reports shall include the actual and projected expenditures for such waiver, actual and projected numbers of individuals provided services under such waiver and average cost per individual served: *And provided further*, That such reports shall include summarized encounter data by waiver population or comparable data to allow for review of such data at the program level.

(o) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Children's mental health waiver (039-00-2000-2403).....\$3,800,000

Provided, That any unencumbered balance in the children's mental health waiver account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(p) During the fiscal year ending June 30, 2020, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the title XIX fund (039-00-2595-4130) of the Kansas department for aging and disability services to any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(q) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2020.

(r) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for the creation of a plan for Osawatomie state hospital to end the moratorium on voluntary admissions and increase the limit of involuntary patients above the current limit of 166 patients: *Provided*, That the above agency shall submit such report on or before January 13, 2020, to the house of representatives committee on health and human services, the house of representatives committee on social services budget and the senate committee on public health and welfare.

Sec. 86.

KANSAS DEPARTMENT
FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$2,435,277

Youth services aid and assistance (629-00-1000-7020).....\$5,870,777

(b) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, chapter 109 of the 2018 Session Laws of Kansas, this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to establish a working group to gather data and issue a report on or before June 30, 2019, related to the impact of 2016 Senate Bill No. 367 on youth with offender behaviors entering into a foster care placement or

already in a foster care placement: *Provided*, That the working group shall evaluate the services being offered and identify needed services: *Provided further*, That the working group shall include representatives from the above agency, the Kansas department of corrections, child welfare organizations, mental health organizations, the judicial branch, law enforcement and any other organizations with information on services, as determined by the secretary of children and families.

Sec. 87.

KANSAS DEPARTMENT
FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$117,127,263

Provided, That any unencumbered balance in the state operations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Youth services aid and assistance (629-00-1000-7020).....\$197,490,760

Provided, That any unencumbered balance in the youth services aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Vocational rehabilitation aid and assistance (629-00-1000-5010).....\$4,704,705

Provided, That any unencumbered balance in the vocational rehabilitation aid and assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from this account for the acquisition of durable medical equipment and assistive technology devices: *And provided further*, That expenditures may be made from this account by the secretary for children and families for the purchase of worker's compensation insurance for consumers of vocational rehabilitation services and assessments at work sites and job tryout sites throughout the state.

Cash assistance (629-00-1000-2010).....\$10,497,350

Provided, That any unencumbered balance in the cash assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Nonfederal reimbursements fund (629-00-2585-4125).....No limit

Provided, That all nonfederal reimbursements received by the Kansas department for children and families shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.

Receipt suspense clearing fund (629-00-9212-0910).....No limit

Client assistance payment	
clearing fund (629-00-9214-0930).....	No limit
Child support collections	
clearing fund (629-00-9218-0970).....	No limit
EBT settlement fund (629-00-9219-0980).....	No limit
CAP settlement fund (629-00-9219-0990).....	No limit
Credit card clearing fund (629-00-9405-9400).....	No limit
Social welfare fund (629-00-2195-0110).....	No limit
Other state fees fund (629-00-2220).....	No limit
Child welfare services state grants	
federal fund (629-00-3306-0341).....	No limit
Social services block grant –	
federal fund (629-00-3307-0370).....	No limit
Temporary assistance to needy families	
federal fund (629-00-3323-0530).....	No limit
Title IV-B promoting safe/stable families	
federal fund (629-00-3302).....	No limit
Title IV-B enhance safety of children	
federal fund (629-00-3304).....	No limit
Title IV-E foster care	
federal fund (629-00-3337-0419).....	No limit
Medical assistance program	
federal fund (629-00-3414).....	No limit
Rehabilitation services – vocational rehabilitation	
federal fund (629-00-3315).....	No limit
SRS enterprise fund (629-00-5105).....	No limit
Child support enforcement	
federal fund (629-00-3316).....	No limit
Low-income home energy assistance	
federal fund (629-00-3305-0350).....	No limit
Refugee targeted assistance	
federal fund (629-00-3375).....	No limit
Children's health insurance program	
federal fund (629-00-3424-0541).....	No limit
SNAP employment and training exchange	
federal fund (629-00-3452-3452).....	No limit
Commodity supp food program	
federal fund (629-00-3308-3215).....	No limit
Social security – disability insurance	
federal fund (629-00-3309-0390).....	No limit
Supplemental nutrition assistance program	
federal fund (629-00-3311).....	No limit
Emergency food assistance program	
federal fund (629-00-3313-2310).....	No limit
Child care and development	

mandatory and matching	
federal fund (629-00-3318-0523).....	No limit
Community-based child	
abuse prevention grants	
federal fund (629-00-3319-7400).....	No limit
Chafee education and	
training vouchers program	
federal fund (629-00-3338-0425).....	No limit
Adoption incentive payments	
federal fund (629-00-3343-0426).....	No limit
State sexual assault and domestic	
violence coalitions grants	
federal fund (629-00-3344-7345).....	No limit
Adoption assistance	
federal fund (629-00-3357-0418).....	No limit
Chafee foster care independence program	
federal fund (629-00-3365-0417).....	No limit
Refugee and entrant assistance	
federal fund (629-00-3378).....	No limit
Head start federal fund (629-00-3379-6323).....	No limit
Developmental disabilities basic support	
federal fund (629-00-3380-4360).....	No limit
Children's justice grants to states	
federal fund (629-00-3381-7320).....	No limit
Child abuse and neglect state grants	
federal fund (629-00-3382-7210).....	No limit
Independent living state grants	
federal fund (629-00-3387).....	No limit
Independent living services for older blind	
federal fund (629-00-3388-5313).....	No limit
Supported employment for	
individuals with severe disabilities	
federal fund (629-00-3389).....	No limit
Independent living older blind – ARRA	
federal fund (629-00-3474-0454).....	No limit
Child care discretionary	
federal fund (629-00-3028-0522).....	No limit
SNAP employment and training	
pilot federal fund (629-00-3321-3321).....	No limit
SNAP technology project for success	
federal fund (629-00-3327-3327).....	No limit
Project maintenance	
reserve fund (629-00-2214-0150).....	No limit

(c) During the fiscal year ending June 30, 2020, the secretary for children and families, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general

fund for the Kansas department for children and families to another item of appropriation for fiscal year 2020 from the state general fund for the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2020, the secretary for children and families, with the approval of the director of the budget and subject to the provisions of federal grant agreements, may transfer moneys received under a federal grant that are credited to a federal fund of the Kansas department for children and families to another federal fund of the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports may transfer, in one or more amounts, from the nonfederal reimbursements fund (629-00-2585-4125) to the social welfare fund (629-00-2195-0110) the amount specified by the secretary for children and families.

(f) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Child care (629-00-2000-2406).....\$5,033,679

Provided, That any unencumbered balance in the child care account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Family preservation (629-00-2000-2413).....\$3,241,062

Provided, That any unencumbered balance in the family preservation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(g) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the temporary assistance to needy families federal fund (629-00-3323-0530) for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the Kansas department for children and families from such moneys appropriated for fiscal year 2020 in an amount not to exceed \$3,000,000 for the purpose of funding early childhood home visitation programs provided by any organization that promotes child wellbeing and prevents the abuse and neglect of children through intensive home visits: *Provided, however*, That any such program shall: (1) Be offered to families whose income is less than 200% of the federal poverty level; (2) comply with requirements of the temporary assistance to needy families block grant; and (3) meet any other programmatic requirements of the federal guidelines for the temporary assistance to needy families program.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from such moneys to study the impact of 2016 Senate Bill No. 367 on "crossover youth," specifically youth at risk of being placed in foster care due in whole or in part to conduct that has resulted or could result in juvenile offender allegations, and youth placed in foster care engaging in conduct that has resulted or could result in juvenile

offender allegations: *Provided*, That the department shall study the following topics: numbers and demographics of crossover youth compared to the broader juvenile offender population; types and nature of calls to law enforcement related to crossover youth compared to the broader juvenile offender population; numbers and nature of alleged offender behaviors of crossover youth taken into custody by law enforcement pursuant to K.S.A. 38-2330(d)(1), and amendments thereto; numbers and nature of alleged offender behaviors of crossover youth taken for intake and assessment pursuant to K.S.A. 38-2330(c)(1)(B), and amendments thereto; release and referral determinations, including rates of detention, from intake and assessment process for crossover youth alleged to have engaged in behavior that may cause injury to self or others or damage to property and youth who pose a risk to public safety; use of detention risk assessment override for crossover youth; numbers of crossover youth receiving immediate intervention services, evidence-based services, or other corrections interventions designed to reduce the likelihood of reoffending, and the nature of the programs and services offered and outcomes achieved; any other juvenile offender information routinely captured by the department of corrections as defined in K.S.A. 38-2325(c), and amendments thereto, disaggregated for the crossover youth population; information on the types and classifications of placements used by crossover youth placed in foster care; information on placement stability of crossover youth placed in foster care; use of psychiatric residential treatment facilities by crossover youth including waitlist data; any other reportable event information routinely captured by the department of corrections as defined in K.S.A. 38-2325(e), and amendments thereto, disaggregated for the crossover youth population; gaps in available corrections interventions for crossover youth who are placed at home; gaps in available corrections interventions for crossover youth placed in foster care; and other matters relating to the impact of 2016 Senate Bill No. 367 on youth at risk of being placed or placed foster care; and any other topics designated by the working group: *Provided further*, That the Kansas department for children and families shall establish a working group to assist with the production, data collection, and analysis of the report that shall consist of the following members, each to be appointed by the respective appointing authority on or before July 15, 2019: (1) the secretary of corrections or the secretary's designee; (2) the secretary for children and families or the secretary's designee; (3) one member appointed by Saint Francis ministries; (4) one member appointed by KVC health systems; (5) one member appointed by the association of community mental health centers of Kansas; (6) one member appointed by the Kansas sheriffs' association; (7) one member appointed by the Kansas district judges association; (8) one member appointed by the Kansas association of court services officers; (9) one member appointed by the Kansas county and district attorneys association; (10) one member appointed by the office of judicial administration with the Kansas judicial branch; and (11) one member appointed by the Kansas association of chiefs of police: *And provided further*, That the Kansas department for children and families shall submit a report on the findings of the study to the senate committees on ways and means and judiciary, the house of representatives committees on appropriations, corrections and juvenile justice, and judiciary, and the joint committee on corrections and juvenile justice oversight on or before November 1, 2019.

Sec. 88.

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Kansas guardianship program (261-00-1000-0300).....\$1,307,946

Provided, That any unencumbered balance in the Kansas guardianship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Sec. 89.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Supplemental general state aid (652-00-1000-0840).....\$10,383,000

(b) On the effective date of this act, of the \$520,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 76(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the teach for America pilot program account (652-00-1000-0200) the sum of \$250,000 is hereby lapsed.

(c) On the effective date of this act, of the \$4,771,500 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the school district juvenile detention facilities and Flint Hills job corps center grants account (652-00-1000-0290) the sum of \$927,439 is hereby lapsed.

(d) On the effective date of this act, of the \$327,500 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the governor's teaching excellence scholarships and awards account (652-00-1000-0770) the sum of \$142,326 is hereby lapsed.

(e) On the effective date of this act, of the \$2,046,657,545 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820) the sum of \$39,326,035 is hereby lapsed.

(f) On the effective date of this act, the director of accounts and reports shall transfer \$105,894 from the school district extraordinary declining enrollment fund (652-00-2290-2290) of the department of education to the state general fund.

(g) During the fiscal year ending June 30, 2019, the commissioner of education, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2019 from the state general fund for the department of education to another item of appropriation for fiscal year 2019 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) On the effective date of this act, of the \$5,632,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 76(a) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the KPERS – employer contributions account (652-00-1000-0100), the sum of \$2,045,850 is hereby lapsed.

Sec. 90.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (652-00-1000-0053).....\$13,534,862

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Special education services aid (652-00-1000-0700).....\$497,880,818

Provided, That any unencumbered balance in the special education services aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child, unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: *And provided further*; That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3425, and amendments thereto: *And provided further*; That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing provisos, for payments to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422, and amendments thereto.

State foundation aid (652-00-1000-0820).....\$2,225,115,906

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Supplemental state aid (652-00-1000-0840).....\$503,300,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Mentor teacher (652-00-1000-0440).....\$1,300,000

Professional development (652-00-1000-0860).....\$1,700,000

Information technology education opportunities (652-00-1000-0600).....\$500,000

Discretionary grants (652-00-1000-0400).....\$322,457

Provided, That the above agency shall make expenditures from the discretionary grants account during the fiscal year 2020, in the amount not less than \$125,000 for after school programs for middle school students in the sixth, seventh and eighth grades: *Provided further*; That the after school programs may also include fifth and ninth grade students, if they attend a junior high: *And provided further*; That such discretionary grants shall be awarded to after school programs that operate for a minimum of two hours a day, every day that school is in session, and a minimum of six hours a day for a minimum of five weeks during the summer: *And provided further*; That the discretionary grants awarded to after school programs shall require a \$1 for \$1 local match: *And provided further*; That the aggregate amount of discretionary grants awarded to any one after school program shall not exceed \$25,000.

School food assistance (652-00-1000-0320).....\$2,510,486

School safety hotline (652-00-1000-0230).....\$10,000

KPERS – employer contributions (652-00-1000-0100).....\$37,875,372

Provided, That any unencumbered balance in the KPERS – employer contributions account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the KPERS – employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....\$507,888,174

Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS employer contribution layering payment #1 (652-00-1000-0120).....\$6,400,000

KPERS employer contribution layering payment #2.....\$19,400,000

Career and technical education transportation (652-00-1000-0190).....\$650,000

Education super highway (652-00-1000-0180).....\$512,882

Provided, That any unencumbered balance in the education super highway account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Juvenile transitional crisis center pilot project (652-00-1000-0210).....\$300,000

Provided, That expenditures from the juvenile transitional crisis center pilot project account shall be used by the above agency during fiscal year 2020 to develop a regional crisis center pilot project at the Beloit special education cooperative, founded on research and evidence-based practices designed to meet the unique social and emotional needs of students identified as at-risk or with disabilities: *Provided further*, That such project shall provide individualized programming to attain such student's high school diploma and job skills while working through the social skills program: *And provided further*, That the commissioner of education shall provide an update on the implementation of the pilot project developed by this proviso to the legislature on or before the first day of the 2020 regular legislative session.

ACT and workkeys assessments program (652-00-1000-0140).....\$2,800,000

Provided, That expenditures shall be made by the above agency from the ACT and workkeys assessments program account to provide the ACT college entrance exam and the three ACT workkeys assessments that are required to earn a national career

readiness certificate to each student enrolled in grades nine through 12: *Provided further*, That expenditures may be made by the above agency from the account to provide for the pre-ACT exam for students enrolled in ninth grade: *And provided further*, That no student enrolled in grades nine through 12 of any school district shall be required to pay any fees or costs to take such exam and assessments: *And provided further*, That in no event shall any school district be required to provide for more than one exam and three assessments per student: *And provided further*, That the state board of education may enter into any contracts that are necessary to promote statewide cost savings to administer such exams and assessments.

Mental health intervention team
pilot program (652-00-1000-0150).....\$4,190,776

Provided, That any unencumbered balance in the mental health intervention team pilot program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures shall be made by the above agency to implement the mental health intervention team pilot program so as to improve social-emotional wellness and outcomes for students by increasing schools' access to counselors, social workers and psychologists statewide: *And provided further*, That school districts participating in such program shall enter into the necessary memorandums of understanding and other necessary agreements with participating community mental health centers and the appropriate state agencies to implement the pilot program: *And provided further*, That mental health intervention teams shall consist of school liaisons employed by the participating school district, and clinical therapists and case managers employed by the participating community mental health center: *And provided further*, That the following shall participate in the pilot program for fiscal year 2020: (1) 23 schools in the Wichita school district (U.S.D. no. 259); (2) 28 schools in the Topeka school district (U.S.D. no. 501); (3) 10 schools in the Kansas City school district (U.S.D. no. 500); (4) 5 schools in the Parsons school district (U.S.D. no. 503); (5) 4 schools in the Garden City school district (U.S.D. no. 457); and (6) 9 schools served by the fiscal agent, Abilene school district (U.S.D. no. 435): *And provided further*, That additional pilot programs may be added as determined by the state board of education: *And provided further*, That on or before June 30, 2020, the director of the division of health care finance of the department of health and environment shall certify to the director of the budget and the director of the legislative research department the aggregate amount of expenditures for fiscal year 2020 for treatment and services for students provided under the mental health intervention team pilot program, or provided based on a referral from such program.

MHIT pilot program – online
database (652-00-1000-0160).....\$500,000

Provided, That any unencumbered balance in the MHIT pilot program – online database account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

MHIT school liaisons (652-00-1000-0170).....\$3,263,110

Provided, That any unencumbered balance in the MHIT school liaisons account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *And provided further*, That expenditures shall be made by the above agency for mental health intervention team school liaisons employed by those school districts participating in the mental health intervention team pilot program: *And provided further*, That the

salaries and wages for school liaisons shall be matched by participating school districts on a \$3 of state moneys for \$1 of school district moneys basis.

Educable deaf-blind and severely handicapped children's programs aid (652-00-1000-0630).....\$110,000

School district juvenile detention facilities and Flint Hills job corps center grants (652-00-1000-0290).....\$5,060,528

Provided, That any unencumbered balance in the school district juvenile detention facilities and Flint Hills job corps center grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures shall be made from the school district juvenile detention facilities and Flint Hills job corps center grants account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-1173, and amendments thereto.

Governor's teaching excellence scholarships and awards (652-00-1000-0770).....\$360,693

Provided, That any unencumbered balance in the governor's teaching excellence scholarships and awards account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all expenditures from the governor's teaching excellence scholarships and awards account for teaching excellence scholarships shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *And provided further*; That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*; That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*; That all moneys received by the department of education for repayment of grants for governor's teaching excellence scholarships shall be deposited in the state treasury and credited to the governor's teaching excellence scholarships program repayment fund (652-00-7221-7200).

Governor's scholars program scholarship and awards.....\$20,000

Evidence- or research-based reading programs.....\$1,200,000

Provided, That the above agency shall make expenditures from the evidence- or research-based reading programs account during fiscal year 2020 for any school district that has an evidence- or research-based reading program to help ensure achievement on grade level in reading approved by the state board of education: *Provided further*; That the school district shall submit to the state board of education the number of students participating in the evidence- or research-based reading program on September 20, 2019, in grades Pre-K through 3: *And provided further*; That all moneys in the evidence- or research-based reading programs account expended for fiscal year 2020 shall be matched by participating school districts on a \$3 of state moneys for \$1 of school district moneys basis: *And provided further*; That the state shall reimburse the school district from this account for actual expenses on a per pupil basis based on the number

of students in the evidence- or research-based reading program: *And provided further*, That existing, approved Kansas reading success reading programs will continue to be supported, and additional reading programs may be added as determined by the state board of education.

Incentive for technical education (652-00-1000-0130).....\$80,000

Provided, That, notwithstanding the provisions of K.S.A. 72-3819, and amendments thereto, or any other statute, expenditures shall be made from the incentive for technical education account for grants to school districts to pay for the cost of tests or exams required for pupils to earn an industry-recognized credential in a high-need occupation as identified by the secretary of labor, in consultation with the state board of regents and the state board of education.

Teach for America (652-00-1000-0200).....\$261,000

School safety and security grants.....\$5,000,000

Provided, That all moneys in the school safety and security grants account expended for fiscal year 2020 shall be matched by the receiving school district on a \$1-for-\$1 basis from other moneys of the district: *Provided further*; That expenditures shall be made by the above agency from such account for fiscal year 2020 for disbursements of grant moneys approved by the state board of education for the acquisition and installation of security cameras and any other systems, equipment and services necessary for security monitoring of facilities operated by a school district, and for securing doors, windows and any entrances to such facilities.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law and transfers to other state agencies shall not exceed the following:

State school district
finance fund (652-00-7393-7000).....No limit

School district capital
improvements fund (652-00-2880-2880).....No limit

Provided, That expenditures from the school district capital improvements fund shall be made only for the payment of general obligation bonds approved by voters under the authority of K.S.A. 72-5457, and amendments thereto.

Mineral production
education fund (652-00-7669-7669).....No limit

School district capital outlay
state aid fund.....No limit

Conversion of materials and
equipment fund (652-00-2420-2020).....No limit

State safety fund (652-00-2538-2030).....No limit

Provided, That notwithstanding the provisions of K.S.A. 8-272, and amendments thereto, or any other statute, funds shall be distributed during fiscal year 2020 as soon as moneys are available.

School bus safety fund (652-00-2532-2300)..... No limit

Motorcycle safety fund (652-00-2633-2050).....No limit

Federal indirect cost

reimbursement fund (652-00-2312-2200).....	No limit
Teacher and administrator fee fund (652-00-2723-2060).....	No limit
Food assistance – federal fund (652-00-3230-3020).....	No limit
Food assistance – school breakfast program – federal fund (652-00-3529-3490).....	No limit
Food assistance – national school lunch program – federal fund (652-00-3530-3500).....	No limit
Food assistance – child and adult care food program – federal fund (652-00-3531-3510).....	No limit
Community-based child abuse prevention – federal fund (652-00-3319-7400).....	No limit
Family and children investment fund (652-00-7375).....	No limit
Elementary and secondary school aid – federal fund (652-00-3233-3040).....	No limit
Educationally deprived children – state operations – federal fund (652-00-3131-3130).....	No limit
Elementary and secondary school – educationally deprived children – LEA's fund (652-00-3532-3520).....	No limit
Education of handicapped children fund – federal (652-00-3234-3050).....	No limit
Education of handicapped children fund – state operations – federal fund (652-00-3534-3540).....	No limit
Education of handicapped children fund – preschool – federal fund (652-00-3535-3550).....	No limit
Education of handicapped children fund – preschool state operations – federal (652-00-3536-3560).....	No limit
Elementary and secondary school aid – federal fund – migrant education fund (652-00-3537-3570).....	No limit
Elementary and secondary school aid – federal fund – migrant education – state operations (652-00-3538-3580).....	No limit
Vocational education title I – federal fund (652-00-3539-3590).....	No limit

Vocational education title I – federal fund –
state operations (652-00-3540-3600).....No limit
Educational research grants and
projects fund (652-00-3592-3070).....No limit
Inservice education workshop
fee fund (652-00-2230-2010).....No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of education is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Private donations, gifts, grants and
bequests fund (652-00-7307-5000).....No limit
Reimbursement for
services fund (652-00-3056-3200).....No limit

Communities in schools
program fund (652-00-2221-2400).....No limit
Governor's teaching
excellence scholarships program
repayment fund (652-00-7221-7200).....No limit

Provided, That all expenditures from the governor's teaching excellence scholarships program repayment fund shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *Provided further*, That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants made under the governor's teaching excellence scholarships program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the governor's teaching excellence scholarships program repayment fund.

State grants for improving teacher quality –
federal fund (652-00-3526-3860).....No limit

State grants for improving
teacher quality – federal fund –
state operations (652-00-3527-3870).....No limit

21st century community learning centers –
federal fund (652-00-3519-3890).....No limit

State assessments –
federal fund (652-00-3520-3800).....No limit

Rural and low-income schools program –
federal fund (652-00-3521-3810).....No limit
TANF children's programs –
federal fund (652-00-3323-0531).....No limit
ESSA – student support academic enrichment –
federal fund (652-00-3113-3113).....No limit
Language assistance state grants –
federal fund (652-00-3522-3820).....No limit
Service clearing fund (652-00-2869-2800).....No limit
Local school district contribution program
checkoff fund (652-00-7005-7005).....No limit
Educational technology
coordinator fund (652-00-2157-2157).....No limit

Provided, That expenditures shall be made by the above agency for the fiscal year ending June 30, 2020, from the educational technology coordinator fund of the department of education to provide data on the number of school districts served and cost savings for those districts in fiscal year 2020 in order to assess the cost effectiveness of the position of educational technology coordinator.

(c) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

Parent education program (652-00-2000-2510).....\$8,437,635
Provided, That any unencumbered balance in the parent education program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:
Provided further, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant.

Children's cabinet
accountability fund (652-00-2000-2402).....\$375,000
Provided, That any unencumbered balance in the children's cabinet accountability fund account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

CIF grants (652-00-2000-2408).....\$18,127,914
Provided, That any unencumbered balance in the CIF grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Quality initiative infants
and toddlers (652-00-2000-2420).....\$500,000
Provided, That any unencumbered balance in the quality initiative infants and toddlers account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Early childhood block grant
autism diagnosis (652-00-2000-2422).....\$50,000
Provided, That any unencumbered balance in the early childhood block grant autism diagnosis account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Communities aligned in early development
and education (652-00-2000-2550).....\$1,000,000

Pre-K pilot (652-00-2000-2535).....\$4,200,000

(d) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-1,148 or 38-1808, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund (652-00-7375-7900) of the department of education to the communities in schools program fund (652-00-2221-2400) of the department of education.

(e) On March 30, 2020, and June 30, 2020, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$550,000 from the state safety fund (652-00-2538-2030) to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state safety fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state safety fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the department of education by other state agencies that receive appropriations from the state general fund to provide such services.

(f) On July 1, 2019, and quarterly thereafter, the director of accounts and reports shall transfer \$72,500 from the state highway fund of the department of transportation to the school bus safety fund (652-00-2532-2300) of the department of education.

(g) On July 1, 2019, the director of accounts and reports shall transfer an amount certified by the commissioner of education from the motorcycle safety fund (652-00-2633-2050) of the department of education to the motorcycle safety fund (561-00-2366-2360) of the state board of regents: *Provided*, That the amount to be transferred shall be determined by the commissioner of education based on the amounts required to be paid pursuant to K.S.A. 8-272(b)(2), and amendments thereto.

(h) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, the following:

KPERS – school employer contribution (652-00-1700-1700).....\$41,632,883

(i) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$97,250 from the USAC E-rate program federal fund (561-00-3920-3920) of the state board of regents to the education technology coordinator fund (652-00-2157-2157) of the department of education: *Provided*, That the department of education shall provide information and data regarding the number of school districts served and cost savings attained by such school districts in order to assess the cost effectiveness of having this education technology coordinator position: *Provided further*, That such information and data shall be available by the department of education by the end of the fiscal year 2020.

(j) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2020, the following:

Children's cabinet administration (652-00-7000-7001).....\$256,234
Provided, That any unencumbered balance in the children's cabinet administration account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(k) During the fiscal year ending June 30, 2020, the commissioner of education,

with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state general fund for the department of education to another item of appropriation for fiscal year 2020 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 91.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2021, the following:

State foundation aid (652-00-1000-0820).....\$2,305,700,929
Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

Supplemental state aid (652-00-1000-0840).....\$519,300,000
Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021.

KPERS – employer contributions (652-00-1000-0100).....\$38,417,749
Provided, That any unencumbered balance in the KPERS – employer contributions account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*; That all expenditures from the KPERS – employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*; That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

KPERS – employer contributions – USDs (652-00-1000-0110).....\$514,524,907
Provided, That any unencumbered balance in the KPERS – employer contributions – USDs account in excess of \$100 as of June 30, 2020, is hereby reappropriated for fiscal year 2021: *Provided further*; That all expenditures from the KPERS – employer contributions – USDs account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*; That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2021, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Mineral production education fund (652-00-7669-7669).....No limit
 State school district finance fund (652-00-7393-7000).....No limit

(c) There is appropriated for the above agency from the expanded lottery act

revenues fund for the fiscal year ending June 30, 2021, the following:

KPERS – school employer
 contribution (652-00-1700-1700).....\$41,640,023
 Sec. 92.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (434-00-1000-0300).....\$1,269,471

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$755.

Grants to libraries and library systems – grants
 in aid (434-00-1000-0410).....\$1,067,914

Provided, That any unencumbered balance in the grants to libraries and library systems – grants in aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Grants to libraries and library systems – interlibrary
 loan development (434-00-1000-0420).....\$1,135,467

Provided, That any unencumbered balance in the grants to libraries and library systems – interlibrary loan development account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Grants to libraries and library systems – talking
 book services (434-00-1000-0430).....\$422,783

Provided, That any unencumbered balance in the grants to libraries and library systems – talking book services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State library fund (434-00-2076-2500).....No limit
 Federal library services and technology
 act – fund (434-00-3257-3000).....No limit
 Grants and gifts fund (434-00-7304-7000).....No limit
 Statewide database
 contribution (434-00-7304-7003).....No limit
 Sec. 93.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (604-00-1000-0303).....\$7,528
 Sec. 94.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (604-00-1000-0303).....\$5,508,897
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures for official hospitality shall not exceed \$2,000.

Arts for the handicapped (604-00-1000-0502).....\$133,847

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (604-00-2093-2000).....No limit

Local services reimbursement fund (604-00-2088-2500).....No limit

Provided, That the Kansas state school for the blind is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*; That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

Student activity fees fund (604-00-2146-2100).....No limit

Special bequest fund (604-00-7333-5001).....No limit

Gift fund (604-00-7329-5100).....No limit

Nine month payroll clearing fund (604-00-7714-5200).....No limit

Education improvement – federal fund (604-00-3898-3750).....No limit

Preparation and mentoring of teachers of the blind and visually impaired – federal fund (604-00-3184-3180).....No limit

Special education state grants – federal fund (604-00-3234-3234).....No limit

Federal school lunch – federal fund (604-00-3530-3528).....No limit

School breakfast program – federal fund (604-00-3529-3529).....No limit

Deaf-blind project – federal fund (604-00-3583-3583).....No limit

Safe schools – federal fund (604-00-3569-3569).....No limit

Child and adult care food program – federal fund (604-00-3531-3531).....No limit

Summer food service program – federal fund (604-00-3591-3591).....No limit

Sec. 95.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (610-00-1000-0303).....\$84,553
Sec. 96.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (610-00-1000-0303).....\$9,248,303

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (610-00-2094-2000).....No limit

Local services

reimbursement fund (610-00-2091-2200).....No limit

Provided, That the Kansas state school for the deaf is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*; That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

Student activity fees fund (610-00-2147-2100).....No limit

Special bequest fund (610-00-7321-5500).....No limit

Special workshop fund (610-00-7504-5800).....No limit

Gift fund (610-00-7330-5600).....No limit

Nine month payroll

clearing fund (610-00-7715-5700).....No limit

Special education state grants –

federal fund (610-00-3234-3234).....No limit

School breakfast program –

federal fund (610-00-3529-3529).....No limit

School lunch program

federal fund (610-00-3530-3528).....No limit

Special education preschool grants –

federal fund (610-00-3535-3535).....No limit

Universal newborn screening –

federal fund (610-00-3459-3459).....No limit

Summer food service program –

federal fund (610-00-3591-3591).....No limit

Sec. 97.

STATE HISTORICAL SOCIETY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the heritage trust fund (288-00-7379-7600) of the state historical society for state operations is hereby increased from

\$57,992 to \$59,284.

Sec. 98.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (288-00-1000-0083).....\$4,110,152

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas humanities council (288-00-1000-0600).....\$50,501

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Credit card clearing fund (288-00-9455-9400).....No limit

Vehicle repair and replacement fund (288-00-6166-6000).....No limit

General fees fund (288-00-2047-2300).....No limit

Archeology fee fund (288-00-2638-2350).....No limit

Provided, That expenditures may be made from the archeology fee fund for operating expenses for providing archeological services by contract: *Provided further*; That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing archeological services by contract: *And provided further*; That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the archeology fee fund.

Conversion of materials and equipment fund (288-00-2436-2700).....No limit

Soil/water conservation fund (288-00-3083-3110).....No limit

Microfilm fees fund (288-00-2246-2370).....No limit

Provided, That expenditures may be made from the microfilm fees fund for operating expenses for providing imaging services: *Provided further*; That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*; That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing imaging services: *And provided further*; That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilm fees fund.

Records center fee fund (288-00-2132-2100).....No limit

Provided, That expenditures may be made from the records center fee fund for operating expenses for state records and for the trusted digital repository for electronic government records.

Historic properties fee fund (288-00-2164-2310).....No limit

Historic preservation grants in aid fund (288-00-3089-3700).....No limit

Historic preservation overhead

- fees fund (288-00-2916-2380).....No limit
- National historic preservation act
- fund – local (288-00-3089-3000).....No limit
- Private gifts, grants and
- bequests fund (288-00-7302-7000).....No limit
- Museum and historic sites visitor
- donation fund (288-00-2142-2250).....No limit
- Insurance collection replacement/
reimbursement fund (288-00-2182-2320).....No limit
- Heritage trust fund (288-00-7379-7600).....No limit
- Provided*, That expenditures from the heritage trust fund for state operations shall not exceed \$64,820.
- Land survey fee fund (288-00-2234-2330).....No limit
- Provided*, That, notwithstanding the provisions of K.S.A. 58-2011, and amendments thereto, expenditures may be made by the above agency from the land survey fee fund for the fiscal year 2020 for operating expenditures that are not related to administering the land survey program.
- National trails fund (288-00-3553-3353).....No limit
- State historical society
- facilities fund (288-00-2192-2420).....No limit
- Historic properties fund (288-00-2144-2400).....No limit
- Law enforcement
- memorial fund (288-00-7344-7300).....No limit
- Highway planning/
construction fund (288-00-3333-3333).....No limit
- Save America's
- treasures fund (288-00-3923-4000).....No limit
- Archeology federal fund (288-00-2638-2350).....No limit
- Property sale proceeds fund (288-00-2414-2500).....No limit
- Provided*, That proceeds from the sale of property pursuant to K.S.A. 75-2701, and amendments thereto, shall be deposited in the state treasury and credited to the property sale proceeds fund.

(c) Notwithstanding the provisions of K.S.A. 75-2721, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2020 to fix admission fees at constitution hall in Lecompton, Kansas, at \$3 per adult single admission, \$1 per student single admission, \$2 per student for guided tours and \$3 per adult for guided tours: *Provided, however*; That such admission fees may be increased by the above agency during fiscal year 2020 if all moneys from such admission fees are invested in constitution hall and the total amount of such admission fees exceeds the amount of the Lecompton historical society's constitution hall promotional expenses as determined by the average of such promotional expenses for the preceding three calendar years:

Provided further, That the state historical society may request annual financial statements from the Lecompton historical society for the purpose of calculating such three-year average of promotional expenses.

Sec. 99.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (246-00-1000-0013).....\$32,830,406

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Master's-level nursing capacity (246-00-1000-0100).....\$130,881

Kansas wetlands education center at Cheyenne bottoms (246-00-1000-0200).....\$257,224

Provided, That any unencumbered balance in the Kansas wetlands education center at Cheyenne bottoms account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas academy of math and science (246-00-1000-0300).....\$719,946

Provided, That any unencumbered balance in the Kansas academy of math and science account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (246-00-5185-5050).....No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

General fees fund (246-00-2035-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further,* That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (246-00-2510-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Special events; technology equipment; Gross coliseum services; capital improvements; performing arts center services; farm income; choral music clinic; yearbook; off-campus tours; memorial union activities; student activity (unallocated); tiger media; conferences, clinics and workshops – noncredit; summer laboratory school; little theater; library services; student affairs; speech and debate; student government; counseling center services; interest on local funds; student identification cards; nurse education programs; athletics; placement fees; virtual college classes; speech and hearing; child care services for dependent students; computer services; interactive television contributions; midwestern student exchange; departmental receipts for all

sales, refunds and other collections not specifically enumerated above: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further,* That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further,* That expenditures may be made from the restricted fees fund for official hospitality.

Education opportunity act –
 federal fund (246-00-3394-3500).....No limit
 Service clearing fund (246-00-6000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Computer services, storeroom for official supplies including office supplies, paper products, janitorial supplies, printing and duplicating, car pool, postage, copy center, and telecommunications and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Commencement fees fund (246-00-2511-2050).....No limit
 Health fees fund (246-00-5101-5000).....No limit

Provided, That expenditures from the health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Student union fees fund (246-00-5102-5010).....No limit
Provided, That expenditures may be made from the student union fees fund for official hospitality.

Kansas career work study
 program fund (246-00-2548-2060).....No limit

Economic opportunity act –
 federal fund (246-00-3034-3000).....No limit

Faculty of distinction
 matching fund (246-00-2471-2400).....No limit

Nine month payroll clearing
 account fund (246-00-7709-7060).....No limit

Federal Perkins student
 loan fund (246-00-7501-7050).....No limit

Housing system
 revenue fund (246-00-5103-5020).....No limit

Provided, That expenditures may be made from the housing system revenue fund for

official hospitality.

- Institutional overhead fund (246-00-2900-2070).....No limit
- Oil and gas royalties fund (246-00-2036-2010).....No limit
- Housing system
- suspense fund (246-00-5707-5090).....No limit
- Sponsored research
- overhead fund (246-00-2914-2080).....No limit
- Kansas distinguished
- scholarship fund (246-00-7204-7000).....No limit
- Temporary deposit fund (246-00-9013-9400).....No limit
- Federal receipts
- suspense fund (246-00-9105-9410).....No limit
- Suspense fund (246-00-9134-9420).....No limit
- Mandatory retirement annuity
- clearing fund (246-00-9136-9430).....No limit
- Voluntary tax shelter annuity
- clearing fund (246-00-9163-9440).....No limit
- Agency payroll deduction
- clearing fund (246-00-9197-9450).....No limit
- Pre-tax parking
- clearing fund (246-00-9220-9200).....No limit
- University payroll fund (246-00-9800).....No limit
- University federal fund (246-00-3141-3140).....No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *Provided further*; That expenditures may be made by the above agency from this fund to procure a policy of accident, personal liability and excess automobile liability insurance insuring volunteers participating in the senior companion program against loss in accordance with specifications of federal grant guidelines as provided in K.S.A. 75-4101, and amendments thereto.

Lewis field stadium revenue fund (246-00-5150-5180).....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Fort Hays state university of not to exceed \$125,000 from the general fees fund (246-00-2035-2000) to the federal Perkins student loan fund (246-00-7501-7050).

Sec. 100.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (367-00-1000-0003).....\$94,287,403

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Midwest institute for comparative stem

cell biology (367-00-1000-0170).....\$129,833

Provided, That any unencumbered balance in the midwest institute for comparative stem cell biology account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Global food systems (367-00-1000-0190).....\$5,000,000

Provided, That unencumbered balance in the global food systems account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the global food systems account expended for fiscal year 2020 shall be matched by Kansas state university on a \$1 for \$1 basis from other moneys of Kansas state university: *And provided further*; That Kansas state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how the global food systems-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Kansas state university
polytechnic campus (including
official hospitality) (367-00-1000-0150).....\$6,658,717

Provided, That any unencumbered balance in the Kansas state university polytechnic campus (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (367-00-5181).....No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking improvements.

Faculty of distinction
matching fund (367-00-2472-2500).....No limit
General fees fund (367-00-2062-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*; That expenditures may be made from the general fees fund for official hospitality.

Interest on endowment fund (367-00-7100-7200).....No limit

Restricted fees fund (367-00-2520-2080).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Technology equipment; flight services; communications and marketing; computer services; copy centers; standardized test fees; placement center; recreational services; college of technology and aviation; motor pool; music; professorships; student activities fees; army and aerospace uniforms; aerospace uniform augmentation; biology sales and services; chemistry; field camps; state department of education; physics storeroom; sponsored research, instruction, public service, equipment and facility grants; chemical engineering; nuclear engineering; contract-post office; library collections; civil engineering; continuing education; sponsored construction or improvement projects; attorney, educational and personal development, human capital resources; student financial assistance; application for undergraduate programs; speech and hearing fees;

gifts; human development and family research and training; college of education – publications and services; guaranteed student loan application processing; student identification card; auditorium receipts; catalog sales; emission spectroscopy fees; interagency consulting; sales and services of educational programs; transcript fees; facility use fees; human ecology storeroom; college of human ecology sales; family resource center fees; human movement performance; application for post baccalaureate programs; art exhibit fees; college of education – Kansas careers; foreign student application fee; student union repair and replacement reserve; departmental receipts for all sales, refunds and other collections; institutional support fee; miscellaneous renovations – construction; speech receipts; art museum; exchange program; flight training lab fees; administrative reimbursements; parking fees; postage center; printing; short courses and conferences; student government association receipts; regents educational communications center; late registration fee; engineering equipment fee; architecture equipment fee; biotechnology facility; English language program; international programs; Bramlage coliseum; planning and analysis; telecommunications; comparative medicine; Marlatt memorial park; departmental student organization receipts; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures from the restricted fees fund may be made for the purchase of insurance for operation and testing of completed project aircraft and for operation of aircraft used in professional pilot training, including coverage for public liability, physical damage, medical payments and voluntary settlement coverages: *And provided further*, That expenditures may be made from this fund for official hospitality.

Kansas career work study
 program fund (367-00-2540-2090).....No limit
 Service clearing fund (367-00-6003-7000).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Supplies stores; telecommunications services; photographic services; K-State printing services; postage; facilities services; facilities carpool; public safety services; facility planning services; facilities storeroom; computing services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Sponsored research
 overhead fund (367-00-2901-2160).....No limit

Provided, That expenditures may be made from the sponsored research overhead fund for official hospitality.

Housing system

suspense fund (367-00-5708-4830).....	No limit
Housing system operations fund (367-00-5163).....	No limit
<i>Provided</i> , That expenditures may be made from the housing system operations fund for official hospitality.	
State emergency fund –	
building repair (367-00-2451-2451).....	No limit
Housing system repair, equipment and improvement fund (367-00-5641-4740).....	No limit
Coliseum system repair, equipment and improvement fund (367-00-5642-4750).....	No limit
Mandatory retirement annuity clearing fund (367-00-9137-9310).....	No limit
Student health fees fund (367-00-5109-4410).....	No limit
<i>Provided</i> , That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.	
Scholarship funds fund (367-00-7201-7210).....	No limit
Perkins student loan fund (367-00-7506-7260).....	No limit
Federal award advance payment –	
U.S. department of education awards fund (367-00-3855-3350).....	No limit
State agricultural university fund (367-00-7400-7250).....	No limit
Salina – student union fees fund (367-00-5114-4420).....	No limit
Salina – housing system revenue fund (367-00-5117-4430).....	No limit
Salina – housing system suspense fund (367-00-5724-4890).....	No limit
Kansas comprehensive grant fund (367-00-7223-7300).....	No limit
Temporary deposit fund (367-00-9020-9300).....	No limit
Business procurement card clearing fund (367-00-9102-9400).....	No limit
Suspense fund (367-00-9146-9320).....	No limit
Voluntary tax shelter annuity clearing fund (367-00-9164-9330).....	No limit
Agency payroll deduction clearing fund (367-00-9186-9360).....	No limit
Pre-tax parking clearing fund (367-00-9221-9200).....	No limit
Salina student life center revenue fund (367-00-5111-5120).....	No limit
Child care facility revenue fund (367-00-5125-5101).....	No limit

University federal fund (367-00-3142).....No limit
Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

Animal health research fund (367-00-2053-2053).....No limit

National bio agro-defense facility fund (367-00-2058-2058).....No limit

Provided, That all expenditures from the national bio agro-defense facility fund shall be expended in accordance with the governor's national bio agro-defense facility steering committee's plan and shall be approved by the president of Kansas state university.

Kan-grow engineering fund – KSU (367-00-2154-2154).....No limit

Payroll clearing fund (367-00-9801-9000).....No limit

Fed ext emp clearing fund – employee deduct (367-00-9182-9340).....No limit

Fed ext emp clearing fund – employer deduct (367-00-9183-9350).....No limit

Temp dep fund external source (367-00-9065-9305).....No limit

Nine month payroll clearing fund (367-00-7710-7270).....No limit

Interest bearing grants fund (367-00-2630-2630).....No limit

Provided, That, on or before the 10th day of each month commencing during fiscal year 2020, the director of accounts and reports shall transfer from the state general fund to the interest bearing grants fund interest earnings based on: (1) The average daily balance in the interest bearing grants fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Student union renovation expansion revenue fund (367-00-5191-4650).....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed \$100,000 from the general fees fund (367-00-2062-2000) to the Perkins student loan fund (367-00-7506-7260).

Sec. 101.

**KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS**

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Cooperative extension service (including official hospitality) (369-00-1000-1020).....\$18,165,563

Provided, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Agricultural experiment stations (including official hospitality) (369-00-1000-1030).....\$29,085,091

Provided, That any unencumbered balance in the agricultural experiment stations (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Wildfire suppression/state forest service.....\$650,000

Provided, That any unencumbered balance in the wildfire suppression/state forest service account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Restricted fees fund (369-00-2697-1100).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Plant pathology; Kansas artificial breeding service unit; technology equipment; professorships; agricultural experiment station, director's office; agronomy – Ashland farm; KSU agricultural research center – Hays; KSU southeast agricultural research center; KSU southwest research extension center; agronomy – general; agronomy – experimental field crop sales; entomology sales; grain science and industry – Kansas state university; food and nutrition research; extension services and publication; sponsored construction or improvement projects; gifts; comparative medicine; sales and services of educational programs; animal sciences and industry livestock and product sales; horticulture greenhouse and farm products sales; Konza prairie operations; departmental receipts for all sales, refunds and other collections; institutional support fee; KSU northwest research extension center operations; sponsored research, public service, equipment and facility grants; statistical laboratory; equipment/pesticide storage building; miscellaneous renovation – construction; other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures may be made from the Kansas agricultural mediation service account of the restricted fees fund during fiscal year 2020: *And provided further*, That expenditures may be made from this fund for official hospitality.

Fertilizer research fund (369-00-2263-1150).....No limit

Sponsored research

overhead fund (369-00-2921-1200).....No limit

Provided, That expenditures may be made from the sponsored research overhead

fund for official hospitality.

Federal awards – advance
 payment fund (369-00-3872-1360).....No limit
 Smith-Lever special program grant –
 federal fund (369-00-3047-1330).....No limit

Faculty of distinction
 matching fund (369-00-2479-1190).....No limit

Agricultural land
 use-value fund (369-00-2364-1180).....No limit
 University federal fund (369-00-3144).....No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Agricultural experiment
 stations (369-00-1900-1900).....\$295,046

Sec. 102.

KANSAS STATE UNIVERSITY
 VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including
 official hospitality) (368-00-1000-5003).....\$9,576,408

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Operating enhancement (368-00-1000-5023).....\$5,005,170

Provided, That any unencumbered balance in the operating enhancement account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided further, That all expenditures from the operating enhancement account shall be expended in accordance with the plan submitted by the board of regents for improving the rankings of the Kansas state university veterinary medical center and shall be approved by the president of Kansas state university.

Veterinary training program for
 rural Kansas (368-00-1000-5013).....\$400,000

Provided, That any unencumbered balance in the veterinary training program for rural Kansas account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (368-00-2129-5500).....No limit

Provided, That expenditures may be made from the general fees fund to match

federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Vet health center revenue fund (including official hospitality) (368-00-5160-5300).....	No limit
Faculty of distinction matching fund (368-00-2478-5220).....	No limit
Restricted fees fund (368-00-2590-5530).....	No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Sponsored research, instruction, public service, equipment and facility grants; sponsored construction or improvement projects; technology equipment; pathology fees; laboratory test fees; miscellaneous renovations or construction; dean of veterinary medicine receipts; gifts; application for postbaccalaureate programs; professorship; embryo transfer unit; swine serology; rapid focal fluorescent inhibition test; comparative medicine; storerooms; departmental receipts for all sales, refunds and other collections; departmental student organization receipts; other specifically designated receipts not available for general operation of the Kansas state university veterinary medical center: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures may be made from this fund for official hospitality.

Health professions student loan fund (368-00-7521-5710).....	No limit
University federal fund (368-00-3143-5140).....	No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed a total of \$15,000 from the general fees fund (368-00-2129-5500) to the health professions student loan fund (368-00-7521-5710).

Sec. 103.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (379-00-1000-0083).....	\$31,614,781
---	--------------

Provided, That any unencumbered balance in the operating expenditures (including

official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Reading recovery program (379-00-1000-0100).....\$212,552
Provided, That expenditures may be made from the reading recovery program account for official hospitality.

Nat'l board cert/future teacher academy (379-00-1000-0200).....\$129,050
Provided, That expenditures may be made from the nat'l board cert/future teacher academy account for official hospitality.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (379-00-5186).....No limit
Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

General fees fund (379-00-2069-2010).....No limit
Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Interest on state normal school fund (379-00-7101-7000).....No limit
Restricted fees fund (379-00-2526-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services, student activity; technology equipment; student union; sponsored research; computer services; extension classes; gifts and grants (for teaching, research and capital improvements); capital improvements; business school contributions; state department of education (vocational); library services; library collections; interest on local funds; receipts from conferences, clinics, and workshops held on campus for which no college credit is given; physical plant reimbursements from auxiliary enterprises; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*; That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*; That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And*

provided further, That expenditures may be made from the restricted fees fund for official hospitality.

Service clearing fund (379-00-6004).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Telecommunications services; state car operation; ESU press including duplicating and reproducing; postage; physical plant storeroom including motor fuel inventory; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Commencement fees fund (379-00-2527-2050).....No limit

Kansas career work study program fund (379-00-2549-2060).....No limit

Student health fees fund (379-00-5115-5010).....No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Faculty of distinction matching fund (379-00-2473-2400).....No limit

Bureau of educational measurements fund (379-00-5118-5020).....No limit

National direct student loan fund (379-00-7507-7040).....No limit

Economic opportunity act – work study – federal fund (379-00-3128-3000).....No limit

Educational opportunity grants – federal fund (379-00-3129-3010).....No limit

Basic opportunity grant program – federal fund (379-00-3130-3020).....No limit

Research and institutional overhead fund (379-00-2902-2070).....No limit

Kansas comprehensive grant fund (379-00-7224-7060).....No limit

Housing system suspense fund (379-00-5701-5130).....No limit

Housing system operations fund (379-00-5169-5050).....No limit

Kansas distinguished scholarship fund (379-00-2762-2700).....No limit

University federal fund (379-00-3145).....No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

Twin towers project revenue fund (379-00-5120-5030).....No limit

Nine month payroll clearing fund (379-00-7712-7050).....No limit

Temporary deposit fund (379-00-9022-9510).....	No limit
Federal receipts	
suspense fund (379-00-9085-9520).....	No limit
Suspense fund (379-00-9021).....	No limit
Mandatory retirement annuity	
clearing fund (379-00-9138-9530).....	No limit
Voluntary tax shelter annuity	
clearing fund (379-00-9165-9540).....	No limit
Agency payroll deduction	
clearing fund (379-00-9196-9550).....	No limit
Pre-tax parking	
clearing fund (379-00-9222-9200).....	No limit
University payroll fund (379-00-9802).....	No limit
Leveraging educational assistance partnership	
federal fund (379-00-3224-3200).....	No limit
National direct student	
loan fund (379-00-7507-7040).....	No limit
Student union refurbishing fund (379-00-5161-5040).....	No limit
Housing system repairs, equipment and	
improvement fund (379-00-5650-5120).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Emporia state university of not to exceed \$30,000 from the general fees fund (379-00-2069-2010) to the national direct student loan fund (379-00-7507-7040).

Sec. 104.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (385-00-1000-0063).....\$34,124,230

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

School of construction (385-00-1000-0200).....\$746,787

Provided, That any unencumbered balance in the school of construction account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Polymer science program (385-00-1000-0300).....\$1,001,741

Provided, That any unencumbered balance in the polymer science program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking fees fund (385-00-5187-5060).....No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking lot improvements.

General fees fund (385-00-2070-2010).....No limit
Provided, That all moneys received for tuition received from students participating in the gorilla advantage program or the midwestern student exchange program shall be deposited in the state treasury to the credit of the general fees fund: *Provided further*, That expenditures may be made from the general fees fund to match federal grant moneys: *And provided further*, That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (385-00-2529-2040).....No limit
Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services; capital improvements; instructional technology fee; technology equipment; student activity fee accounts; commencement fees; ROTC activities; continuing education receipts; vocational auto parts and service fees; receipts from camps, conferences and meetings held on campus; library service collections and fines; grants from other state agencies; *Midwest Quarterly*; chamber music series; contract – post office; gifts and grants; intensive English program; business and technology institute; public sector radio station activities; economic opportunity – state match; Kansas career work study; regents supplemental grants; departmental receipts, and other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That surplus restricted fees moneys generated by the music department may be transferred to the Pittsburg state university foundation, inc., for the express purpose of awarding music scholarships: *And provided further*, That expenditures may be made from this fund for official hospitality.

Service clearing fund (385-00-6005).....No limit
Provided, That the service clearing fund shall be used for the following service activities: Duplicating and printing services; instructional media division; office stationery and supplies; motor carpool; postage services; photo services; telephone services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Hospital and student health fees fund (385-00-5126-5010).....No limit
Provided, That expenditures from the hospital and student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center: *Provided further*, That expenditures may be made from this fund for capital improvement projects for hospital and student health center improvements.

Suspense fund (385-00-9024-9510).....No limit

Faculty of distinction	
matching fund (385-00-2474-2400).....	No limit
Perkins student loan fund (385-00-7509-7020).....	No limit
Sponsored research	
overhead fund (385-00-2903-2903).....	No limit
College work study	
federal fund (385-00-3498-3030).....	No limit
Nursing student loan fund (385-00-7508-7010).....	No limit
Housing system	
suspense fund (385-00-5703-5170).....	No limit
Housing system	
operations fund (385-00-5165-5050).....	No limit
Housing system repairs, equipment and	
improvement fund (385-00-5646-5160).....	No limit
Kansas comprehensive	
grant fund (385-00-7227-7200).....	No limit
Kansas career work study	
program fund (385-00-2552-2060).....	No limit
Nine month payroll	
clearing fund (385-00-7713-7030).....	No limit
Payroll clearing fund (385-00-9023-9500).....	No limit
Temporary deposit fund (385-00-9025-9520).....	No limit
Federal receipts	
suspense fund (385-00-9104-9530).....	No limit
BPC clearing fund (385-00-9109-9570).....	No limit
Mandatory retirement annuity	
clearing fund (385-00-9139-9540).....	No limit
Voluntary tax shelter annuity	
clearing fund (385-00-9166-9550).....	No limit
Agency payroll deduction	
clearing fund (385-00-9195-9560).....	No limit
Pre-tax parking	
clearing fund (385-00-9223-9200).....	No limit
University payroll fund (385-00-9803).....	No limit
University federal fund (385-00-3146).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university</i>	
<i>federal fund to purchase insurance for equipment purchased through research and</i>	
<i>training grants only if such grants include money for and authorize the purchase of such</i>	
<i>insurance.</i>	
Overman student center	
renovation fund (385-00-2820-2820).....	No limit
Student health center	
revenue fund (385-00-2828-2851).....	No limit
Horace Mann building	
renovation fund (385-00-2833).....	No limit

Revenue 2014A fund (385-00-5106-5105).....No limit

(c) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer amounts specified by the president of Pittsburg state university of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (385-00-2070-2010) to the following specified funds and accounts of funds: Perkins student loan fund (385-00-7509-7020); nursing student loan fund (385-00-7508-7010).

Sec. 105.

UNIVERSITY OF KANSAS

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(b) On the effective date of this act, the provisions of section 130(c) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 106.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (682-00-1000-0023).....\$128,239,467

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Geological survey (682-00-1000-0170).....\$5,963,998

Provided, That any unencumbered balance in the geological survey account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from the geological survey account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the geological survey account of the state general fund for fiscal year 2020 for seismic surveys in an amount not less than \$100,000.

Umbilical cord matrix project (682-00-1000-0370).....\$130,376

Provided, That any unencumbered balance in the umbilical cord matrix project account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:
Parking facilities

revenue fund (682-00-5175-5070).....No limit

Provided, That expenditures may be made from the parking facilities revenue fund for capital improvement projects for parking improvements.

Faculty of distinction

matching fund (682-00-2475-2500).....No limit

General fees fund (682-00-2107-2000).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Interest fund (682-00-7103-7000).....No limit

Sponsored research

overhead fund (682-00-2905-2160).....No limit

Law enforcement training

center fund (682-00-2133-2020).....No limit

Provided, That expenditures may be made from the law enforcement training center fund to cover the costs of tuition for students enrolled in the law enforcement training program in addition to the costs of salaries and wages and other operating expenditures for the program: *Provided further*, That expenditures may be made from the law enforcement training center fund for the acquisition of tracts of land.

Law enforcement training center

fees fund (682-00-2763-2700).....No limit

Provided, That all moneys received for tuition from students enrolling in the basic law enforcement training program for undergraduate or graduate credit shall be deposited in the state treasury and credited to the law enforcement training center fees fund.

Restricted fees fund (682-00-2545).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Institute for policy and social research; technology equipment; capital improvements; concert course; speech, language and hearing clinic; perceptual motor clinic; application for admission fees; named professorships; summer institutes and workshops; dramatics; economic opportunity act; executive management; continuing education programs; geology field trips; gifts and grants; extension services; counseling center; investment income from bequests; reimbursable salaries; music and art camp; child development lab preschools; orientation center; educational placement; press publications; Rice estate educational project; sponsored research; student activities; sale of surplus books and art objects; building use charges; Kansas applied remote sensing program; executive master's degree in business administration; applied English center; cartographic services; economic education; study abroad programs; computer services; recreational activities; animal care activities; geological survey; midwestern student exchange; department commercial receipts for all sales, refunds, and all other collections or receipts not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted

fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That moneys received for student fees in any account of the restricted fees fund may be transferred to one or more other accounts of the restricted fees fund.

Service clearing fund (682-00-6006).....	No limit
<i>Provided</i> , That the service clearing fund shall be used for the following service activities: Residence hall food stores; university motor pool; military uniforms; telecommunications service; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.	
Health service fund (682-00-5136-5030).....	No limit
Kansas career work study	
program fund (682-00-2534-2050).....	No limit
Student union fund (682-00-5137-5040).....	No limit
Federal Perkins loan fund (682-00-7512-7040).....	No limit
Health professions student	
loan fund (682-00-7513-7050).....	No limit
Housing system	
suspense fund (682-00-5704-5150).....	No limit
Housing system	
operations fund (682-00-5142-5050).....	No limit
Housing system repairs, equipment and	
improvement fund (682-00-5621-5110).....	No limit
Educational opportunity act –	
federal fund (682-00-3842-3020).....	No limit
Loans for disadvantaged	
students fund (682-00-7510-7100).....	No limit
Prepaid tuition fees	
clearing fund (682-00-7765).....	No limit
Kansas comprehensive	
grant fund (682-00-7226-7110).....	No limit
Fire service training fund (682-00-2123-2170).....	
University federal fund (682-00-3147).....	No limit
Johnson county education research	
triangle fund (682-00-2393-2390).....	No limit
Temporary deposit fund (682-00-9061-9020).....	
Suspense fund (682-00-9060-9010).....	No limit
BPC clearing fund (682-00-9119-9050).....	
Mandatory retirement annuity	
clearing fund (682-00-9142-9030).....	No limit
Voluntary tax shelter annuity	
clearing fund (682-00-9167-9040).....	No limit
Agency payroll deduction	
clearing fund (682-00-9193-9060).....	No limit
Pre-tax parking clearing fund (682-00-9224-9200).....	
University payroll fund (682-00-9806).....	No limit

GTA/GRA emp health insurance clearing fund (682-00-9063-9070).....	No limit
Standard water data repository fund (682-00-2463-2463).....	No limit
Multicultural resc center construction fund (682-00-2890-2890).....	No limit
Kan-grow engineering fund – KU (682-00-2153-2153).....	No limit
Child care facility revenue bond fund (682-00-2372).....	No limit
Student recreation fitness center K DFA fund (682-00-2864-2860).....	No limit
Student union renovation revenue fund (682-00-5171-5060).....	No limit
Parking facility K DFA 1993G revenue fund (682-00-5175-5070).....	No limit
Student health facility maintenance, repair and equipment fee fund (682-00-5640-5120).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the water plan project or projects specified, the following:

Geological survey (682-00-1800-1810).....	\$26,841
---	----------

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the geological survey account is hereby reappropriated for fiscal year 2020.

Sec. 107.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (683-00-1000-0503).....	\$99,571,692
---	--------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from this account may be used to reimburse medical residents in residency programs located in Kansas City at the university of Kansas medical center for the purchase of health insurance for residents' dependents.

Medical scholarships

and loans (683-00-1000-0600).....\$4,488,171

Provided, That any unencumbered balance in the medical scholarships and loans account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Midwest stem cell therapy center (683-00-1000-0800).....\$749,822

Provided, That any unencumbered balance in the midwest stem cell therapy center account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Rural health bridging (683-00-1000-1010).....\$140,000

Cancer center research (683-00-1000-0700).....\$4,957,327

Provided, That any unencumbered balance in the cancer center research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all moneys in the cancer center research account expended for fiscal year 2020 shall be matched by the university of Kansas medical center on a \$1 for \$1 basis from other moneys of the university of Kansas medical center: *And provided further*, That the university of Kansas medical center shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how cancer center research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Medical scholarships and loans psychiatry (683-00-1000).....\$970,000

Provided, That any unencumbered balance in the medical scholarships and loans psychiatry account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Rural health bridging psychiatry (683-00-1000).....\$30,000

Provided, That any unencumbered balance in the rural health bridging psychiatry account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (683-00-2108-2500).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Midwest stem cell therapy center fund (683-00-2072-2072).....\$0

Faculty of distinction matching fund (683-00-2476-2400).....No limit

Restricted fees fund (683-00-2551).....No limit

Provided, That restricted fees shall be limited to the following accounts: Technology equipment; capital improvements; computer services; expenses reimbursed by the Kansas university endowment association; postgraduate fees; pathology fees; student health insurance premiums; gift receipts; designated research collaboration; facilities

use; photography; continuing education; student activity fees; student application fees; department duplicating; student health services; student identification badges; student transcript fees; loan administration fees; fitness center fees; occupational health fees; employee health; telekid care fees; area outreach fees; police fees; endowment payroll reimbursement; rental property; e-learning fees; surplus property sales; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; Kansas university physicians inc., salaries reimbursements; housestaff activity fees; anatomy cadavers; biotechnology services; energy center funded depreciation; biostatistics; electron microscope services; Wichita faculty contracts; physical therapy services; legal fee reimbursements; sponsored research; departmental commercial receipts for all sales, refunds and all other collections of receipts not specifically enumerated above; Kansas department for children and families cost-sharing: *Provided, however*; That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*; That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*; That expenditures may be made from this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Scientific research and development – special revenue fund (683-00-2926).....No limit

 Kansas breast cancer research fund (683-00-2671-2660).....No limit

 Sponsored research overhead fund (683-00-2907-2800).....No limit

 Parking facility revenue fund – KC campus (683-00-5176-5550).....No limit

Provided, That expenditures may be made from the parking facility revenue fund – KC campus for capital improvement projects for parking improvements.

 Parking fee fund – Wichita campus (683-00-5180-5590).....No limit

Provided, That expenditures may be made from the parking fee fund – Wichita campus for capital improvement projects for parking improvements.

 Services to hospital authority fund (683-00-2915-2900).....No limit

 Direct medical education reimbursement fund (683-00-2918-3000).....No limit

 Service clearing fund (683-00-6007).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Printing services; purchasing storeroom; university motor pool; physical plant storeroom; photo services; telecommunications services; facilities operations discretionary repairs; animal care; instructional services; and such other internal service

activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Educational nurse faculty loan	
program fund (683-00-7505-7540).....	No limit
Federal college work	
study fund (683-00-3256-3520).....	No limit
AMA education and	
research grant fund (683-00-7207-7500).....	No limit
Federal health professions/ primary care student	
loan fund (683-00-7516-7560).....	No limit
Federal nursing student	
loan fund (683-00-7517-7570).....	No limit
Suspense fund (683-00-9057-9500).....	No limit
Federal student educational opportunity	
grant fund (683-00-3255-3510).....	No limit
Federal Pell grant fund (683-00-3252-3500).....	No limit
Federal Perkins student	
loan fund (683-00-7515-7550).....	No limit
Medical loan repayment fund (683-00-7214-7520).....	No limit
<i>Provided, That expenditures from the medical loan repayment fund for attorney fees and litigation costs associated with the administration of the medical scholarship and loan program shall be in addition to any expenditure limitation imposed on the operating expenditures account of the medical loan repayment fund.</i>	
Medical student loan programs provider	
assessment fund (683-00-2625-2650).....	No limit
Graduate medical education administration	
reserve fund (683-00-5652-5640).....	No limit
University of Kansas medical center	
private practice foundation	
reserve fund (683-00-5659-5660).....	No limit
Robert Wood Johnson	
award fund (683-00-7328-7530).....	No limit
Federal scholarship for disadvantaged	
students fund (683-00-3094-3100).....	No limit
Temporary deposit fund (683-00-9058-9510).....	No limit
Mandatory retirement annuity	
clearing fund (683-00-9143-9520).....	No limit
Voluntary tax shelter annuity	
clearing fund (683-00-9168-9530).....	No limit
Agency payroll deduction	
clearing fund (683-00-9194-9600).....	No limit
Pre-tax parking clearing fund (683-00-9225-9200).....	No limit
University payroll fund (683-00-9807).....	No limit
University federal fund (683-00-3148).....	No limit

Leveraging educational assistance partnership

federal fund (683-00-3223-3200).....	No limit
Graduate medical education support fund (683-00-5653-5650).....	No limit
Johnson county education research triangle fund (683-00-2394-2390).....	No limit
Psychiatry medical loan repayment fund (683-00-7233-7233).....	No limit
Rural health bridging psychiatry fund (683-00-2218-2218).....	No limit
Cancer center research (683-00-2551-2700).....	No limit
Graduate medical education reimbursement fund (683-00-2918-3050).....	No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (683-00-2108-2500) to the following funds: Federal nursing student loan fund (683-00-7517-7570); federal student education opportunity grant fund (683-00-3255-3510); federal college work study fund (683-00-3256-3520); educational nurse faculty loan program fund (683-00-7505-7540); federal health professions/primary care student loan fund (683-00-7516-7560).

(d) During the fiscal year ending June 30, 2020, and within the limits of appropriations therefor, the university of Kansas medical center may enter into contracts to purchase additional malpractice insurance for medical students enrolled at the university of Kansas medical center while in clinical training at the university of Kansas medical center or at other health care institutions.

Sec. 108.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including official hospitality) (715-00-1000-0003).....	\$63,611,941
---	--------------

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Aviation research (715-00-1000-0015).....	\$10,000,000
---	--------------

Provided, That any unencumbered balance in the aviation research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all moneys in the aviation research account expended for fiscal year 2020 shall be matched by Wichita state university on a \$1 for \$1 basis from other moneys of Wichita state university: *And provided further*, That Wichita state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how aviation research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2020.

Technology transfer facility (715-00-1000-0005).....	\$2,000,000
--	-------------

Aviation infrastructure (715-00-1000-0010).....\$5,200,000

Provided, That during the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the aviation infrastructure account for fiscal year 2020 by Wichita state university by this or other appropriation act of the 2019 regular session of the legislature, the moneys appropriated in the aviation infrastructure account for fiscal year 2020 may only be expended for training and equipment expenditures of the national center for aviation training.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (715-00-2112).....No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Restricted fees fund (715-00-2558).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Summer school workshops; technology equipment; concert course; dramatics; continuing education; flight training; gifts and grants (for teaching, research, and capital improvements); capital improvements; testing service; state department of education (vocational); investment income from bequests; sale of surplus books and art objects; public service; veterans counseling and educational benefits; sponsored research; campus privilege fee; student activities; national defense education programs; engineering equipment fee; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures from this fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff at the student health center: *And provided further*, That expenditures may be made from this fund for official hospitality.

Service clearing fund (715-00-6008).....No limit

Provided, That the service clearing fund shall be used for the following service activities: Central service duplicating and reproducing bureau; automobiles; furniture stores; postal clearing; telecommunications; computer services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Faculty of distinction	
matching fund (715-00-2477-2400).....	No limit
Kansas career work study	
program fund (715-00-2536-2020).....	No limit
Scholarship funds fund (715-00-7211-7000).....	No limit
Sponsored research	
overhead fund (715-00-2908-2080).....	No limit
Economic opportunity act –	
federal fund (715-00-3265-3100).....	No limit
Educational opportunity grant –	
federal fund (715-00-3266-3110).....	No limit
Nine month payroll clearing	
account fund (715-00-7717-7030).....	No limit
Pell grants federal fund (715-00-3366-3120).....	No limit
Housing system	
suspense fund (715-00-5705-5160).....	No limit
WSU housing system depreciation and	
replacement fund (715-00-5800-5260).....	No limit
National direct student	
loan fund (715-00-7519-7010).....	No limit
WSU housing systems	
revenue fund (715-00-5100-5250).....	No limit
WSU housing system	
surplus fund (715-00-5620-5270).....	No limit
University federal fund (715-00-3149-3140).....	No limit
<i>Provided, That expenditures may be made by the above agency from the university</i>	
<i>federal fund to purchase insurance for equipment purchased through research and</i>	
<i>training grants only if such grants include money for and authorize the purchase of such</i>	
<i>insurance.</i>	
Center of innovation for biomaterials in	
orthopaedic research – Wichita state	
university fund (715-00-2750-2700).....	No limit
Kan-grow engineering	
fund – WSU (715-00-2155-2155).....	No limit
Aviation research fund (715-00-2052-2052).....	No limit
Temporary deposit fund (715-00-9059-9500).....	No limit
Suspense fund (715-00-9077).....	No limit
Mandatory retirement annuity	
clearing fund (715-00-9144-9520).....	No limit
Voluntary tax shelter annuity	
clearing fund (715-00-9169-9530).....	No limit
Agency payroll deduction	
clearing fund (715-00-9198-9400).....	No limit
Pre-tax parking	
clearing fund (715-00-9226-9200).....	No limit

Parking system project K DFA bond
revenue fund (715-00-5148-5000).....No limit
Parking system project
maintenance K DFA revenue
bond fund (715-00-5159-5040).....No limit
Sec. 109.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Tuition for
technical education (561-00-1000-0120).....\$4,500,000

(b) The appropriation to the national guard educational assistance account (561-00-1000-1300) for the fiscal year ending June 30, 2019, authorized by section 93(a) of chapter 109 of the 2018 Session Laws of Kansas represents and includes the profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto.

Sec. 110.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (including
official hospitality) (561-00-1000-0103).....\$4,433,600

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, during fiscal year 2020, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2020 by the state board of regents as authorized by this or other appropriation act of the 2019 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2020 for attendance at an in-state meeting by members of the state board of regents for participation in matters of educational interest to the state of Kansas, upon approval of such attendance and participation by the state board of regents: *And provided further*, That each member of the state board of regents attending an in-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during fiscal year 2020, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2020 by the state board of regents as authorized by this or other appropriation act of the 2019 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2020 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in

matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

Midwest higher education
commission (561-00-1000-0250).....\$95,000
State scholarship program (561-00-1000-4300).....\$1,035,919

Provided, That any unencumbered balance in the state scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures may be made from the state scholarship program account for the state scholarship program under K.S.A. 74-32,239, and amendments thereto, and for the Kansas distinguished scholarship program under K.S.A. 74-3278 through 74-3283, and amendments thereto: *And provided further*, That, of the total amount appropriated in the state scholarship program account, the amount dedicated for the Kansas distinguished scholarship program shall not exceed \$25,000.

Postsecondary education operating.....\$15,735,298
Comprehensive grant
program (561-00-1000-4500).....\$16,258,338

Provided, That any unencumbered balance in the comprehensive grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Ethnic minority
scholarship program (561-00-1000-2410).....\$296,498

Provided, That any unencumbered balance in the ethnic minority scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas work-study program (561-00-1000-2000).....\$546,813

Provided, That any unencumbered balance in the Kansas work-study program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the state board of regents is hereby authorized to transfer moneys from the Kansas work-study program account to the Kansas career work-study program fund of any institution under its jurisdiction participating in the Kansas work-study program established by K.S.A. 74-3274 et seq., and amendments thereto: *And provided further*, That all moneys transferred from this account to the Kansas career work-study program fund of any such institution shall be expended for and in accordance with the Kansas work-study program.

ROTC service scholarships (561-00-1000-4600).....\$175,335

Provided, That any unencumbered balance in the ROTC service scholarships account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Military service scholarships (561-00-1000-1310).....\$500,314

Provided, That any unencumbered balance in the military service scholarships account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the military service scholarships account shall be made for scholarships awarded under the military service scholarship program act, K.S.A. 74-32,227 through 74-32,232, and amendments thereto.

Teachers scholarship

program (561-00-1000-0800).....\$1,547,023

Provided, That any unencumbered balance in the teachers scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

National guard educational assistance (561-00-1000-1300).....\$3,000,434

Provided, That any unencumbered balance in the national guard educational assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That moneys in the national guard educational assistance account represent and include the profits derived from the veterans benefit game pursuant to K.S.A. 74-8724, and amendments thereto.

Career technical workforce grant (561-00-1000-2200).....\$114,075

Provided, That any unencumbered balance in the career technical workforce grant account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Nursing student scholarship program (561-00-1000-4100).....\$417,255

Provided, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Optometry education program (561-00-1000-1100).....\$107,089

Provided, That any unencumbered balance in the optometry education program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Municipal university operating grant (561-00-1000-1010).....\$12,213,922

Adult basic education (561-00-1000-0900).....\$1,457,031

Postsecondary tiered technical education state aid (561-00-1000-0760).....\$59,830,665

Provided, That if the amount of moneys appropriated for the above agency for the fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature, in the postsecondary tiered technical education state aid account (561-00-1000-0760) is \$58,300,000 or greater, then the difference between the amount of moneys appropriated for the fiscal year 2020 and \$58,300,000 shall be distributed based on each eligible institution's calculated gap, according to the postsecondary tiered technical education state aid act, K.S.A. 71-1801 through 71-1810, and amendments thereto, as determined by the state board of regents: *Provided further*, That if the amount of moneys appropriated for the above agency for fiscal year 2020 is less than \$58,300,000, then each eligible institution shall receive an amount of moneys proportionally adjusted to equal the amount of moneys such eligible institution received in fiscal year 2016.

Non-tiered course credit hour grant (561-00-1000-0550).....\$78,503,473

Provided, That if the amount of moneys appropriated for the above agency for the

fiscal year ending June 30, 2020, by this or other appropriation act of the 2019 regular session of the legislature, in the non-tiered course credit hour grant account is \$76,496,329 or greater, then the difference between the amount of moneys appropriated for the fiscal year 2020 and \$76,496,329 shall be distributed based on each eligible institution's calculated gap, as determined by the state board of regents.

Technology equipment at community colleges and Washburn university (561-00-1000-0500).....\$398,475

Provided, That the state board of regents is hereby authorized to make expenditures from the technology equipment at community colleges and Washburn university account for grants to community colleges and Washburn university pursuant to grant applications for the purchase of technology equipment, in accordance with guidelines established by the state board of regents.

Vocational education capital outlay aid (561-00-1000-0310).....\$71,585

Tuition waivers (561-00-1000-1650).....\$134,657

Nurse educator grant program (561-00-1000-4120).....\$188,126

Provided, That any unencumbered balance in the nurse educator grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the nurse educator grant program account shall be made for scholarships awarded under the nurse educator service scholarship program act.

Nursing faculty and supplies grant program (561-00-1000-4130).....\$1,787,193

Provided, That any unencumbered balance in the nursing faculty and supplies grant program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the state board of regents is hereby authorized to make grants to Kansas postsecondary educational institutions with accredited nursing programs from the nursing faculty and supplies grant program account for expansion of nursing faculty and laboratory supplies: *And provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$1 from the nursing faculty and supplies grant program account for \$1 from the postsecondary educational institution receiving the grant.

Postsecondary technical education authority (561-00-1000-0750).....\$19,871

Tuition for technical education (561-00-1000-0120).....\$29,050,000

Provided, That, any unencumbered balance in the tuition for technical education account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2020, expenditures shall be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2020 for the payment of technical education tuition for adult students who are enrolled in technical education classes while obtaining a GED using the Accelerating Opportunity program:

And provided further; That, such expenditures shall be in an amount not less than \$500,000.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Osteopathic medical service scholarship repayment fund (561-00-7216-6300).....	No limit
KAN-ED services fee fund (561-00-2814-2814).....	No limit
Earned indirect costs fund – federal (561-00-3642-3600).....	No limit
Faculty of distinction program fund (561-00-7200-7050).....	No limit
Paul Douglas teacher scholarship fund – federal (561-00-3879-3950).....	No limit
GED credentials processing fees fund (561-00-2151-2100).....	No limit
Tuition waiver gifts, grants and reimbursements fund (561-00-7230-7230).....	No limit
Adult basic education – federal fund (561-00-3042-3000).....	No limit
Adult basic education – federal fund (561-00-3042).....	No limit
Truck driver training fund (561-00-2172-4900).....	No limit
Improving teacher quality grant federal fund (561-00-3526-3526).....	No limit
State scholarship discontinued attendance fund (561-00-7213-6100).....	No limit
Kansas ethnic minority fellowship program fund (561-00-7238-7600).....	No limit
Private postsecondary educational institution degree authorization expense reimbursement fee fund (561-00-2643-3300).....	No limit
Substance abuse education fund – federal (561-00-3805-4000).....	No limit
Nursing service scholarship program fund (561-00-7220-6800).....	No limit
Clearing fund (561-00-9029-9100).....	No limit
Conversion of materials and equipment fund (561-00-2433-3200).....	No limit
Motorcycle safety fund (561-00-2366-2360).....	No limit
Financial aid services fee fund (561-00-2280-2800).....	No limit

Provided, That expenditures may be made from the financial aid services fee fund for operating expenditures directly or indirectly related to the operating costs associated with student financial assistance programs administered by the state board of regents:

Provided further, That the chief executive officer of the state board of regents is hereby authorized to fix, charge and collect fees for the processing of applications and other activities related to student financial assistance programs administered by the state board of regents: *And provided further*, That such fees shall be fixed in order to recover all or a part of the direct and indirect operating expenses incurred for administering such programs: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial aid services fee fund.

Inservice education workshop fee fund (561-00-2266).....	No limit
Optometry education repayment fund (561-00-7203-7100).....	No limit
Teacher scholarship repayment fund (561-00-7205-7200).....	No limit
Nursing service scholarship repayment fund (561-00-7210-7400).....	No limit
Nurse educator service scholarship repayment fund (561-00-7231-7300).....	No limit
ROTC service scholarship repayment fund (561-00-7232-7232).....	No limit
Carl D. Perkins vocational and technical education – federal fund (561-00-3539-3539).....	No limit
College access challenge grant program (561-00-3880-3955).....	No limit
Kansas national guard educational assistance program repayment fund (561-00-7228-7000).....	No limit
Grants fund (561-00-2525-2500).....	No limit
Workforce development loan fund (561-00-7518-7900).....	No limit
Regents clearing fund (561-00-9052-9200).....	No limit
Private and out-of-state postsecondary educational institution fee fund (561-00-2614-2610).....	No limit
KanTRAIN federal fund (561-00-3578-3578).....	No limit
USAC E-rate program federal fund (561-00-3920-3920).....	No limit
WIOA youth activities federal fund (561-00-3039).....	No limit
WIOA adult set-aside federal fund (561-00-3270).....	No limit
WIOA dislocated workers set-aside federal fund (561-00-3428).....	No limit
Temporary assistance for needy families federal fund (561-00-3323-3323).....	No limit
Workforce data quality initiative federal fund (561-00-3237-3237).....	No limit

Postsecondary education performance-based incentives fund (561-00-2777-2777).....	\$125,000
Private donations, gifts, grants bequest fund (561-00-7262-7700).....	No limit
WIOA pilot demonstration research project (561-00-3237-3237).....	No limit

(c) During the fiscal year ending June 30, 2020, the chief executive officer of the state board of regents, with the approval of the director of the budget, may transfer any part of any item of appropriation in an account of the state general fund for the fiscal year ending June 30, 2020, to another item of appropriation in an account of the state general fund for fiscal year 2020. The chief executive officer of the state board of regents shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research. As used in this subsection, "account": (1) Means the operating expenditures (including official hospitality) account of the state board of regents (561-00-1000-0103), the university of Kansas (682-00-1000-0023), the university of Kansas medical center (683-00-1000-0503), Kansas state university (367-00-1000-0003), Kansas state university veterinary medical center (368-00-1000-5003), Kansas state university extension systems and agriculture research programs (369-00-1000-1020) and (369-00-1000-1030), Wichita state university (715-00-1000-0003), Emporia state university (379-00-1000-0083), Pittsburg state university (385-00-1000-0063) and Fort Hays state university (246-00-1000-0013); and (2) includes each other account of the state general fund of the state board of regents.

(d) (1) In addition to the other purposes for which expenditures may be made by any state educational institution from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for such state educational institution as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by such state educational institution from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 for the purposes of capital improvement projects making energy and other conservation improvements: *Provided*, That such capital improvement projects are hereby approved for such state educational institution for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of issuance of one or more series of bonds by the Kansas development finance authority in accordance with that statute from time to time during fiscal year 2020: *Provided, however*, That no such bonds shall be issued until the state board of regents has first advised and consulted on any such project with the joint committee on state building construction: *Provided further*, That the amount of the bond proceeds that may be utilized for any such capital improvement project shall be subject to approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That, in addition to such project costs, any such amount of bond proceeds may include costs of issuance, capitalized interest and any required reserves for the payment of principal and interest on such bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided*

further; That payments relating to principal and interest on such bonds shall be subject to and dependent upon annual appropriations therefor to the state educational institution for which the bonds are issued: *And provided further*; That each energy conservation capital improvement project for which bonds are issued for financing under this subsection shall be designed and completed in order to have cost savings sufficient to be equal to or greater than the cost of debt service on such bonds: *And provided further*; That the state board of regents shall prepare and submit a report to the committee on appropriations of the house of representatives and the committee on ways and means of the senate on the savings attributable to energy conservation capital improvements for which bonds are issued for financing under this subsection (d)(1) at the beginning of the 2020 regular session of the legislature.

(2) As used in this subsection, "state educational institution" includes each state educational institution as defined in K.S.A. 76-711, and amendments thereto.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

SEDIF – vocational education capital
 outlay aid (561-00-1900-1950).....\$2,547,726

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the SEDIF – vocational education capital outlay aid account is hereby reappropriated for fiscal year 2020: *Provided further*; That expenditures from the SEDIF – vocational education capital outlay aid account for each grant of vocational education capital outlay aid shall be matched by the postsecondary institution awarded such grant in an amount which is equal to 50% of the grant.

SEDIF – technology innovation and
 internship program (561-00-1900-1960).....\$179,284

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2019, in the SEDIF – technology innovation and internship program account is hereby reappropriated for fiscal year 2020.

SEDIF – EPSCOR (561-00-1900-1970).....\$993,265
 Community and technical college
 competitive grants (561-00-1900-1980).....\$500,000

Provided, That all moneys in the community and technical college competitive grants account shall be for grants awarded to community and technical colleges under a competitive grant program administered by the secretary of commerce: *Provided further*; That all expenditures from such account shall be for competitive grants to community and technical colleges that require a local match of nonstate moneys on a \$1 for \$1 basis, from either the college or private industry partner, and that will develop innovative programs with private companies needing specific job skills or will meet other industry needs that cannot be addressed with current funding streams.

(f) (1) On July 1, 2019, the WIA adult set-aside federal fund (561-00-3270) of the state board of regents is hereby redesignated as the WIOA adult set-aside federal fund of the state board of regents.

(2) On July 1, 2019, the WIA youth activities federal fund (561-00-3039) of the state board of regents is hereby redesignated as the WIOA youth activities federal fund of the state board of regents.

(3) On July 1, 2019, the WIA dislocated workers federal fund (561-00-3428) of the

state board of regents is hereby redesignated as the WIOA dislocated workers set-aside federal fund of the state board of regents.

(4) On July 1, 2019, the WIA pilot demonstration research project (561-00-3237-3237) of the state board of regents is hereby redesignated as the WIOA pilot demonstration research project of the state board of regents.

Sec. 111.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (521-00-1000-0603).....	\$897,168
Treatment and programs – medical and mental (521-00-1000-0152).....	\$2,850,944
Evidence-based programs (521-00-1000-0050).....	\$6,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

WIOA adult activities – federal fund (352-00-3270-3270).....	No limit
WIOA youth activities – federal fund (352-00-3039-3039).....	No limit
WIOA dislocated worker activities – federal fund (352-00-3428-3428).....	No limit

(c) On the effective date of this act, of the \$3,994,250 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 215(c) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – Topeka complex and Larned juvenile correctional facility account (521-00-8100-8119), the sum of \$162 is hereby lapsed.

Sec. 112.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (521-00-1000-0603).....	\$33,363,871
<i>Provided</i> , That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:	
<i>Provided, however</i> ; That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.	
Operating expenditures – juvenile services (521-00-1000-0103).....	\$2,457,754

Provided, That any unencumbered balance in the operating expenditures – juvenile services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Evidence-based programs (521-00-1000-0050).....	\$12,485,102
---	--------------

Provided, That any unencumbered balance in the evidence-based programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 2018 Supp. 75-52,164,

and amendments thereto, or any other statute, expenditures may be made from this account to conduct research into, and development of, evidence-based practices to reduce offender behavior and recidivism among juveniles: *Provided, however*, That the expenditures for such research and development shall not exceed \$1,000,000.

Community corrections (521-00-1000-0220).....\$20,246,526

Provided, That any unencumbered balance in the community corrections account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That no expenditures may be made by any county from any grant made to such county from the community corrections account for either half of state fiscal year 2020 that supplant any amount of local public or private funding of existing programs as determined in accordance with rules and regulations adopted by the secretary of corrections.

Local jail payments (521-00-1000-0510).....\$800,000

Provided, That any unencumbered balance in the local jail payments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 19-1930, and amendments thereto, payments by the department of corrections under K.S.A. 19-1930(b), and amendments thereto, for the cost of maintenance of prisoners shall not exceed the per capita daily operating cost, not including inmate programs, for the department of corrections.

Treatment and programs – offender programs (521-00-1000-0151).....\$4,990,523

Provided, That any unencumbered balance in the treatment and programs – offender programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Treatment and programs – medical and mental (521-00-1000-0152).....\$70,184,824

Provided, That any unencumbered balance in the treatment and programs – medical and mental account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Treatment and programs – KUMC contract (521-00-1000-0154).....\$1,919,916

Provided, That any unencumbered balance in the treatment and programs – KUMC contract account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Purchase of services (521-00-1000-0300).....\$6,422,209

Provided, That any unencumbered balance in the purchase of services account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Prevention and graduated sanctions community grants (521-00-1000-0221).....\$19,388,026

Provided, That any unencumbered balance in the prevention and graduated sanctions community grants account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That money awarded as grants from the prevention and graduated sanctions community grants account is not an entitlement to communities, but a grant that must meet conditions prescribed by the above agency for appropriate outcomes.

Topeka correctional facility –
 facilities operations (660-00-1000-0303).....\$16,033,887

Provided, That any unencumbered balance in the Topeka correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Topeka correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Hutchinson correctional facility –
 facilities operations (313-00-1000-0303).....\$33,388,912

Provided, That any unencumbered balance in the Hutchinson correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Hutchinson correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Lansing correctional facility –
 facilities operations (400-00-1000-0303).....\$36,091,162

Provided, That any unencumbered balance in the Lansing correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Lansing correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Ellsworth correctional facility –
 facilities operations (177-00-1000-0303).....\$15,450,320

Provided, That any unencumbered balance in the Ellsworth correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Ellsworth correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Winfield correctional facility –
 facilities operations (712-00-1000-0303).....\$13,974,888

Provided, That any unencumbered balance in the Winfield correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Winfield correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Norton correctional facility –
 facilities operations (581-00-1000-0303).....\$16,759,613

Provided, That any unencumbered balance in the Norton correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the Norton correctional facility – facilities operations account for official hospitality shall not exceed \$500.

El Dorado correctional facility –
 facilities operations (195-00-1000-0303).....\$38,858,706

Provided, That any unencumbered balance in the El Dorado correctional facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby

reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the El Dorado correctional facility – facilities operations account for official hospitality shall not exceed \$500: *Provided further;* That expenditures shall be made by the above agency from the El Dorado correctional facility – facilities operations account for the following salary increases: 15.9% for corrections officers I(A), corrections officers I(B), juvenile corrections officers I(A), juvenile corrections officers I(B), corrections officers II and juvenile corrections officers II; and 5.0% for employee classifications, as determined by the secretary of corrections, who routinely work with offenders: *And provided further;* That expenditures shall be made by the above agency from the El Dorado correctional facility – facilities operations account to operate and maintain full capacity at the El Dorado correctional facility with all existing cell blocks open and in service; *Provided further;* That expenditures shall be made from this account in an amount of not less than \$5,475,000 to outsource adult male offenders.

Larned correctional mental health facility – facilities operations (408-00-1000-0303).....\$11,748,424

Provided, That any unencumbered balance in the Larned correctional mental health facility – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Larned correctional mental health facility – facilities operations account for official hospitality shall not exceed \$500.

Kansas juvenile correctional complex – facilities operations (352-00-1000-0303).....\$20,532,243

Provided, That any unencumbered balance in the Kansas juvenile correctional complex – facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however;* That expenditures from the Kansas juvenile correctional complex – facilities operations account for official hospitality shall not exceed \$500: *Provided further;* That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other accredited educational services providers.

Facilities operations (521-00-1000-0303).....\$15,866,555

Provided, That any unencumbered balance in the facilities operations account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Facilities shrinkage (521-00-1000).....\$3,000,000

Provided, That any unencumbered balance in the facilities shrinkage account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Supervision fees fund (521-00-2116-2100).....No limit

Justice reinvestment technical assistance for state governments project – federal fund (521-00-3758-3758).....No limit

Residential substance abuse treatment – federal fund (521-00-3006-3101).....No limit

Department of corrections forensic psychologist fund (521-00-2492-2492).....No limit

Provided, That expenditures may be made from the department of corrections forensic psychologist fund for general health care contract expenses.

Ed Byrne memorial justice assistance grants – federal fund (521-00-3057).....No limit

Violence against women – federal fund (521-00-3214).....No limit

Sex offender management grant – federal fund (521-00-3206-3206).....No limit

Department of corrections state asset forfeiture fund (521-00-2460-2400).....No limit

Prisoner reentry intv demo – federal fund (521-00-3063).....No limit

Victims of crime act – federal fund (521-00-3260).....No limit

Correctional industries fund (522-00-6126-7300).....No limit

Provided, That expenditures may be made from the correctional industries fund for official hospitality.

Ed Byrne state and local law assistance – federal fund (521-00-3213-3213).....No limit

Bulletproof vest partnership – federal fund (521-00-3216-3216).....No limit

Safeguard community grants – federal fund (521-00-3225).....No limit

Workforce investment act – federal fund (521-00-3237-3237).....No limit

Workplace and community transition training – federal fund (521-00-3281-3281).....No limit

USMS reimbursement – federal fund (521-00-3562-3562).....No limit

Community awareness project – federal fund (521-00-3250-3250).....No limit

Corrections training and staff development – federal fund (521-00-3413-3413).....No limit

Second chance act – federal fund (521-00-3895-3895).....No limit

Alcohol and drug abuse treatment fund (521-00-2339-2110).....No limit

Provided, That expenditures may be made from the alcohol and drug abuse treatment fund for payments associated with providing treatment services to offenders who were driving under the influence of alcohol or drugs regardless of when the services were rendered.

Juvenile delinquency prevention trust fund (521-00-7322-7000).....No limit

State of Kansas – department of corrections inmate benefit fund (521-00-7950-5350).....	No limit
Department of corrections – alien incarceration grant fund – federal (521-00-3943-3800).....	No limit
Department of corrections – general fees fund (521-00-2427-2450).....	No limit
<i>Provided</i> , That expenditures may be made from the department of corrections – general fees fund for operating expenditures for training programs for correctional personnel, including official hospitality: <i>Provided further</i> ; That the secretary of corrections is hereby authorized to fix, charge and collect fees for such programs: <i>And provided further</i> ; That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: <i>And provided further</i> ; That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the department of corrections – general fees fund.	
Topeka correctional facility – community development block grant – federal fund (660-00-3581-3100).....	No limit
Topeka correctional facility – bureau of prisons contract – federal fund (660-00-3582-3200).....	No limit
Topeka correctional facility – general fees fund (660-00-2090-2090).....	No limit
Hutchinson correctional facility – general fees fund (313-00-2051-2000).....	No limit
Lansing correctional facility – general fees fund (400-00-2040-2040).....	No limit
Ellsworth correctional facility – general fees fund (177-00-2227-2000).....	No limit
Winfield correctional facility – general fees fund (712-00-2237-2000).....	No limit
Norton correctional facility – general fees fund (581-00-2238-2000).....	No limit
El Dorado correctional facility – general fees fund (195-00-2252-2000).....	No limit
Larned correctional mental health facility – general fees fund (408-00-2145-2000).....	No limit
Community corrections supervision fund (521-00-2748-2748).....	No limit
Community corrections special revenue fund (521-00-2447-2447).....	No limit
Medical assistance program – federal fund (521-00-3414).....	No limit

Title IV-E fund (521-00-3337).....	No limit
Juvenile accountability incentive block grant – federal fund (521-00-3002).....	No limit
Juvenile justice delinquency prevention – federal fund (521-00-3351).....	No limit
Juvenile justice fee fund – central office (521-00-2257).....	No limit
Juvenile justice federal fund – Kansas juvenile correctional complex (352-00-3359-3100).....	No limit
Byrne grant – federal fund – Kansas juvenile correctional complex (352-00-3057-3057).....	No limit
Byrne grant – federal fund (521-00-3353-3200).....	No limit
Title V – delinquency prevention program – federal fund (521-00-3208).....	No limit
Title VI-B special education federal fund.....	No limit
Title I program for neglected and delinquent children – federal fund (521-00-3009).....	No limit
Improving teacher quality state grants – federal fund (521-00-3526-3526).....	No limit
Kansas juvenile correctional complex – juvenile accountability block grant – federal fund (352-00-3002-3540).....	No limit
National school lunch program – federal fund – Kansas juvenile correctional complex (352-00-3530-3530).....	No limit
Kansas juvenile correctional complex fee fund (352-00-2321-2300).....	No limit
Kansas juvenile correctional complex – Title I neglected and delinquent children – federal fund (352-00-3009-3009).....	No limit
National school breakfast program – federal fund – Kansas juvenile correctional complex (352-00-3529-3529).....	No limit
WIOA – adult activities – federal fund (352-00-3270-3270).....	No limit
WIOA youth activities – federal fund (352-00-3039-3039).....	No limit
WIOA – dislocated worker activities – federal fund (352-00-3428-3428).....	No limit
Kansas juvenile correctional complex – gifts, grants and donations fund (352-00-7016-7000).....	No limit
Dev/test/demo new prgs – Kansas juvenile correctional complex – federal fund (352-00-3207-3207).....	No limit

Kansas juvenile correctional complex –
improvement fund (352-00-2481-2400).....No limit
Comprehensive approach to sex offender
management discretionary grant –
Kansas juvenile correctional complex –
federal fund (352-00-3206-3206).....No limit
Kansas juvenile justice
improvement fund (521-00-2205-2205).....No limit
Juvenile alternatives to
detention fund (521-00-2250).....No limit

Provided, That notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, or any other statute, expenditures may be made by the above agency from the juvenile alternatives to detention fund for per diem payments to detention centers: *Provided, however*; That expenditures from the juvenile alternatives to detention fund for per diem payments to detention centers shall not exceed \$2,258,988.

Title VI-B special education fund.....No limit

(c) During the fiscal year ending June 30, 2020, the secretary of corrections, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2020, from the state general fund for the department of corrections or any correctional institution, correctional facility or juvenile facility under the general supervision and management of the secretary of corrections to another item of appropriation for fiscal year 2020 from the state general fund for the department of corrections or any correctional institution, correctional facility or juvenile facility under the general supervision and management of the secretary of corrections. The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the secretary of corrections any duly authorized claim to be paid from the local jail payments account (521-00-1000-0510) of the state general fund during fiscal year 2020 for costs pursuant to K.S.A. 19-1930(b), and amendments thereto, even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act.

(e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the director of Kansas correctional industries any duly authorized claim to be paid from the correctional industries fund (522-00-6126-7300) during fiscal year 2020 for operating or manufacturing costs even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act. The director of Kansas correctional industries shall provide to the director of the budget on or before September 15, 2019, a detailed accounting of all such payments made from the correctional industries fund during fiscal year 2019.

(f) During the fiscal year ending June 30, 2020, the secretary of corrections, with the approval of the director of the budget, may make transfers from the correctional

industries fund (522-00-6126-7300) to the department of corrections – general fees fund (521-00-2427-2450). The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) During the fiscal year ending June 30, 2020, all expenditures made by the department of corrections from the correctional industries fund (522-00-6126-7300) shall be made on budget for all purposes of state accounting and budgeting for the department of corrections.

(h) In addition to the other purposes for which expenditures may be made by the department of corrections from the juvenile alternatives to detention fund (521-00-2250) for fiscal year 2020, notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, the department of corrections is hereby authorized and directed to make expenditures from the juvenile alternatives to detention fund for fiscal year 2020 for purchase of services.

(i) Notwithstanding the provisions of K.S.A. 2018 Supp. 75-52,164, and amendments thereto, or any other statute, during fiscal year 2020, the director of accounts and reports shall transfer the amount certified pursuant to K.S.A. 2018 Supp. 75-52,164(b), and amendments thereto, from each account of the state general fund of a state agency that has been determined by the secretary of corrections to be actual or projected cost savings to the evidence-based juvenile program account of the state general fund of the department of corrections: *Provided*, That the secretary of corrections shall transmit a copy of each such certification to the director of legislative research.

Sec. 113.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (034-00-1000-0053).....	\$84,417
Rehabilitation and repair projects (034-00-1000-8000).....	\$1,698,118
Disaster relief (034-00-1000-0200).....	\$250,000

(b) On the effective date of this act, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 141(a) of chapter 104 of the 2017 Session Laws of Kansas on the operating expenditures account (034-00-1000-0053) of the state general fund of the adjutant general is hereby increased from \$1,250 to \$2,500.

(c) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$120,000 from the state highway fund of the department of transportation to the office of emergency communications fund (034-00-2496-2496) of the adjutant general.

Sec. 114.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (034-00-1000-0053).....	\$5,452,089
--	-------------

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020:

Provided, however; That expenditures from this account for official hospitality shall not exceed \$2,500.

Incident management team (034-00-1000-0105).....\$15,554

Provided, That any unencumbered balance in the incident management team account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Civil air patrol – operating expenditures (034-00-1000-0103).....\$41,431

Disaster relief (034-00-1000-0200).....\$6,027,787

Provided, That any unencumbered balance in the disaster relief account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Military activation payments (034-00-1000-0300).....\$6,000

Provided, That any unencumbered balance in the military activation payments account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further;* That all expenditures from the military activation payments account shall be for military activation payments authorized by and subject to the provisions of K.S.A. 2018 Supp. 75-3228, and amendments thereto.

Kansas military emergency relief (034-00-1000-0400).....\$9,881

Provided, That expenditures may be made from the Kansas military emergency relief account for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further;* That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further;* That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief account shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief account.

Kansas air national guard mission support personnel.....\$62,000

Provided, That expenditures shall be made from the Kansas air national guard mission support personnel account during fiscal year 2020 by the above agency to pay the state's match of the salaries and wages for four additional positions at McConnell air force base 184th intelligence wing: *Provided further;* That such positions shall perform such duties as the adjutant general shall assign, and serve in the unclassified service under the Kansas civil service act.

Any unencumbered balance in excess of \$100 as of June 30, 2019, in each of the following accounts is hereby reappropriated for fiscal year 2020: Force protection, calibrators decommission and replacement, environmental clean-up projects.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter

lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

- Kansas intelligence fusion center fund.....No limit
- General fees fund (034-00-2102)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees agreed upon in memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations:

Provided further, That such fees shall be fixed in order to recover all or part of the expenses incurred under the provisions of the memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received pursuant to such memorandums of understanding shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

- Office of emergency communications fund (034-00-2496-2496)No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the above agency's communication equipment by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the office of emergency communications fund.

- Conversion of materials and equipment fund – military division (034-00-2400-2030)No limit

Adjutant general expense fund (034-00-2357).....No limit

State asset forfeiture fund (034-00-2498-2498).....No limit

State emergency fund (034-00-2437).....No limit

State emergency fund weather disasters 5/4/2007 (034-00-2441).....No limit

State emergency fund weather disasters 12/06, 7/07 (034-00-2445).....No limit

Disaster grants – public assistance federal fund (034-00-3005).....No limit

National guard military operations/maintenance federal fund (034-00-3055-3300).....No limit

Econ adjustment/military installation federal fund (034-00-3196-3196).....No limit

Disaster assistance to individual/household federal fund (034-00-3405-3405).....No limit

Interoperability communication

- equipment fund (034-00-3449-3449).....No limit
- Pre-disaster mitigation –
- federal fund (034-00-3268-3269).....No limit
- Hazard material training and planning –
- federal fund (034-00-3121-3310).....No limit
- State homeland security program
- federal fund (034-00-3629-3629).....No limit
- Nuclear safety emergency management
- fee fund (034-00-2081-2200).....No limit
- Provided, That, notwithstanding the provisions of any other statute, the adjutant general may make transfers of moneys from the nuclear safety emergency management fee fund to other state agencies for fiscal year 2020 pursuant to agreements, which are hereby authorized to be entered into by the adjutant general with other state agencies to provide appropriate emergency management plans to administer the Kansas nuclear safety emergency management act, K.S.A. 48-940 et seq., and amendments thereto.*
- Military fees fund – federal (034-00-2152).....No limit
- Provided, That all moneys received by the adjutant general from the federal government for reimbursement for expenditures made under agreements with the federal government shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military fees fund – federal.*
- Armories and units general
- fees fund (034-00-2171-2010).....No limit
- Emergency systems for advanced registration
- for volunteer health professionals –
- federal fund (034-00-3748-3748).....No limit
- Civil air patrol – grants and contributions –
- federal fund (034-00-7315-7000).....No limit
- Emergency management performance grant –
- federal fund (034-00-3342-3342).....No limit
- NG – federal forfeiture fund (034-00-2184-2100).....No limit
- Inaugural expense fund (034-00-2003-2300).....No limit
- Kansas military emergency
- relief fund (034-00-2658-2650).....No limit

*Provided, That expenditures may be made from the Kansas military emergency relief fund for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further,* That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further,* That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief fund shall be*

deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief fund.

- Emergency management assistance compact
federal fund (034-00-3609-3605)No limit
- Public safety interoperable
communications grant program
federal fund (034-00-3340-3340).....No limit
- Military construction national guard
federal fund (034-00-3192-3192).....No limit
- National guard civilian youth opportunities
federal fund (034-00-3193-3193).....No limit
- Hazard mitigation grant
federal fund (034-00-3019).....No limit
- Citizen corps federal fund (034-00-3341-3341).....No limit
- Law enforcement terrorism prevention program
federal fund (034-00-3613-3600).....No limit
- Safe and drug-free schools and
communities national programs
federal fund (034-00-3569-3569).....No limit
- National guard museum
assistance fund (034-00-8306-8300).....No limit

Provided, That all expenditures from the national guard museum assistance fund shall be made for an expansion of the 35th infantry division museum and education center facility.

- Great plains joint regional training center
fee fund (034-00-2688-2688).....No limit

Provided, That expenditures may be made from the great plains joint regional training center fee fund for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the great plains joint regional training center fee fund.

- State and local implementation grant program –
federal fund (034-00-3576-3576).....No limit

- Military honors funeral fund (034-00-2789-2789).....No limit

Provided, That the adjutant general is hereby authorized to accept gifts and donations of money during fiscal year 2020 for military funeral honors or purposes related thereto:

Provided further, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military honors funeral fund.

Fire management assistance grant –
federal fund (034-00-3320-3320).....No limit
Kansas national guard counter drug state
forfeiture fund.....No limit

(c) In addition to the other purposes for which expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the adjutant general from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, notwithstanding the provisions of K.S.A. 48-205, and amendments thereto, or any other statute, in addition to other positions within the adjutant general's department in the unclassified service as prescribed by law for additional positions in the unclassified service under the Kansas civil service act: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the adjutant general may appoint a deputy adjutant general, who shall have no military command authority, and who may be a civilian and shall have served at least five years as a commissioned officer with the Kansas national guard, who will perform such duties as the adjutant general shall assign, and who will serve in the unclassified service under the Kansas civil service act: *Provided further*; That the position of such deputy adjutant general in the unclassified service under the Kansas civil service act shall be established by the adjutant general within the position limitation established for the adjutant general on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2020 made by this or other appropriation act of the 2019 regular session of the legislature.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$320,000 from the state highway fund of the department of transportation to the office of emergency communications fund (034-00-2496-2496) of the adjutant general.

(e) During the fiscal year ending June 30, 2020, the adjutant general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020, from the state general fund for the adjutant general to another item of appropriation for fiscal year 2020 from the state general fund for the adjutant general: *Provided*, That the adjutant general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 115.

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law, purchases of nationally recognized adopted codes for resale and federally reimbursed overtime, shall not exceed the following:

Fire marshal fee fund (234-00-2330-2000).....\$5,963,108
Provided, That expenditures from the fire marshal fee fund for official hospitality shall not exceed \$1,000.

Boiler inspection fee fund (234-00-2128-2128).....No limit

Gifts, grants and donations fund (234-00-7405-7400).....No limit

Intragovernmental service fund (234-00-6160-6000).....No limit

Explosives regulatory and training fund (234-00-2361-2361).....No limit

State fire marshal liquefied petroleum gas fee fund (234-00-2608-2600).....No limit

Emergency response fund (234-00-2589).....No limit
Provided, That expenditures may be made by the state fire marshal from the emergency response fund for fiscal year 2020 for the purposes of responding to specific incidences of emergencies related to hazardous materials or search and rescue incidents without prior approval of the state finance council: *Provided, however*, That expenditures from the emergency response fund during fiscal year 2020 for the purposes of responding to any specific incidence of an emergency related to hazardous materials or search and rescue incidents without prior approval by the state finance council shall not exceed \$25,000, except upon approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.

Fire safety standard and firefighter protection act enforcement fund (234-00-2694-2620).....No limit

Cigarette fire safety standard and firefighter protection act fund (234-00-2696-2630).....No limit

Non-fuel flammable or combustible liquid aboveground storage tank system fund (234-00-2626-2610).....No limit

Homeland security grant – federal fund (234-00-3199).....No limit

FFY12 HMEP grant – federal fund (234-00-3121-3121).....No limit

Contract inspections fund (234-00-6122-6122).....No limit

(b) During the fiscal year ending June 30, 2020, notwithstanding the provisions of any other statute, the state fire marshal, with the approval of the director of the budget, may transfer funds from the fire marshal fee fund (234-00-2330-2000) to the emergency response fund (234-00-2589) of the state fire marshal. The state fire marshal shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research and the director of the budget: *Provided*, That the aggregate amount of such transfers for the fiscal year ending June 30, 2020, shall not exceed \$500,000.

(c) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) during fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2020 are insufficient to fund the budgeted expenditures and transfers from the fire marshal fee fund for fiscal year 2020 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the emergency response fund (234-00-2589) to the fire marshal fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the fire marshal fee fund for the remainder of fiscal year 2020 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) and any other resources available to the fire marshal fee fund during the fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2020 are insufficient to meet in full the estimated expenditures for fiscal year 2020 as they become due to meet the financial obligations imposed by law on the fire marshal fee fund as a result of a cash flow shortfall, within the authorized budgeted expenditures in accordance with the provisions of appropriation acts, the director of the budget is authorized and directed to certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money specified in such certification from the state general fund to the fire marshal fee fund in order to maintain the cash flow of the fire marshal fee fund for such purposes for fiscal year 2020: *Provided*, That the aggregate amount of such transfers during fiscal year 2020 pursuant to this subsection shall not exceed \$500,000. Within one year from the date of each such transfer to the fire marshal fee fund pursuant to this subsection, the director of accounts and reports shall transfer the amount equal to the amount transferred from the state general fund to the fire marshal fee fund from the fire marshal fee fund to the state general fund in accordance with a certification for such purpose by the director of the budget. At the same time as the director of the budget transmits any certification under this subsection to the director of accounts and reports during fiscal year 2019, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 116.

KANSAS HIGHWAY PATROL

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$46,741 from the Kansas highway patrol operations fund (280-00-2034-1100) to the state highway fund of the department of transportation.

(b) During the fiscal year ending June 30, 2019 or June 30, 2020, in addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2019 or 2020 by the above agency by this or other appropriation act of the 2018 or 2019 regular session of the legislature, expenditures shall be made by the above agency from such fund to purchase three new statehouse x-ray machines for statehouse security in an amount not to exceed \$150,133.

Sec. 117.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (280-00-2179-2200).....No limit

Provided, That all moneys received from the sale of used equipment, recovery of and reimbursements for expenditures and any other source of revenue shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund, except as otherwise provided by law: *Provided further*, That notwithstanding the provisions of article 66 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, in addition to the other purposes for which expenditures may be made by the above agency from the general fees fund, expenditures shall be made by the above agency from such fund to sell the personal sidearm, with a trigger lock, of a part-time state law enforcement officer to such officer, subject to the following: (1) Such officer is resigning; (2) the sale of such personal sidearm shall be for the amount equal to the total of the fair market value of the sidearm, as fixed by the superintendent, plus the cost of the trigger lock; and (3) no sale of a personal sidearm shall be made to any resigning officer unless the superintendent determines that the employment record and performance evaluations of each such officer are satisfactory: *And provided further*, That all proceeds from the sale of personal sidearms and trigger locks shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

For patrol of Kansas

turnpike fund (280-00-2514-2500)No limit

Provided, That expenditures shall be made from the for patrol of Kansas turnpike fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol motor

vehicle fund (280-00-2317-2800).....No limit

State forfeiture

fund – pending (280-00-2264-2264).....No limit

Kansas highway patrol state

forfeiture fund (280-00-2413-2100).....No limit

Provided, That, notwithstanding the provisions of K.S.A. 60-4117, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2020, expenditures may be made from the Kansas highway patrol state forfeiture fund for salaries and wages, and associated fringe benefits of non-supervisory personnel.

Disaster grants – public assistance – federal fund (280-00-3005-3005).....	No limit
Edward Byrne memorial assistance grant – state and local law enforcement – federal fund (280-00-3213-3213).....	No limit
Bulletproof vest partner – federal fund (280-00-3216-3216).....	No limit
Performance registration information system management – federal fund (280-00-3239-3239).....	No limit
Commercial vehicle information system network – federal fund (280-00-3244-3244).....	No limit
Highway planning and construction – federal fund (280-00-3333-3333).....	No limit
KHP federal forfeiture – federal fund (280-00-3545).....	No limit
<i>Provided</i> , That expenditures may be made from the KHP federal forfeiture – federal fund by the above agency for the capital improvement project or projects for troop F headquarters.	
High intensity drug trafficking areas – federal fund (280-00-3615-3000).....	No limit
Homeland security program – federal fund (280-00-3629).....	No limit
Edward Byrne memorial justice assistance grant – federal fund (280-00-3057).....	No limit
Emergency ops cntr – federal fund (280-00-3808-3808).....	No limit
State and community highway safety – federal fund (280-00-3815-3815).....	No limit
Gifts and donations fund (280-00-7331).....	No limit
<i>Provided</i> , That expenditures from the gifts and donations fund for official hospitality shall not exceed \$1,000.	
Motor carrier safety assistance program state fund (280-00-2208).....	No limit
<i>Provided</i> , That expenditures shall be made from the motor carrier safety assistance program state fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.	
National motor carrier safety assistance program – federal fund (280-00-3073).....	No limit
<i>Provided</i> , That expenditures shall be made from the national motor carrier safety assistance program – federal fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.	
Aircraft fund – on budget (280-00-2368-2360).....	No limit
Highway safety fund (280-00-2217-2250).....	No limit

Capitol area security fund (280-00-6143-6100).....No limit
 Vehicle identification number
 fee fund (280-00-2213).....No limit
 Motor vehicle fuel and storeroom
 sales fund (280-00-6155-6200).....No limit

Provided, That expenditures may be made from the motor vehicle fuel and storeroom sales fund to acquire and sell commodities and to provide services to local governments and other state agencies: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for such commodities and services: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in acquiring or providing and selling such commodities and services: *And provided further*, That all fees received for such commodities and services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the motor vehicle fuel and storeroom sales fund.

Kansas highway patrol
 operations fund (280-00-2034-1100).....\$52,692,000

Provided, That expenditures from the Kansas highway patrol operations fund for official hospitality shall not exceed \$3,000: *Provided further*, That expenditures may be made from the Kansas highway patrol operations fund for the purchase of civilian clothing for members of the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105, and amendments thereto: *And provided further*, That the superintendent shall make expenditures from the Kansas highway patrol operations fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Highway patrol training
 center fund (280-00-2306).....No limit

Provided, That expenditures may be made from the highway patrol training center fund for use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for recovery of costs associated with use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the highway patrol training center by other state or local government agencies: *And provided further*, That all fees received for use of the highway patrol training center by other state agencies, local government agencies or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the highway patrol training center fund.

Executive aircraft fund (280-00-6144-6120).....No limit

Provided, That expenditures may be made from the executive aircraft fund to provide aircraft services to other state agencies and to purchase liability and property damage insurance for state aircraft: *Provided further*, That the superintendent of the highway patrol is hereby authorized to fix, charge and collect fees for such aircraft services to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: *And*

provided further, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the executive aircraft fund.

1122 program clearing fund (280-00-7280).....No limit
 Kansas highway patrol staffing and training fund (280-00-2211-2211).....No limit
 BAU fund.....No limit
 Homeland sec grant prog fund.....No limit

(b) On or before the 10th of each month during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the state general fund to the 1122 program clearing fund (280-00-7280-7280) interest earnings based on: (1) The average daily balance of moneys in the 1122 program clearing fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer an amount specified by the executive director of the state corporation commission, with the approval of the director of the budget, of not more than \$650,000 from the motor carrier license fees fund (143-00-2812-5500) of the state corporation commission to the motor carrier safety assistance program state fund (280-00-2208) of the Kansas highway patrol.

(d) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$13,173,000 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol for the purpose of financing the Kansas highway patrol operations. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2020 for support and maintenance of the Kansas highway patrol.

(e) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$295,000 from the state highway fund of the department of transportation to the highway safety fund (280-00-2217-2250) of the Kansas highway patrol for the purpose of financing the motorist assistance program of the Kansas highway patrol.

(f) On July 1, 2019, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$250,000 from the state highway fund of the department of transportation to the general fees fund (280-00-2179-2200) of the Kansas highway patrol for the purpose of financing operating expenditures of the Kansas highway patrol.

(g) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, notwithstanding the provisions of K.S.A. 74-2136, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$300,000 from the highway patrol motor vehicle fund (280-00-2317-2800) of

the Kansas highway patrol to the aircraft fund – on budget (280-00-2368-2360) of the Kansas highway patrol.

Sec. 118.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Opioid summit fund.....No limit

Sec. 119.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (083-00-1000).....\$23 ,147,971

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated to the operating expenditures account for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$750: *Provided further*; That, if 2019 Substitute for Senate Bill No. 219, or any other legislation that requires the Kansas bureau of investigation to establish and maintain a database which shall be a central repository for the information required to be provided under K.S.A. 2018 Supp. 50-6,110, and amendments thereto, is not passed by the legislature during the 2019 regular session and enacted into law, then on July 1, 2019, of the amount appropriated for the above agency for the fiscal year ending June 30, 2020, by this section from the state general fund in the operating expenditures account, the sum of \$180,000 is hereby lapsed.

Meth lab cleanup (083-00-1000-0200).....\$50,000

Provided, That any unencumbered balance in the meth lab cleanup account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That the above agency is hereby authorized to make expenditures from the meth lab cleanup account to contract for services for remediation of sites determined by law enforcement as hazardous resulting from the production of methamphetamine.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas bureau of investigation state forfeiture fund (083-00-2283).....No limit

Provided, That expenditures made from the Kansas bureau of investigation state forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

Federal forfeiture fund (083-00-3940).....No limit

Provided, That expenditures made from the federal forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

High intensity drug trafficking area – federal fund (083-00-3349-3100).....No limit

Federal grants – marijuana eradication – federal fund (083-00-3350).....No limit

eCitation national priority safety program – federal fund (083-00-3092).....No limit

Ncs-x grant – federal fund (083-00-3580-3580).....No limit

Criminal justice information system line fund (083-00-2457).....No limit

Provided, That in addition to the other purposes for which expenditures may be made from the criminal justice information system line fund pursuant to K.S.A. 74-5707, and amendments thereto, expenditures may be made from the criminal justice information system line fund for salaries and wages, contractual services, commodities and capital outlay for the maintenance and support of the Kansas criminal justice information system.

DNA database fund (083-00-2676-2700).....No limit

Kansas bureau of investigation motor vehicle fund (083-00-2344-2050).....No limit

Provided, That expenditures may be made from the Kansas bureau of investigation motor vehicle fund to acquire and sell motor vehicles for the Kansas bureau of investigation: *Provided further*; That all moneys received for sale of motor vehicles of the Kansas bureau of investigation shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas bureau of investigation motor vehicle fund.

Forensic laboratory and materials fee fund (083-00-2077).....No limit

Provided, That expenditures may be made from the forensic laboratory and materials fee fund for the acquisition of laboratory equipment and materials and for other direct or indirect operating expenditures for the forensic laboratory of the Kansas bureau of investigation: *Provided, however*; That all expenditures from this fund of moneys received as Kansas bureau of investigation laboratory analysis fees pursuant to K.S.A. 28-176, and amendments thereto, shall be for the purposes authorized by K.S.A. 28-176(e), and amendments thereto: *Provided further*; That all fees received for such laboratory tests, including all moneys received pursuant to K.S.A. 28-176(a), and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the forensic laboratory and materials fee fund.

General fees fund (083-00-2140).....No limit

Provided, That expenditures may be made from the general fees fund for direct or indirect operating expenditures incurred for the following activities: (1) Conducting education and training classes for special agents and other personnel, including official

hospitality; (2) purchasing illegal drugs, making contacts and acquiring information leading to illegal drug outlets, contraband and stolen property, and conducting other activities for similar investigatory purposes; (3) conducting investigations and related activities for the Kansas lottery or the Kansas racing and gaming commission; (4) conducting DNA forensic laboratory tests and related activities; (5) preparing, publishing and distributing crime prevention materials; and (6) conducting agency operations: *Provided, however*, That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses incurred, except as otherwise hereinafter provided, for the following: (1) Education and training services made available to local law enforcement personnel in classes conducted for special agents and other personnel of the Kansas bureau of investigation; (2) investigations and related activities conducted for the Kansas lottery or the Kansas racing and gaming commission, except that the fees fixed for these activities shall be fixed in order to recover all of the direct and indirect expenses incurred for such investigations and related activities; (3) DNA forensic laboratory tests and related activities; and (4) sale and distribution of crime prevention materials: *Provided further*, That all fees received for such activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That all moneys received as gifts, grants or donations for the preparation, publication or distribution of crime prevention materials shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That expenditures from any moneys received from the division of alcoholic beverage control and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for operating expenditures: *And provided further*, That expenditures from any moneys received from the Kansas criminal justice information system committee and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for training activities and official hospitality.

Record check fee fund (083-00-2044-2010).....No limit

Provided, That the director of the Kansas bureau of investigation is authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses for criminal history record checks conducted for noncriminal justice entities including government agencies and private organizations: *Provided, however*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the record check fee fund: *Provided further*, That expenditures may be made from the record check fee fund for operating expenditures of the Kansas bureau of investigation.

Intergovernmental
service fund (083-00-6119-6100).....No limit

Agency motor pool fund (083-00-6117).....No limit

National criminal history improvement program	
federal fund (083-00-3189-3189).....	No limit
Public safety partnership	
and community policing	
federal fund (083-00-3218-3218).....	No limit
Forensic DNA backlog reduction	
federal fund (083-00-3226-3226).....	No limit
Coverdell forensic sciences improvement	
federal fund (083-00-3227-3227).....	No limit
Anti-gang initiative	
federal fund (083-00-3229-3229).....	No limit
Homeland security federal fund (083-00-3199).....	No limit
State homeland security program	
federal fund (083-00-3629-3629).....	No limit
Convicted/arrestee DNA backlog reduction	
federal fund (083-00-3489-3489).....	No limit
Disaster grants – public assistance	
federal fund (083-00-3005-3005).....	No limit
Ed Byrne memorial justice assistance	
federal fund (083-00-3057).....	No limit
Ed Byrne state/local law enforcement	
federal fund (083-00-3213-3213).....	No limit
Violence against women – ARRA	
federal fund (083-00-3214).....	No limit
AWA implementation grant program	
federal fund (083-00-3228-3228).....	No limit
Ed Byrne memorial JAG – ARRA	
federal fund (083-00-3455-3455).....	No limit
Convicted offender/arrestee	
DNA backlog reduction	
federal fund (083-00-3489-3489).....	No limit
KBI-FBI reimbursement	
federal fund (083-00-3506-3506).....	No limit
Project safe	
neighborhoods fund (083-00-3217-3217).....	No limit
Social security administration reimbursement –	
federal fund (083-00-3560-3560).....	No limit
Bulletproof vest partnership –	
federal fund (083-00-3216-3216).....	No limit
Sexual assault kit grant –	
federal fund (083-00-3146-3146).....	No limit
Opioid summit fund.....	No limit

(c) During the fiscal year ending June 30, 2020, the attorney general may authorize full-time non-FTE unclassified permanent positions and regular part-time non-FTE unclassified permanent positions for the Kansas bureau of investigation that are paid from appropriations for the attorney general – Kansas bureau of investigation for fiscal

year 2020 made by this act or other appropriation act of the 2019 regular session of the legislature, which shall be in addition to the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, authorized for fiscal year 2020 for the attorney general – Kansas bureau of investigation. The attorney general shall certify each such authorization for non-FTE unclassified permanent positions for the Kansas bureau of investigation to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

Sec. 120.

EMERGENCY MEDICAL SERVICES BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Rural health options grant fund (206-00-2329-2500).....	No limit
Emergency medical services operating fund (206-00-2326-4000).....	\$1,627,198

Provided, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for distributing educational videos, replacing lost educational materials and mailing labels of those licensed by the board: *Provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the emergency medical services operating fund: *And provided further*, That, notwithstanding the provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or of any other statute, all moneys received by the emergency medical services board for fees authorized by law for licensure or the issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board: *And provided further*, That expenditures from the emergency medical services operating fund for official hospitality shall not exceed \$2,000.

Education incentive grant payment fund (206-00-2396-2510).....	No limit
---	----------

Provided, That the priority for award of education incentive grants shall be to award such grants to rural areas.

EMS revolving fund (206-00-2449-2400).....	No limit
--	----------

Provided, That, if an organization agrees to receive money from the EMS revolving fund, the organization shall enter into a grant agreement requiring such organization to submit a written report to the emergency medical services board detailing and accounting for all expenditures and receipts related to the use of the moneys received from the EMS revolving fund: *Provided further*, That the emergency medical services board shall prepare a written report specifying and accounting for all moneys allocated to and expended from the EMS revolving fund: *And provided further*, That such report shall be submitted to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2020.

National bioterrorism hospital preparedness –
 federal fund (206-00-3398-3398).....No limit
 Highway safety – federal fund (206-00-3815).....No limit
 DHH-medicare rural hospital FLEX project –
 federal fund (206-00-3293).....No limit

(b) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the emergency medical services operating fund (206-00-2326-4000) for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the emergency medical services board from the emergency medical services operating fund for fiscal year 2020 for the purpose of implementing a grant program for emergency medical services training and educational assistance for persons in underserved areas: *Provided*, That when issuing such grants, first priority shall be given to ambulance services submitting applications seeking grants to pay the cost of recruiting volunteers and cost of the initial courses of training for attendants and instructor-coordinators: *Provided further*, That the second priority shall be given to ambulance services submitting applications seeking grants to pay the cost of continuing education for attendants and instructor-coordinators: *And provided further*, That the third priority shall be given to ambulance services submitting applications seeking grants to pay the cost of education for attendants and instructor-coordinators who are obtaining a postsecondary education degree.

(c) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2020, as authorized by this or any other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the emergency medical services board from moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2020 to require emergency medical services agencies in each of the six EMS regions of the state to prepare and submit a report of the expenditures made and moneys received in each of the EMS regions that are related to the operation and administration of the Kansas emergency medical services regional operations to the emergency medical services board: *Provided*, That the report for each EMS region shall specify and account for all moneys appropriated from the state treasury for the emergency medical services board and disbursed to each such EMS region for the operation of the education and training of emergency medical attendants in each such EMS region.

(d) On July 1, 2019, and January 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$150,000 from the emergency medical services operating fund (206-00-2326-4000) to the educational incentive grant payment fund (206-00-2396-2510) of the emergency medical services board.

(e) During the fiscal year ending June 30, 2020, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the emergency medical services operating fund (206-00-2326-4000) during fiscal year 2020, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the emergency medical services operating fund during fiscal year 2020 are insufficient to fund the budgeted

expenditures and transfers from the emergency medical services operating fund for fiscal year 2020 in accordance with the provisions of appropriation acts, the director of the budget shall certify such funding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the education incentive grant payment fund (206-00-2396-2510) to the emergency medical services operating fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the emergency medical services operating fund for the remainder of fiscal year 2020 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(f) During the fiscal year ending June 30, 2020, if any EMS regional council enters into a grant agreement with the emergency medical services board, such council shall be required to submit pursuant to such grant agreement a written report detailing and accounting for all expenditures and receipts of such council during such fiscal year. The emergency medical services board shall prepare a written report specifying and accounting for all moneys received by and expended by each individual council that has reported to the emergency medical services board pursuant to such grant agreement and submit such report to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2020.

Sec. 121.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (626-00-1000-0303).....\$910,818

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from the operating expenditures account for official hospitality shall not exceed \$900.

Substance abuse treatment programs (626-00-1000-0600).....\$8,878,088

Provided, That any unencumbered balance in the substance abuse treatment programs account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That, notwithstanding the provisions of K.S.A. 2018 Supp. 21-6824, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the above agency from the substance abuse treatment program account of the state general fund during fiscal year 2020, expenditures may be made from such account for operating costs.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund (626-00-2201-2000).....No limit
Statistical analysis – federal fund (626-00-3600).....No limit

Sec. 122.

KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Kansas commission on peace officers' standards and training fund (529-00-2583-2580).....\$673,848

Provided, That expenditures from the Kansas commission on peace officers' standards and training fund for official hospitality shall not exceed \$1,000.

Local law enforcement training reimbursement fund (529-00-2746-2700).....No limit
Sec. 123.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2019, for the state water plan project or projects specified, the following:

Kansas conservation reserve enhancement program fund (046-00-1800-1225).....\$162,972

(b) On the effective date of this act, of the \$1,948,289 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 155(c) of chapter 104 of the 2017 Session Laws of Kansas from the state water plan fund in the water resources cost share account (046-00-1800-1205), the sum of \$162,972 is hereby lapsed.

Sec. 124.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (046-00-1000-0053).....\$9,672,755

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated to the operating expenditures account for fiscal year 2020: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$10,000.

Cattle trace (046-00-1000-0055).....\$250,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Dairy fee fund (046-00-2105-1015).....No limit

Meat and poultry inspection fee fund (046-00-2004-0700).....No limit

Plant protection fee fund (046-00-2006-0900).....No limit

Laboratory equipment fund (046-00-2710-2700).....No limit

Water structures – state highway fund (046-00-2043-1080).....No limit

Soil amendment fee fund (046-00-2117-1100).....No limit

- Agricultural liming materials
- fee fund (046-00-2118-1200).....No limit
- Weights and measures
- fee fund (046-00-2165-1500).....No limit
- Water appropriation
- certification fund (046-00-2168-1600).....No limit
- Water resources
- cost fund (046-00-2110-1020).....No limit
- Provided*, That all moneys received by the secretary of agriculture from any governmental or nongovernmental source to implement the provisions of the Kansas water banking act, K.S.A. 2018 Supp. 82a-761 through 82a-773, and amendments thereto, which are hereby authorized to be applied for and received, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the water resources cost fund.
- Agriculture seed
- fee fund (046-00-2187-2720).....No limit
- Chemigation fee fund (046-00-2194-1800).....No limit
- Petroleum inspection
- fee fund (046-00-2550-2550).....No limit
- Kansas agricultural
- remediation fund (046-00-2095-1090).....No limit
- Warehouse fee fund (046-00-2809-4700).....No limit
- U.S. geological survey
- cooperative gauge agreement
- grants fund (046-00-2629-2800).....No limit
- Provided*, That the secretary of agriculture is hereby authorized to enter into a cooperative gauge agreement with the United States geological survey: *Provided further*; That all moneys collected for the construction or operation of river water intake gauges shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the U.S. geological survey cooperative gauge agreement grants fund: *And provided further*; That expenditures may be made from this fund to pay the costs incurred in the construction or operation of river water intake gauges.
- Agricultural chemical
- fee fund (046-00-2800-2900).....No limit
- Feeding stuffs
- fee fund (046-00-2801-4000).....No limit
- Fertilizer fee fund (046-00-2802-4100).....No limit
- Plant pest emergency
- response fund (046-00-2210-1805).....No limit
- Pesticide use fee fund (046-00-2804-4300).....No limit
- Egg fee fund (046-00-2808-4600).....No limit
- Water structures fund (046-00-2037-1075).....No limit
- Meat and poultry inspection
- fund – federal (046-00-3013).....No limit
- EPA pesticide performance partnership grant –

federal fund (046-00-3295-3290).....	No limit
FEMA dam safety –	
federal fund (046-00-3362-3353).....	No limit
State trade and export promotion –	
federal fund (046-00-3573-3576).....	No limit
Conversion of materials and	
equipment fund (046-00-2402-2200).....	No limit
Trademark fund (046-00-2333-2360).....	No limit
Water structures USGS	
LIDAR grant (046-00-3080-3080).....	No limit
Water structures NRCS	
LIDAR grant (046-00-3081-3081).....	No limit
Specialty crop block	
grant fund (046-00-3463-3300).....	No limit
Market development	
fund (046-00-2331-2351).....	No limit
<i>Provided</i> , That expenditures may be made from the market development fund for official hospitality: <i>Provided further</i> , That expenditures may be made from the market development fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture: <i>And provided further</i> , That all moneys received by the department of agriculture for repayment of loans made under the agricultural value added center program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the market development fund.	
Reimbursement and	
recovery fund (046-00-2773-2294).....	No limit
<i>Provided</i> , That expenditures may be made from the reimbursement and recovery fund for official hospitality.	
Conference registration and	
disbursement fund (046-00-2772-2101).....	No limit
<i>Provided</i> , That expenditures may be made from the conference registration and disbursement fund for official hospitality.	
Buffer participation	
incentive fund (046-00-2517-2510).....	No limit
Land reclamation	
fee fund (046-00-2542-2090).....	No limit
Livestock brand	
fee fund (046-00-2011-2030).....	No limit
Livestock market brand inspection	
fee fund (046-00-2007-2010).....	No limit
Veterinary inspection	
fee fund (046-00-2009-2020).....	No limit
Animal dealers	
fee fund (046-00-2207-2050).....	No limit
<i>Provided</i> , That expenditures from the animal dealers fee fund for official hospitality shall not exceed \$300: <i>Provided further</i> , That expenditures shall be made from the	

animal dealers fee fund by the livestock commissioner for operating expenditures for an educational course regarding animals and their care and treatment as authorized by K.S.A. 47-1707, and amendments thereto, to be provided through the internet or printed booklets: *And provided further*, That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2020 the Kansas department of agriculture may prorate license fees and alter license due dates as needed in order to transition to online license applications and renewals for the fiscal year ending June 30, 2020.

Animal disease control fund (046-00-2202-2500).....No limit

Provided, That expenditures from the animal disease control fund for official hospitality shall not exceed \$450.

Health and human services retail food audit – federal fund (046-00-3429-3410).....No limit

Publications fee fund (046-00-2322-2000).....No limit

Provided, That expenditures may be made from the publications fee fund for operating expenditures related to preparation and publication of informational or educational materials related to the programs or functions of the Kansas department of agriculture: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, to the contrary, the secretary of agriculture is hereby authorized to enter into a contract with a commercial publisher for the printing, distribution and sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to collect fees from such commercial publisher pursuant to contract with the publisher for the sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to receive and accept grants, gifts, donations or funds from any non-federal source for the printing, publication and distribution of such materials: *And provided further*, That all moneys received from such fees or for such grants, gifts, donations or other funds received for such purpose shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the publications fee fund.

Homeland security grant – federal fund (046-00-3199-3436).....No limit

National floodplain insurance assistance (CAP) – federal fund (046-00-3445-3330).....No limit

Cooperating technical partners – federal fund (046-00-3203-3210).....No limit

Plant and animal disease & pest control – federal fund (046-00-3360).....No limit

Market protection/ promotion fund (046-00-3104-3315).....No limit

USDA Kansas forestry service – federal fund (046-00-3426-3380).....No limit

Food safety fee fund (046-00-2813-4805).....No limit

Gifts and donations fund (046-00-7305-7000).....No limit

Provided, That the secretary of agriculture is hereby authorized to receive gifts and donations of resources and money for services for the benefit and support of agriculture

and purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.

General fees fund (046-00-2346-2100).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the regulatory programs of the Kansas department of agriculture and for official hospitality: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the general fees fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Lodging fee fund (046-00-2456-2400).....No limit

Watershed protect approach/WTR RSRCE

MGT fund (046-00-3889).....No limit

NRCS contribution agreement farm bill – federal fund (046-00-3917-3800).....No limit

Compliance education fee fund (046-00-2757-2757).....No limit

Provided, That all expenditures from the compliance education fee fund shall be for the purposes of compliance education: *Provided further*, That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2020, the secretary of agriculture is hereby authorized to remit and designate amounts of moneys collected for civil fines and penalties by the department of agriculture to the state treasurer for deposit in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the compliance education fee fund: *And provided further*, That, upon receipt of each such remittance and designation, the state treasurer shall credit the entire amount of such remittance to the compliance education fee fund.

Laboratory testing services fee fund (046-00-2752-2752).....No limit

Provided, That expenditures may be made from the laboratory testing services fee fund for administrative operating expenditures of the agriculture laboratory of the Kansas department of agriculture: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the laboratory testing services fee fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Arkansas river gaging fund (046-00-2751-2751).....No limit

Food/drug administration/research (046-00-3462).....No limit

Biofuel infrastructure program (046-00-3579-3579).....No limit

AMS farmers market promotion program (046-00-3588-3588).....No limit

Grain commodity commission services fund (046-00-2018-1070).....No limit

Commercial industrial hemp act licensing

fee fund (046-00-2343-2343).....No limit
 Plant/animal disease and pest control (046-00-3360).....No limit
 Service member ag grant (046-00-3185-3185).....No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the water plan project or projects specified, the following:

Water resources
 cost share (046-00-1800-1205).....\$2,448,289

Provided, That any unencumbered balance in the water resources cost share account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That the initial allocation for grants to conservation districts for fiscal year 2020 shall be made on a priority basis, as determined by the secretary of agriculture and the provisions of the state water plan: *And provided further*, That expenditures from this account for contractual technical expertise and/or non-salary administration expenditures for the division of conservation of the Kansas department of agriculture shall not exceed the amount equal to 6.0% of the budget amount for fiscal year 2020 for the water resources cost share account.

Nonpoint source
 pollution assistance (046-00-1800-1210).....\$1,857,836

Provided, That any unencumbered balance in the nonpoint source pollution assistance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Conservation district aid (046-00-1800-1220).....\$2,192,637

Provided, That any unencumbered balance in the conservation district aid account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Watershed dam
 construction (046-00-1800-1240).....\$550,000

Provided, That any unencumbered balance in the watershed dam construction account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That expenditures from the watershed dam construction account are hereby authorized for engineering contracts for watershed planning as determined by the secretary of agriculture.

Kansas water quality
 buffer initiatives (046-00-1800-1250).....\$200,000

Provided, That any unencumbered balance in the Kansas water quality buffer initiatives account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*, That all expenditures from the Kansas water quality buffer initiatives account shall be for grants or incentives to install water quality best management practices: *And provided further*, That such expenditures may be made from this account from the approved budget amount for fiscal year 2020 in accordance with contracts, which are hereby authorized to be entered into by the secretary of agriculture, for such grants or incentives.

Riparian and
 wetland program (046-00-1800-1260).....\$154,024

Provided, That any unencumbered balance in the riparian and wetland program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year

2020.

Basin management (046-00-1800-0080).....\$608,949

Provided, That any unencumbered balance in the basin management account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Water use (046-00-1800-0075).....\$72,600

Provided, That any unencumbered balance in the water use account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Interstate water issues (046-00-1800-0070).....\$490,007

Provided, That any unencumbered balance in the interstate water issues account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Kansas conservation reserve enhancement program fund (046-00-1800-1225).....\$299,745

Provided, That any unencumbered balance in the Kansas conservation reserve enhancement program fund account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Streambank stabilization projects (046-00-1800-1290).....\$500,000

Provided, That any unencumbered balance in the streambank stabilization projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Irrigation technology (046-00-1800-0088).....\$100,000

Provided, That any unencumbered balance in the irrigation technology account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Crop and livestock research (046-00-1800).....\$350,000

Provided, That any unencumbered balance in the crop and livestock research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(d) During the fiscal year ending June 30, 2020, the secretary of agriculture, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, or upon specific authorization in an appropriation act of the legislature, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas department of agriculture to another item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas department of agriculture: *Provided*, That the secretary of agriculture shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means.

(e) On July 1, 2019, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$128,379 from the state highway fund of the department of transportation to the water structures – state highway fund (046-00-2043-1080) of the Kansas department of agriculture.

(f) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Agriculture marketing
program (046-00-1900-1110).....\$1,020,407

Provided, That expenditures may be made from the agriculture marketing program account for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary of agriculture therefor under the agricultural value added center program.

Sec. 125.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (373-00-1000-0103).....\$150,000

Provided, That the above agency shall make expenditures from the operating expenditures account during the fiscal year 2020 to request assistance from other state agencies to negotiate with the city of Hutchinson on the increase of storm water charges and the electric company on how electricity is calculated.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures, other than refunds authorized by law and remittances of sales tax to the department of revenue, shall not exceed the following:

State fair fee fund (373-00-5182-5100).....No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$10,000.

State fair special cash fund (373-00-9088-9000).....No limit

State fair debt service special

revenue fund (373-00-2267-2200).....No limit

Sec. 126.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Water resources operating
expenditures (709-00-1000-0303).....\$996,532

Provided, That any unencumbered balance in the water resources operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Local water project

match fund (709-00-2620-3200).....No limit

Provided, That all moneys received from local government entities and instrumentalities to be used to match funds for water projects shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments

thereto, and shall be credited to the local water project match fund: *Provided further*, That all moneys credited to this fund shall be used to match state funds or federal funds, or both, for water projects.

Water supply storage assurance fund (709-00-2631).....No limit

Provided, That no additional water supply storage space shall be purchased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year 2020, unless a contract is entered into under the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water to users that is not held under contract in such reservoirs.

State conservation storage water supply fund (709-00-2502-2600).....No limit

Water marketing fund (709-00-2255-2100).....No limit

Provided, That expenditures may be made from the water marketing fund for the purchase of vessel liability insurance.

General fees fund (709-00-2022-2000).....No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the Kansas water office, including training and informational programs and official hospitality: *Provided further*, That the director of the Kansas water office is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That fees for such programs shall be fixed in order to recover all or part of the operating expenses incurred for such programs, including official hospitality: *And provided further*, That all fees received for such programs and all fees received for providing access to or for furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Indirect cost fund (709-00-2419-2419).....No limit

Motor pool vehicle replacement fund (709-00-6120-6100).....No limit

Reservoir storage beneficial use fund (709-00-2673-2630).....No limit

Provided, That expenditures may be made by the above agency from the reservoir storage beneficial use fund to call water into service for beneficial uses or to complete studies or take actions necessary to ensure reservoir storage sustainability, subject to the availability of moneys credited to the reservoir storage beneficial use fund.

Republican river water conservation projects – Nebraska moneys fund (709-00-2690-2640).....No limit

Republican river water conservation projects – Colorado moneys fund (709-00-2691-2680).....No limit

Lower Smoky Hill water supply access fund (709-00-2772-2700).....No limit

Milford RCPP federal fund (709-00-3022-3022).....No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2020, for the state water plan project or projects

specified, the following:

Assessment and evaluation (709-00-1800-1110).....\$700,000
Provided, That any unencumbered balance in the assessment and evaluation account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

MOU – storage operations and maintenance (709-00-1800-1150).....\$410,000
Provided, That any unencumbered balance in the MOU – storage operations and maintenance account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Stream gaging (709-00-1800-1190).....\$423,130
Provided, That any unencumbered balance in the stream gaging account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Technical assistance to water users (709-00-1800-1200).....\$325,000
Provided, That any unencumbered balance in the technical assistance to water users account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Milford lake watershed regional conservation partnership program (709-00-1800-1280).....\$200,000
Provided, That any unencumbered balance in the Milford lake watershed regional conservation partnership program account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Best management practices implementation (709-00-1800-1286).....\$700,000
Water vision education (709-00-1800-1281).....\$100,000

Reservoir bathymetric surveys and biological research (709-00-1800-1275).....\$350,000
Provided, That any unencumbered balance in the reservoir bathymetric surveys and biological research account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Water technology farms (709-00-1800-1282).....\$75,000
Equus Beds aquifer chloride plume pilot (709-00-1800-1287).....\$50,000

(d) During the fiscal year ending June 30, 2020, the director of the Kansas water office, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas water office to another item of appropriation for fiscal year 2020 from the state water plan fund for the Kansas water office: *Provided*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2020, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100)

of the Kansas water office as a result of a cash flow shortfall, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to maintain the cash flow of the water marketing fund upon approval of each such loan by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. No such loan shall be made unless the terms have been approved by the director of the budget. A copy of the terms of each such loan shall be submitted to the director of legislative research. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall be repaid without interest within one year from the date of the loan.

(f) During the fiscal year ending June 30, 2020, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of increases in water rates, fees or charges imposed by the federal government, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to reimburse the water marketing fund for increases in water rates, fees or charges imposed by the federal government and to allow the Kansas water office to spread such increases to consumers over a longer period, except that no such loan shall be made unless the terms thereof have been approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall bear interest at a rate equal to the net earnings rate for the pooled money investment portfolio at the time of the making of such loan. Such loan shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification to the pooled money investment board by the director of the Kansas water office of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the director of the Kansas water office from the state bank account or accounts to the water marketing fund of the Kansas water office. The principal and interest of each loan authorized pursuant to this subsection shall be repaid in payments payable at least annually for a period of not more than five years.

(g) During the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office prior to April 1, 2020, from the water marketing fund (709-00-2255-2100) to the state general fund, in accordance with the provisions of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, and rules and regulations adopted thereunder, for the purposes of making repayments to the state general fund for moneys advanced for annual capital cost payments for water supply storage space in reservoirs.

(h) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the Kansas water office from moneys appropriated from the state general fund or any special revenue fund or funds for the

above agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the Kansas water office from the state general fund or from any special revenue fund or funds for fiscal year 2020 to provide for the Kansas water office to lead database coordination of water quality and quantity data for all state water agencies and cooperating federal agencies to facilitate policy-making and such other matters relating thereto.

(i) Notwithstanding the provisions of K.S.A. 82a-1315c, and amendments thereto, or any other statute, on July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$414,574 from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund.

(j) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,260,426 from the state water plan fund to the state general fund: *Provided*, That the amount transferred from the state water plan fund to the state general fund pursuant to this subsection is to reimburse the state general fund for bond payments for the John Redmond reservoir dredging project.

(k) During the fiscal year ending June 30, 2020, the director of the Kansas water office shall certify to the director of accounts and reports the amount of moneys expended by the Kansas department of agriculture from the state general fund that is attributable to the administration of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, or the water assurance program act, K.S.A. 82a-1330 et seq., and amendments thereto: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund: *Provided further*, That the director of the Kansas water office shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 127.

KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the wildlife fee fund (710-00-2300-2890) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$34,181,260 to \$33,237,046.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the parks fee fund (710-00-2122-2053) of the Kansas department of wildlife, parks and tourism is hereby increased from \$10,036,957 to \$10,575,999.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the boating fee fund (710-00-2245-2813) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$1,180,077 to \$1,179,289.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 114(f) of chapter 109 of the 2018 Session Laws of Kansas on the department access roads fund

(710-00-2178-2761) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$1,681,693 to \$1,675,917.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (710-00-1900-1910).....	\$7,922
State parks operating expenditures (710-00-1900-1920).....	\$17,903
Travel and tourism operating expenditures (710-00-1900-1901).....	\$576

(f) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$59,630 from the state highway fund of the department of transportation to the department access roads fund (710-00-2178-2760) of the Kansas department of wildlife, parks and tourism.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2019 as authorized by section 226(e) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and repair projects (710-00-2122-2066).....	\$180,500
Debt service – Kansas City district office (710-00-2122-2058).....	\$20,594

Provided, That all expenditures from such capital improvement accounts shall be in addition to any expenditure limitation imposed on the parks fee fund for fiscal year 2019.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2019 as authorized by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-2300-3262).....	\$2,447,000
---	-------------

Provided, That all expenditures from such capital improvement account shall be in addition to any expenditure limitation imposed on the wildlife fee fund for fiscal year 2019.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2019 as authorized by section 226(f) of chapter 104 of the 2017 Session Laws of Kansas, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-2245-2840).....	\$12,500
--	----------

Provided, That all expenditures from such capital improvement account shall be in addition to any expenditure limitation imposed on the boating fee fund for fiscal year 2019.

(j) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas on the land acquisition account of the wildlife fee fund (710-00-2300-3040) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$400,000 to \$300,000.

(k) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(g) of chapter 104 of the 2017 Session Laws of Kansas on the state fishing lake projects account of the wildlife fee fund (710-00-2300-4320) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$125,000 to \$87,500.

(l) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(i) of chapter 104 of the 2017 Session Laws of Kansas on the wetlands acquisition and development account of the wildlife restoration fund (710-00-3418-3420) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$450,000 to \$225,000.

(m) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(k) of chapter 104 of the 2017 Session Laws of Kansas on the wetlands acquisition account of the migratory waterfowl propagation and protection fund (710-00-2600-3330) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$200,000 to \$100,000.

(n) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 226(m) of chapter 104 of the 2017 Session Laws of Kansas on the recreational trails program account of the recreational trails program fund (710-00-3238-3238) of the Kansas department of wildlife, parks and tourism is hereby increased from \$400,000 to \$2,174,000.

Sec. 128.

KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Operating expenditures (710-00-1900-1910).....\$1,733,664

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided, however*; That expenditures from this account for official hospitality shall not exceed \$1,000: *Provided further*; That, in addition to the other purposes for which expenditures may be made by the above agency from the operating expenditures account for fiscal year 2020, expenditures shall be made by the above agency from the operating expenditures account for fiscal year 2020 to include a provision on the calendar year 2020 applications for hunting licenses, fishing licenses and annual park permits for the applicant to make a voluntary contribution of \$2 or more to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members, and annual park permits issued to Kansas national guard members: *And provided further*; That all moneys received as voluntary contributions to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members, and annual park permits issued to Kansas national guard members shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the free licenses and

permits fund.

State parks operating expenditures (710-00-1900-1920).....\$1,556,761

Provided, That any unencumbered balance in the state parks operating expenditures account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Travel and tourism operating expenditures (710-00-1900-1901).....\$1,691,279

Provided, That expenditures from the travel and tourism operating expenditures fund for official hospitality shall not exceed \$4,000.

Reimbursement for annual licenses issued to national guard members (710-00-1900-1930).....\$36,342

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to national guard members account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the reimbursement for annual licenses issued to national guard members account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2020 to Kansas army or air national guard members, which licenses are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to national guard members account to pay the wildlife fee fund for such licenses.

Reimbursement for annual park permits issued to national guard members (710-00-1900-1940).....\$17,922

Provided, That any unencumbered balance in the reimbursement for annual park permits issued to national guard members account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the reimbursement for annual park permits issued to national guard members account shall be expended to pay the parks fee fund for the cost of fees for annual park vehicle permits issued for the calendar year 2020 to Kansas army or air national guard members, which annual park vehicle permits are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual park permits issued to national guard members account to pay the parks fee fund for such permits: *Provided further*; That not more than one annual park vehicle permit per family shall be eligible to be paid from this account.

Reimbursement for annual licenses issued to Kansas disabled veterans (710-00-1900-1950).....\$69,827

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to Kansas disabled veterans account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020: *Provided further*; That all moneys in the

reimbursement for annual licenses issued to Kansas disabled veterans account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2020 to Kansas disabled veterans, which licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to Kansas disabled veterans account to pay the wildlife fee fund for such licenses: *Provided, however;* That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions, have a disability certified by the Kansas commission on veterans affairs as being service connected and such service-connected disability is equal to or greater than 30%: *And provided further;* That no other hunting or fishing licenses or permits shall be eligible to be paid from this account.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Wildlife fee fund (710-00-2300-2890).....\$33,706,257

Provided, That additional expenditures may be made from the wildlife fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further;* That all such expenditures shall be in addition to any expenditure limitation imposed upon the wildlife fee fund for fiscal year 2020: *And provided further;* That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate: *And provided further;* That expenditures from the wildlife fee fund for official hospitality shall not exceed \$2,000.

Parks fee fund (710-00-2122-2053).....\$10,427,406

Provided, That additional expenditures may be made from the parks fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further;* That all such expenditures shall be in addition to any expenditure limitation imposed upon the parks fee fund for fiscal year 2020: *And provided further;* That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate.

Boating fee fund (710-00-2245-2813).....\$1,179,765

Provided, That additional expenditures may be made from the boating fee fund for fiscal year 2020 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further;* That all such expenditures shall be in addition to any expenditure limitation imposed upon the boating fee fund for fiscal year 2020: *And provided further;* That the secretary of wildlife, parks and tourism shall report all such expenditures to the governor and the legislature as appropriate: *And provided further;* That expenditures from this fund for official hospitality shall not exceed \$2,000.

Central aircraft fund (710-00-6145-6100).....	No limit
<i>Provided</i> , That expenditures may be made by the above agency from the central aircraft fund for aircraft operating expenditures, for aircraft maintenance and repair, to provide aircraft services to other state agencies and for the purchase of state aircraft insurance: <i>Provided further</i> , That the secretary of wildlife, parks and tourism is hereby authorized to fix, charge and collect fees for the provision of aircraft services to other state agencies: <i>And provided further</i> , That such fees shall be fixed to recover all or part of the operating expenditures incurred in providing such services: <i>And provided further</i> , That all fees received for such services shall be credited to the central aircraft fund.	
Department access	
roads fund (710-00-2178-2761).....	\$1,675,915
Wildlife, parks and tourism	
nonrestricted fund (710-00-2065-2120).....	No limit
Prairie spirit rails-to-trails	
fee fund (710-00-2025-2030).....	No limit
Plant and animal disease and pest	
control fund (710-00-3360-3361).....	No limit
Nongame wildlife	
improvement fund (710-00-2593-3300).....	No limit
Wildlife conservation	
fund (710-00-2100-2020).....	No limit
Federally licensed wildlife	
areas fund (710-00-2670-3400).....	No limit
State agricultural	
production fund (710-00-2050-5100).....	No limit
Land and water conservation	
fund – state (710-00-3794-3920).....	No limit
Land and water conservation	
fund – local (710-00-3794-3795).....	No limit
Development and	
promotions fund (710-00-2097-2010).....	No limit
Department of wildlife	
and parks private gifts and	
donations fund (710-00-7335-7000).....	No limit
Fish and wildlife	
restitution fund (710-00-2166-2750).....	No limit
Parks restitution fund (710-00-2156-2100).....	No limit
Nonfederal grants fund (710-00-2063-2090).....	No limit
Disaster grants – public	
assistance fund (710-00-3005-3005).....	No limit
Soil/water	
conservation fund (710-00-3083-3083).....	No limit
Navigation projects fund (710-00-3191-3191).....	No limit
Recreation resource	
management fund (710-00-3197-3197).....	No limit
Cooperative endangered species	

conservation fund (710-00-3198-3198).....	No limit
Landowner incentive	
program fund (710-00-3200-3210).....	No limit
Bulletproof vest	
partnership fund (710-00-3216-3216).....	No limit
Recreational trails	
program fund (710-00-3238-3238).....	No limit
Highway planning/	
construction fund (710-00-3333-3333).....	No limit
Americorps – ARRA fund (710-00-3404-3405).....	No limit
Cooperative forestry	
assistance fund (710-00-3426-3426).....	No limit
North America wetland	
conservation fund (710-00-3453-3453).....	No limit
Wildlife services fund (710-00-3485-3485).....	No limit
Fish/wildlife management	
assistance fund (710-00-3495-3495).....	No limit
Fish/wildlife core act fund (710-00-3513-3513).....	No limit
Great plains LCC.....	No limit
USDA Grant Manual Update.....	No limit
Watershed protection/flood	
prevention fund (710-00-3906-3906).....	No limit
Suspense fund (710-00-9159-9000).....	No limit
Employee maintenance deduction	
clearing fund (710-00-9120-9100).....	No limit
Cabin revenue fund (710-00-2668-2660).....	No limit
Feed the hungry fund (710-00-2642-2640).....	No limit
State wildlife grants fund (710-00-3204-3204).....	No limit
Boating safety financial	
assistance fund (710-00-3251-3250).....	No limit
Wildlife restoration fund (710-00-3418-3418).....	No limit
Sport fish restoration fund (710-00-3490-3490).....	No limit
Outdoor recreation	
acquisition, development and	
planning fund (710-00-3794-3794).....	No limit
Publication and other	
sales fund (710-00-2399-2399).....	No limit

Provided, That in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the publication and other sales fund for fiscal year 2020, expenditures may be made from such fund for the purpose of compensating federal aid program expenditures, if necessary, in order to comply with the requirements established by the United States fish and wildlife service for utilization of federal aid funds: *Provided further*; That all such expenditures shall be in addition to any expenditures made from the publication and other sales fund for fiscal year 2020: *And provided further*; That the secretary of wildlife, parks and tourism shall report all

such expenditures to the governor and legislature as appropriate.

Free licenses and permits fund (710-00-2493-2493).....	No limit
Enforce underage drinking law fund (710-00-3219-3219).....	No limit
Migratory bird monitoring (710-00-3504-3504).....	No limit
Voluntary public access (710-00-3557-3557).....	No limit
Energy efficiency/conservation block grant fund (710-00-3157-3157).....	No limit
Endangered species – recovery fund (710-00-3209-3209).....	No limit
Wetlands reserve program fund (710-00-3007-3060).....	No limit

(c) During the fiscal year ending June 30, 2020, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2020, from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from such moneys appropriated from any special revenue fund or funds for fiscal year 2020, from which expenditures may be made for salaries and wages, for progression within the existing pay structure for natural resource officers of the Kansas department of wildlife, parks and tourism: *Provided, however*; That notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the secretary of wildlife, parks and tourism shall not require such officer to transfer into the unclassified service in order to progress within the existing pay structure pursuant to this subsection.

(d) Notwithstanding the provisions of K.S.A. 2018 Supp. 32-9,100, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the Kansas department of wildlife, parks and tourism from moneys appropriated from the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife, parks and tourism for the fiscal year ending June 30, 2020, by this or any other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from such moneys during fiscal year 2020 to issue senior lifetime hunting and fishing licenses to Kansas resident disabled veterans who are 65 years of age or older: *Provided*, That such licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife, parks and tourism: *Provided further*; That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions and have a disability certified by the Kansas commission on veterans affairs office as being service-related and such service-connected disability is equal to or greater than 30%.

Sec. 129.

DEPARTMENT OF TRANSPORTATION

(a) For the fiscal year ending June 30, 2019, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of such

fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, during such fiscal year, the director of accounts and reports shall transfer such certified excess amount, not to exceed \$50,000,000 in such fiscal year, from the state general fund to the state highway fund (276-00-4100-4100) of the department of transportation for payment, in full or in part, of transfers from the state highway fund to the state general fund in prior fiscal years: *Provided further*; That from such moneys transferred pursuant to this section, participating cities or counties shall provide local moneys to match the expenditures of state moneys on a \$1 of local moneys to \$3 of state moneys basis: *Provided, however*; That, if the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfer shall be made pursuant to this subsection.

Sec. 130.

DEPARTMENT OF TRANSPORTATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

State highway fund (276-00-4100-4100)	No limit
<i>Provided</i> , That no expenditures may be made from the state highway fund other than for the purposes specifically authorized by this or other appropriation act.	
Special city and county highway fund (276-00-4220-4220)	No limit
County equalization and adjustment fund (276-00-4210-4210).....	\$2,500,000
Highway special permits fund (276-00-2576-2576).....	\$0
Highway bond debt service fund (276-00-4707-9000).....	No limit
Rail service improvement fund (276-00-2008-2100).....	No limit
Transportation revolving fund (276-00-7511-1000).....	No limit
Rail service assistance program loan guarantee fund (276-00-7502-7200).....	No limit
Railroad rehabilitation loan guarantee fund (276-00-7503-7500).....	No limit

Provided, That expenditures from the railroad rehabilitation loan guarantee fund shall not exceed the amount that the secretary of transportation is obligated to pay during the fiscal year ending June 30, 2020, in satisfaction of liabilities arising from the unconditional guarantee of payment that was entered into by the secretary of transportation in connection with the mid-states port authority federally taxable revenue

refunding bonds, series 1994, dated May 1, 1994, authorized by K.S.A. 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A. 75-5031, and amendments thereto.

Interagency motor vehicle fuel sales fund (276-00-2298-2400).....No limit

Provided, That expenditures may be made from the interagency motor vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas highway patrol: *Provided further*, That the secretary of transportation is hereby authorized to fix, charge and collect fees for motor vehicle fuel sold to the Kansas highway patrol: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing motor vehicle fuel to the Kansas highway patrol: *And provided further*, That all fees received for such sales of motor vehicle fuel shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the interagency motor vehicle fuel sales fund.

Coordinated public transportation assistance fund (276-00-2572-0300).....No limit

Public use general aviation airport development fund (276-00-4140-4140).....No limit

Highway bond proceeds fund (276-00-4109-4110).....No limit

Communication system revolving fund (276-00-7524-7700).....No limit

Traffic records enhancement fund (276-00-2356-2000).....No limit

Other federal grants fund (276-00-3122-3100).....No limit

Kansas intermodal transportation revolving fund (276-00-7552-7551).....No limit

Conversion of materials and equipment fund (276-00-2256-2256).....No limit

Seat belt safety fund.....No limit

(b) Expenditures may be made by the above agency for the fiscal year ending June 30, 2020, from the state highway fund (276-00-4100-4100) for the following specified purposes: *Provided*, That expenditures from the state highway fund for fiscal year 2020, other than refunds authorized by law for the following specified purposes, shall not exceed the limitations prescribed therefor as follows:

Agency operations (276-00-4100-0403).....\$265,294,040

Provided, That expenditures from the agency operations account of the state highway fund for official hospitality by the secretary of transportation shall not exceed \$5,000: *Provided further*, That expenditures may be made from this account for engineering services furnished to counties for road and bridge projects under K.S.A. 68-402e, and amendments thereto.

Conference fees (276-00-4100-2200).....No limit

Provided, That the secretary of transportation is hereby authorized to fix, charge and collect conference, training and workshop attendance and registration fees for conferences, training seminars and workshops sponsored or cosponsored by the

department: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the conference fees account of the state highway fund: *And provided further*, That expenditures may be made from this account to defray all or part of the costs of the conferences, training seminars and workshops.

Substantial maintenance (276-00-4100-0700).....	No limit
Claims (276-00-4100-1150).....	No limit
Payments for city	
connecting links (276-00-4100-6200).....	\$5,360,000
Federal local aid programs (276-00-4100-3000).....	No limit
Bond services fees (276-00-4100-0580).....	No limit
Other capital improvements (276-00-4100-8075).....	No limit

Provided, That the secretary of transportation is authorized to make expenditures from the other capital improvements account to undertake a program to assist cities and counties with railroad crossings of roads not on the state highway system.

(c) (1) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state highway fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Buildings – rehabilitation	
and repair (276-00-4100-8005).....	\$3,800,000
Buildings – reroofing (276-00-4100-8010).....	\$1,359,386
Buildings – other construction, renovation	
and repair (276-00-4100-8070).....	\$5,553,812
Buildings – purchase land (276-00-4100-8065).....	\$45,000

(2) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2020, expenditures may be made by the above agency from the state highway fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2020 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2019, subject to the provisions of subsection (d): *Provided further*, That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2020.

(d) During the fiscal year ending June 30, 2020, the secretary of transportation, with the approval of the director of the budget, may transfer any part of any item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2020 from the state highway fund (276-00-4100-4100) for the department of transportation to another item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2020 from the state highway fund for the department of transportation: *Provided*, That the secretary of transportation shall certify each such transfer to the director of accounts and reports and shall transmit a copy of

each such certification to the director of legislative research.

(e) On April 1, 2020, the director of accounts and reports shall transfer from the motor pool service fund (173-00-6109-4020) of the department of administration to the state highway fund (276-00-4100-4100) of the department of transportation an amount determined to be equal to the sum of the annual vehicle registration fees for each vehicle owned or leased by the state or any state agencies in accordance with K.S.A. 75-4611, and amendments thereto.

(f) During the fiscal year ending June 30, 2020, upon notification from the secretary of transportation that an amount is due and payable from the railroad rehabilitation loan guarantee fund (276-00-7503-7500), the director of accounts and reports shall transfer from the state highway fund (276-00-4100-4100) to the railroad rehabilitation loan guarantee fund the amount certified by the secretary as due and payable.

(g) Any payment for services during the fiscal year ending June 30, 2020, from the state highway fund (276-00-4100-4100) to other state agencies shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2020.

(h) For the fiscal year ending June 30, 2020, the department of transportation shall prepare and submit along with the documents required under K.S.A. 75-3717, and amendments thereto, additional documents that present the revenues, transfers and expenditures that are considered to be in support of the transportation works for Kansas program (T-WORKS) authorized by K.S.A. 68-2314b et seq., and amendments thereto: *Provided*, That documents shall include both reportable as well as nonreportable and off-budget items that reflect the revenues, transfers and expenditures associated with the comprehensive transportation program.

(i) On July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$57,943,936.00 from the state highway fund (276-00-4100-4100) of the department of transportation to the state general fund: *Provided*, That the transfer of each such amount shall be in addition to any other transfer from the state highway fund of the department of transportation to the state general fund as prescribed by law: *Provided further*, That, in addition to other purposes for which transfers and expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers may be made from the state highway fund to the state general fund under this subsection during fiscal year 2020.

(j) Notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2020, the secretary of transportation shall apportion and distribute quarterly, on the first day of January, April, July and October, to cities on the state highway system from the state highway fund moneys at the rate of \$5,000 per year per lane per mile for the maintenance of streets and highways in cities designated by the secretary as city connecting links: *Provided*, That all moneys so distributed shall be used solely for the maintenance of city connecting links: *Provided further*, That such apportionment shall apply only to those city connecting link lanes maintained by the city, and shall not apply to city connecting link lanes maintained by the secretary pursuant to agreement with the city: *And provided further*, That, as used in this subsection, "lane" means the portion of the roadway for use of moving traffic of a standard width prescribed by the secretary.

Sec. 131. In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2020, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2020 for an additional amount of allowance equal to the amount required to provide, along with the amount of allowance otherwise payable from appropriations for the legislature to each member of the legislature at the rate prescribed by K.S.A. 46-137a(c), and amendments thereto, an aggregate amount of allowance: (a) Equal to \$354.15 for the two-week period that coincides with the first biweekly payroll period, which is chargeable to fiscal year 2020 and for each of the 14 ensuing two-week periods thereafter; and (b) equal to \$354.15 for the two-week period that coincides with the biweekly payroll period, which includes March 22, 2020, which is chargeable to fiscal year 2020 and for each of the four ensuing two-week periods thereafter, for each member of the legislature to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses, which are chargeable to fiscal year 2020, notwithstanding the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*, That all expenditures under this section for such purposes shall be made otherwise in the same manner that such allowance is payable to such members of the legislature for such two-week periods, for which such allowance is payable in accordance with this section and which are chargeable to fiscal year 2020.

Sec. 132.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$21,960,192

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state general fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$206,866

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state economic development initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(c) There is appropriated for the above agency (c) from the state water plan fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$37,935

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state water plan fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(d) There is appropriated for the above agency (d) from the children's initiatives fund for the fiscal year ending June 30, 2020, the following:

State employee pay increase.....\$1,934

Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the children's initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2020.

(e) Upon recommendation of the director of the budget, the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts and increase the transfers between special revenue funds as necessary to pay the salary increases under this section for the fiscal year ending June 30, 2020. The director of accounts and reports is hereby authorized and directed to increase expenditure limitations on such special revenue funds and accounts and increase the transfers between special revenue funds in accordance with such approval for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases and other amounts specified for the fiscal year ending June 30, 2020.

(f) (1) A benefits-eligible state employee shall be eligible for a salary increase of a single step for employees in the classified service, including associated employer contributions.

(2) Any state agency named in this act that has employees in the unclassified service shall receive an amount of moneys equivalent to the amount of a salary increase of a single step for employees in the classified service, including associated employer contributions, for employees in the unclassified service, to be used for the purpose of a salary increase for unclassified employees based on merit.

(3) During the fiscal year ending June 30, 2020, the justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges shall receive a 2.5% salary increase, including associated employer contributions.

(g) The provisions of subsection (f) shall not apply to:

(1) The compensation or bi-weekly allowance paid to each member of the legislature, notwithstanding the provisions of K.S.A. 46-137a and 46-137b, and amendments thereto;

(2) state officers elected on a statewide basis, notwithstanding the provisions of K.S.A. 75-3111a, and amendments thereto, or any other statute;

(3) teachers and licensed personnel and employees at the Kansas state school for the deaf or the Kansas state school for the blind; or

(4) employees authorized to receive a salary increase for fiscal year 2020 in another section of this act.

Sec. 133.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Department of corrections employee compensation.....\$9,068,150

Provided, That all moneys in the department of corrections employee compensation account shall be used for salary increases, including associated employer contributions, for employees of the department of corrections: *Provided further*, That the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and

amendments thereto, is hereby authorized to approve the salary increases under this section for the fiscal year ending June 30, 2020.

Department of corrections outsourcing male offenders.....\$10,950,000

Provided, That all moneys in the department of corrections outsourcing male offenders account shall be used to pay the costs of outsourcing adult male offenders: *Provided further*; That the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve the outsourcing under this section for the fiscal year ending June 30, 2020.

Kansas juvenile correctional complex – facilities renovations.....\$3,036,261

Provided, That all moneys in the Kansas juvenile correctional complex – facilities renovations account shall be used to renovate facilities at the Kansas juvenile correctional complex: *Provided further*; That the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve the renovations under this section for the fiscal year ending June 30, 2020.

Department of corrections hepatitis C treatment.....\$4,500,000

Provided, That all moneys in the department of corrections hepatitis C treatment account shall be used to treat inmates who have been diagnosed with hepatitis C as determined by the department of corrections: *Provided further*; That the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve the treatments under this section for the fiscal year ending June 30, 2020.

Sec. 134. (a) On June 30, 2020, notwithstanding the provisions of K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer the amount of any unencumbered balance in the expanded lottery act revenues fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the expanded lottery act revenues fund to the state general fund as prescribed by law.

(b) On June 30, 2020, the director of accounts and reports shall determine and notify the director of the budget if the amount of revenue collected in the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, is insufficient to fund the appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020, in accordance with the provisions of appropriation acts. The director of the budget shall certify to the director of accounts and reports the amount necessary to be transferred from the state general fund to the expanded lottery act revenues fund in order to fund all such appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2020. Upon receipt of such certification, the director of accounts and reports shall transfer the amount of moneys from the state general fund to the expanded lottery act revenues fund that is required in accordance with the certification by the director of the budget under this section. At the same time as the director of the budget transmits this certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of

legislative research.

Sec. 135. On July 1, 2019, notwithstanding the provisions of any statute, no state agency shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature to demolish the Docking state office building or to reconstruct, relocate, or renovate the power plant or energy center without prior specific authorization by an act of the legislature or an appropriation act of the legislature: *Provided*, That no expenditures may be made from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature by any state agency to sell, lease, transfer or otherwise convey the land on which building no. 3 (Docking state office building) is situated without prior specific authorization in an act of the legislature or an appropriation act of the legislature.

Sec. 136.

STATE FINANCE COUNCIL

(a) On the effective date of this act, of the \$14,900,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 114(b) of chapter 109 of the 2018 Session Laws of Kansas from the state general fund in the state employee pay increase account, the sum of \$1,143,246 is hereby lapsed.

Sec. 137. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university, to sell and convey all of the rights, title and interest subject to all easements and appurtenances the following described real estate:

(1) Located in Cherokee county, Kansas: The South Half (N/2) of the Northeast Quarter (NE/4) of the Southwest Quarter (SW/4) of Section Six (6), Township Thirty-five (35) South, Range Twenty-two (22) East, Cherokee County, Kansas; and That part of the Northwest Quarter (NW/4) of the Southwest Quarter (SW/4) of said Section Six (6), Township Thirty-five (35) South, Range Twenty-two (22) East, Cherokee County, Kansas, described as follows, to wit: Beginning at the Northwest corner of said Northwest Quarter (NW/4) of the Southwest Quarter (SW/4), thence running East along the North line of said Quarter to a point 945 feet East, of said Northwest corner, thence proceeding Southwesterly in a circular arc with said 945 foot line forming a radius, to a point on the West line of said Quarter located 945 feet South of the Northwest corner of said Northwest Quarter (NW/4) of the Southwest Quarter (SW/4), then North 945 feet to point of beginning.

(2) Located in Riley county, Kansas: A Tract of land being part of the Southeast Quarter of Section 1, Township 10 South, Range 7 East, and part of Government Lot 19 in Section 6, Township 10 South, Range 8 East of the Sixth Principle Meridian, in the City of Manhattan, Riley County, Kansas. BEGINNING at the Southwest corner of Lot 2, KSU FOUNDATION ADDITION, UNIT 2, monumented by a found ½-inch reinforcing rod; Thence South 89°12'16" West, 250.00 feet, on the North Right-of-Way line of Kimball Avenue, as established in Book 277, Page 365; Thence departing said Right-of-Way line, North 02°20'41" West, 108.03 feet, parallel with and 250.00 feet West of the West line of said Lot 2; Thence North 47°31'54" West, 260.47 feet, on a line parallel with and 20.00 feet Northeast of an existing building located at 1980 Kimball Avenue and designated as IGP Institute; Thence North 02°20'41" West, 28.75 feet, parallel with and 434.69 feet West of the West line of said Lot 2; Thence North

42°24'43" East, 497.38 feet, on a line parallel with and 30.00 feet Southeast of an existing building located at 1980 Kimball Avenue, designated as Grain Science Center; Thence North 89°12'16" East, 84.52 feet, to a point on the West line of said KSU FOUNDATION ADDITION, UNIT 2, said point lying South 02°20'41" East, 125.00 feet Northwest Corner of Lot 3, said KSU FOUNDATION ADDITION, UNIT 2; Thence South 02°20'41" East, 678.03 feet, on said West line, to POINT OF BEGINNING, said Tract containing 194,769 square feet or 4.4713 acres.

(b) Conveyance of the rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. Such conveyances may be made by warranty deed or by quitclaim deed. All proceeds from the sale and conveyance thereof shall be deposited in the restricted use account of Kansas state university.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deed, title and conveyance has been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general. The conveyances authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 138. (a) The state board of regents is hereby authorized and empowered, for and on behalf of the university of Kansas, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Douglas county, Kansas: Hillcrest Third Addition Lot 23 also 36-12-19 beginning at point on CI Warren St (now 9th St) produced from city of Lawrence 15 chs 84 lks W of E bndry of NW $\frac{1}{4}$ 36-12-19th S08.5degW 5 chs 5 lks th E 2 chs 38 lks th N 5 chs th W 1 ch 62 lks to point beginning 1a (u09706 & u10483 combined 1992).

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of the university of Kansas.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 139. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university, to sell and convey all of the rights, title and interest subject to all easements and appurtenances in the following described real estate located in Saline county, Kansas: A tract of land lying in the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3) West of the Sixth (6th) Principal Meridian in the Schilling Subdivision of Saline County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Northwest Quarter (NW/4) of Section Four (4), Township Fifteen (15) South, Range Three (3)

West; thence South 00°06'18"E, along the East line of said Northwest Quarter (NW/4) a distance of 598.41 feet to the centerline of existing Taxiway No. 11; thence South 89°53'26"W along the centerline of said Taxiway No. 11, a distance of 562.05 feet, thence South 00°06'34"E, a distance of 50.00 feet to the true point of beginning, said point being on the south edge of Taxiway No. 11; thence South 89°53'26"W, along the south edge of Taxiway No. 11, a distance of 600.00 feet; thence South 00°06'34"E, a distance of 600.00 feet; thence North 89°53'26"E, a distance of 600.00 feet; thence North 00°06'34"W, a distance of 500.00 feet to the true point of beginning and containing 6.89 acres more or less.

(b) Conveyance of such rights, title and interest in such real estate shall be executed in the name of the state board of regents by its chairperson and executive officer. All proceeds from the sale and conveyance thereof shall be deposited in the restricted fees account of Kansas state university.

(c) No conveyance of real estate authorized by this section shall be made or accepted by the state board of regents until the deeds, titles and conveyances have been reviewed and approved by the attorney general. In the event that the state board of regents determines that the legal description of the real estate described in this section is incorrect, the state board of regents may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 2018 Supp. 75-6609, and amendments thereto.

Sec. 140. (a) The k-state Olathe innovation campus, inc. (KOIC), an instrumentality of Kansas state university, is hereby authorized and empowered, for and on behalf of itself, the state of Kansas and Kansas state university, to convey by quitclaim deed to the city of Olathe all of the rights, title and interest of the state of Kansas, Kansas state university, and the KOIC in the following real estate located in Johnson county, Kansas: A tract of land located in Lot 1; in the Kansas Bioscience Park Addition, 1st Plat, an addition to the City of Olathe, Johnson County, Kansas, located in the East One-Half of Section 10, Township 13 South, Range 23 East of the Sixth Principal Meridian, more particularly described as follows: Beginning at the Northwest Corner of said Lot 1; Thence North 88°09'38" East, 380.24 feet measured and plat along the North line of said Lot 1 to the Northeast corner of said Lot 1; Thence South 1°49'04" East, 309.25 feet measured vs. 309.29 feet plat along the Easterly line of said Lot 1; said Easterly line also being the Westerly Right-of-Way Line of Roundtree Street: Thence on a curve to the left, having a radius of 380.00 feet, an arc length of 130.65 feet measured vs. 130.70 feet plat, a chord bearing of South 11°40'53" East, and a chord length of 130.00 feet, along said Easterly line of said Lot 1; Thence South 21°27'21" East, 42.71 feet measured vs. 42.65 feet plat, along said Easterly line of said Lot 1; Thence on a curve to the right, having a radius of 470.00 feet, an arc length of 199.46 feet measured vs. 199.52 feet plat, a chord bearing of South 9°22'32" East, and a chord length 197.96 feet, along said Easterly line of said Lot 1; Thence South 2°47'27" West, 253.70 feet measured and plat, along said Easterly line of said Lot 1; Thence on a curve to the left, having a radius of 380.00 feet, an arc length of 266.41 feet, a chord bearing of South 17°18'39" East, and a chord length 260.99 feet, along said easterly line of said Lot 1; Thence South 45°11'07" West, 45.77 feet along a line parallel to the Northwesterly line of Lot 2 of the Kansas Bioscience Park Addition, 3rd plat, an addition to the city of Olathe, Johnson County, Kansas; Thence South 88°08'39" West,

457.97 feet along a line perpendicular to the West line of said Lot 1 to a point on the West line of said Lot 1: Thence North 1°51'21" West, 1129.55 feet along the West line of said Lot 1 to a 5/8" iron rebar at the Center Corner of said Section 10: Thence North 1°50'38" West, 79.90 feet measured vs. 80.03 feet plat along the West line of said Lot 1 to the POINT AND PLACE OF BEGINNING; Said tract contains 11.58 acres, more or less. Subject to public roads, easements, reservations, restrictions, covenants and conditions, if any, now of record.

(b) The quitclaim deed shall be executed by the chairperson of the KOIC and attested by the secretary of the KOIC for and on behalf of the state of Kansas, Kansas state university and the KOIC in a form approved by the attorney general.

(c) In the event that the chairperson of the KOIC determines that the legal description of any parcel of real estate described by this section is incorrect, the chairperson of the KOIC may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 141.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair for
state facilities (173-00-1000-8500).....\$2,197,202

Provided, That any unencumbered balance in the rehabilitation and repair for state facilities account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

National bio and agro-defense facility –
debt service (173-00-1000-0460).....\$23,437,316

Restructuring debt service (173-00-1000-0450).....\$3,424,074

John Redmond reservoir
debt service (173-00-1000-0461).....\$1,675,000

University of Kansas medical education building
debt service (173-00-1000-0462).....\$1,865,250

Debt service
refunding – 2015A (173-00-1000-0463).....\$24,834,050

Debt service refunding – 2016H (173-00-1000-0464).....\$5,749,625

Statehouse snack bar.....\$140,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Veterans memorial fund (173-00-7253-7250).....No limit

State facilities gift fund (173-00-7263-7290).....No limit

Master lease program fund (173-00-8732).....No limit

State buildings

depreciation fund (173-00-6149-4500).....No limit

Executive mansion gifts fund (173-00-7257-7270).....No limit

Topeka state hospital cemetery memorial gift fund (173-00-7337-7240).....No limit

Capitol area plaza authority planning fund (173-00-7121-7035).....No limit

Provided, That the secretary of administration may accept gifts, donations and grants of money, including payments from local units of city and county government, for the development of a new master plan for the capitol plaza and the state zoning area described in K.S.A. 75-3619, and amendments thereto: Provided further, That all such gifts, donations and grants shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the capitol area plaza authority planning fund.

Statehouse debt service – state highway fund (173-00-2861-2861).....No limit

Provided, That on September 1, 2019, and February 1, 2020, or as soon thereafter each such date as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$8,187,969 from the state highway fund of the department of transportation to the statehouse debt service – state highway fund of the department of administration.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the building and ground fund (173-00-2028) for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parking improvements and repair (173-00-2028-2085).....No limit

(d) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings depreciation fund (173-00-6149) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings depreciation fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

State of Kansas facilities projects – debt service (173-00-6149-4520).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state buildings depreciation fund for fiscal year 2020.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings operating fund (173-00-6148) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings operating fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Memorial hall – debt service (173-00-6148-4130).....No limit
Eisenhower building purchase and renovation –

debt service (173-00-6148-4610).....No limit

(f) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund (173-00-2028), the state buildings depreciation fund (173-00-6149), and the state buildings operating fund (173-00-6148) for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

(g) On July 1, 2019, the director of accounts and reports shall transfer all moneys from the judicial center rehabilitation and repair account (173-00-1000-8540) of the state general fund to the rehabilitation and repair for state facilities account (173-00-1000-8500) of the state general fund. On July 1, 2019, all liabilities of the judicial center rehabilitation and repair account of the state general fund are hereby transferred to and imposed on the rehabilitation and repair for state facilities account of the state general fund, and the judicial center rehabilitation and repair account of the state general fund is hereby abolished.

(h) On July 1, 2019, the director of accounts and reports shall transfer all moneys from the capital complex repair and rehabilitation account (173-00-1000-8170) of the state general fund to the rehabilitation and repair for state facilities account (173-00-1000-8500) of the state general fund. On July 1, 2019, all liabilities of the capital complex repair and rehabilitation account of the state general fund are hereby transferred to and imposed on the rehabilitation and repair for state facilities account of the state general fund, and the capital complex repair and rehabilitation account of the state general fund is hereby abolished.

(i) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this act or other appropriation act of the 2019 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 to develop the following plans, options, information and cost estimates, as applicable, concerning the Docking state office building: (1) Preserve and upgrade, as needed, the existing energy center of the Docking state office building; (2) selective deconstruction of the existing building above grade; (3) selective deconstruction of the existing building to four stories and retain and develop uses for four stories; (4) redevelopment of a renovated Docking state office building, including adding additional stories; (5) demolish the Docking state office building and build a new facility including, but not limited to, the following: Multi-story options that meet the needs of the Kansas highway patrol and the capitol police at the end of their existing office leases, or other agencies; reserved off-street parking; first floor classrooms and meeting rooms; and retain on-site art elements of the building; (6) retain on-site recognition of former Governor Robert Docking; (7)

explore the possibility of public/private partnerships to use space for residential units and related retail; and (8) explore the possibility of office space for the city of Topeka or Shawnee county agencies: *Provided*, That all plans, options and cost estimates shall review energy efficiency and parking needs as a part of such information: *Provided further*; That the above agency shall consult with the Kansas preservation alliance and any Topeka or Shawnee county economic development agencies on uses for the building: *And provided further*; That when reviewing deconstruction, explore possibilities to recycle or salvage materials: *And provided further*; That the above agency shall prepare and submit a report detailing the various plans and options for such building and the updated plans to the joint committee on state building construction, the senate ways and means committee and the house of representatives appropriations committee on or before January 13, 2020.

Sec. 142.

DEPARTMENT OF COMMERCE

(a) In addition to the other purposes for which expenditures may be made by the above agency from the reimbursement and recovery fund (300-00-2275) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the reimbursement and recovery fund during the fiscal year 2020, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Debt service – 1430

Topeka facilities (300-00-2275-2297).....	\$135,650
Rehabilitation and repair (300-00-2275-2410).....	No limit

(b) In addition to the other purposes for which expenditures may be made by the above agency from the Wagner Peyser employment services – federal fund (300-00-3275) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the Wagner Peyser employment services – federal fund during the fiscal year 2020, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (300-00-3275-3272).....	No limit
---	----------

Sec. 143.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Insurance department rehabilitation and repair fund (331-00-2887-2800).....	No limit
---	----------

Sec. 144.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (039-00-8100-8240).....	\$3,201,141
--	-------------

Provided, That the secretary for aging and disability services is hereby authorized to transfer moneys during fiscal year 2020 from the rehabilitation and repair projects account to a rehabilitation and repair account for any institution, as defined by K.S.A. 76-12a01, and amendments thereto, for projects approved by the secretary for aging and disability services: *Provided further*, That expenditures also may be made from this account during fiscal year 2020 for the purposes of rehabilitation and repair for facilities of the Kansas department for aging and disability services other than any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Debt service – new state security hospital (039-00-8100-8320).....	\$3,846,300
Debt service – state hospitals rehabilitation and repair (039-00-8100-8325).....	\$2,585,450
SIBF remodeling.....	\$1,285,000
Larned state hospital – city of Larned wastewater treatment (410-00-8100-8300).....	\$129,620

Provided, That notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the Larned state hospital – city of Larned wastewater treatment account of the state institutions building fund for payment of Larned state hospital's portion of the city of Larned's wastewater treatment system.

Parsons state hospital and training center – energy conservation improvement debt service (507-00-8100-8330).....	\$93,895
---	----------

Sec. 145.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Employment security administration property sale fund (296-00-3336-3110).....	No limit
---	----------

Provided, That the secretary of labor is hereby authorized to make expenditures from the employment security administration property sale fund during fiscal year 2020 for the unemployment insurance program: *Provided, however*, That no expenditures shall be made from this fund for the proposed purchase or other acquisition of additional real estate to provide space for the unemployment insurance program of the department of labor until such proposed purchase or other acquisition, including the preliminary plans and program statement for any capital improvement project that is proposed to be initiated and completed by or for the department of labor have been reviewed by the joint committee on state building construction.

(b) In addition to the other purposes for which expenditures may be made by the department of labor from moneys appropriated from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the department of labor for fiscal year 2020 from the moneys appropriated from any special revenue fund for the expenses of the sale, exchange or other disposition conveying title for any portion or all

of the real estate of the department of labor: *Provided*, That such expenditures may be made and such sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor may be executed or otherwise effectuated only upon specific authorization by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, and acting after receiving the recommendations of the joint committee on state building construction: *Provided, however*; That no such sale, exchange or other disposition conveying title for any portion of the real estate of the department of labor shall be executed until the proposed sale, exchange or other disposition conveying title for such real estate has been reviewed by the joint committee on state building construction: *Provided further*; That the net proceeds from the sale of any of the real estate of the department of labor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the employment security administration property sale fund of the department of labor: *And provided further*; That expenditures from the employment security administration property sale fund shall not exceed the limitation established for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature except upon approval of the state finance council.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the special employment security fund (296-00-2120) for fiscal year 2020, expenditures may be made by the above agency from the special employment security fund for fiscal year 2020 for the following capital improvement projects: Payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building: *Provided*, That expenditures from the special employment security fund (296-00-2120-2020) for fiscal year 2020 for such capital improvement purposes shall not exceed \$178,744: *Provided further*; That all expenditures from this fund for any such capital improvement purpose shall be in addition to any expenditure limitations imposed on the special employment security fund for fiscal year 2020.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the workmen's compensation fee fund (296-00-2124) for fiscal year 2020, expenditures may be made by the above agency from the workmen's compensation fee fund for fiscal year 2020 for the following capital improvement projects: (1) Payment of debt service on revenue bonds issued to finance remodeling of the 401 S. Topeka building: *Provided*, That expenditures from the workmen's compensation fee fund (296-00-2124-2227) for fiscal year 2020 for such capital improvement purposes shall not exceed \$96,246; and (2) payment of rehabilitation and repair projects: *Provided*, That expenditures from the workmen's compensation fee fund (296-00-2124-2228) for fiscal year 2020 for such capital improvement purposes shall not exceed \$680,000.

Sec. 146.

KANSAS COMMISSION ON
VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Veterans cemetery program rehabilitation and

repair projects (694-00-1000-0904).....\$49,965

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Soldiers' home rehabilitation and repair projects (694-00-8100-7100).....\$641,680

Veterans' home rehabilitation and repair projects (694-00-8100-8250).....\$502,061

KVH construct new maintenance building.....\$418,800
Sec. 147.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (604-00-8100-8108).....\$415,000

Security system upgrade project (604-00-8100-8130).....\$304,000

Campus boilers and HVAC upgrades (604-00-8100-8145).....\$409,000
Sec. 148.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (610-00-8100-8108).....\$513,000

Facilities conservation improvement debt service (610-00-8100-8120).....\$45,690

Roth building repairs.....\$903,000

Campus boilers and HVAC upgrades (610-00-8100-8145).....\$435,000

Campus life safety and security (610-00-8100-8130).....\$202,300
Sec. 149.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Rehabilitation and repair projects (288-00-1000-8088).....\$290,800

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

(b) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund (288-00-7302-7000) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the private gifts, grants and bequests fund for fiscal year 2020 for the following capital improvement project or projects, subject to

the expenditure limitations prescribed therefor:

Rehabilitation and repair projects.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the private gifts, grants and bequests fund for fiscal year 2020.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the historical preservation grant in aid fund (288-00-3089) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the historical preservation grant in aid fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projects.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the historical preservation grant in aid fund for fiscal year 2020.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the law enforcement memorial fund (288-00-7344-7300) for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the law enforcement memorial fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Law enforcement memorial addition project.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the law enforcement memorial fund for fiscal year 2020.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund, historic properties fee fund, state historical facilities fund, save America's treasures fund, historical society capital improvement fund, law enforcement memorial fund and historical preservation grant in aid fund for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: Provided, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: Provided further, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

Sec. 150.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Memorial union project –

debt service (379-00-5161-5040).....	No limit
Student recreation center project – debt service	
refunding 2017D (379-00-2526-2040).....	No limit
Student housing projects – debt service	
refunding 2017D (379-00-5169-5050).....	No limit
Twin towers housing project – debt service	
refunding 2017D (379-00-5120-5030).....	No limit
Parking maintenance projects (379-00-5186-5060).....	No limit
Rehabilitation and	
repairs projects (379-00-2526-2040).....	No limit
Deferred maintenance projects (379-00-2485-2485).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the housing system repairs, equipment and improvement fund (379-00-5650-5120) during the fiscal year ending June 30, 2020, expenditures may be made by the above agency from the appropriate account or accounts of the housing system repairs, equipment and improvement fund during fiscal year 2020 for a capital improvement project to plan, construct and remodel Abigail Morse residence hall and the residential life resident project.

Sec. 151.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Lewis field renovation –	
debt service (246-00-5150-5180).....	No limit
Memorial union renovation –	
debt service (246-00-5102-5010).....	No limit
Deferred maintenance projects (246-00-2483-2483).....	No limit
Energy conservation –	
debt service (246-00-2035-2000).....	No limit
Wiest hall replacement –	
debt service (246-00-5103-5020).....	No limit
Forsyth library renovation (246-00-2035-2000).....	No limit
South campus drive project (246-00-2035-2000).....	No limit
Rarick hall renovation (246-00-2035-2000).....	No limit

Rehabilitation and
 repair projects (246-00-5102-5010).....No limit

Parking maintenance projects (246-00-5185-5050).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(c) In addition to the other purposes for which expenditures may be made by Fort Hays state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by Fort Hays state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to construct and equip an addition to the memorial union on the campus of Fort Hays state university: *Provided*, That such capital improvement project is hereby approved for Fort Hays state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Fort Hays state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*; That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,250,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*; That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*; That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*; That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*; That Fort Hays state university shall make provisions for the maintenance of the memorial union addition.

(d) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above

agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project to construct an addition to the memorial union.

Sec. 152.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Deferred maintenance	
support fund (367-00-2484-2484).....	No limit
Parking maintenance projects (367-00-5181-4638).....	No limit
Capital leases – debt service (367-00-2062-2000).....	No limit
Capital leases – debt service (367-00-2520-2080).....	No limit
Energy conservation projects –	
debt service (367-00-2062-2000).....	No limit
Chiller plant project –	
debt service (367-00-2062-2000).....	No limit
Engineering complex project –	
debt service (367-00-2154-2154).....	No limit
Recreation complex project –	
debt service (367-00-2520-2080).....	No limit
Student union renovation project –	
debt service (367-00-2520-2080).....	No limit
Electrical upgrade project –	
debt service (367-00-2520-2080).....	No limit
Salina student life center project –	
debt service (367-00-5111-5101).....	No limit
Childcare development center project –	
debt service (367-00-5125-5101).....	No limit
Jardine housing project –	
debt service (367-00-5163-4500).....	No limit
Wefald dining and residence hall project –	
debt service (367-00-5163-4500).....	No limit
Student union parking –	
debt service (367-00-5181-4630).....	No limit
Seaton hall project –	
debt service (367-00-2520-2080).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1,

2018.

(c) In addition to the other purposes for which expenditures may be made by Kansas state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by Kansas state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the Derby dining center on the campus of Kansas state university: *Provided*, That such capital improvement project is hereby approved for Kansas state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Kansas state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$15,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Kansas state university shall make provisions for the maintenance of the Derby dining center.

(d) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project for the Derby dining center.

Sec. 153.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Capital leases – debt service (369-00-2697-1100).....No limit

Sec. 154.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Overman student center –	
debt service (385-00-2820-2820).....	No limit
Deferred maintenance projects (385-00-2486-2486).....	No limit
Student health center –	
debt service (385-00-2828-2851).....	No limit
Overman student center project (385-00-2820-2820).....	No limit
Rehabilitation and	
repair projects (385-00-2833-2831).....	No limit
Housing maintenance projects (385-00-5645-5160).....	No limit
Parking maintenance projects (385-00-5187-5060).....	No limit
Energy conservation project – debt service.....	No limit
Overman student center –	
debt service (385-00-2820-2820).....	No limit
Horace Mann project – debt service (385-00-2833).....	No limit
Housing projects – debt service (385-00-5165-5050).....	No limit
Housing projects – debt service (385-00-5646-5160).....	No limit
Parking facility – debt service (385-00-5187-5060).....	No limit
Tyler scientific research center –	
debt service (385-00-2903-2903).....	No limit
2014A1 projects – debt service (385-00-5106-5105).....	No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 155.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified as follows:

School of pharmacy	
debt service 2009 (682-00-1000-0400).....	\$2,494,307

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Student health facility maintenance, repair, and

equipment fee fund (682-00-5640-5120).....	No limit
Parking facilities surplus fund – KDFA	
G bonds, 1993 (682-00-5802-5170).....	No limit
<i>Provided</i> , That the university of Kansas may transfer moneys during fiscal year 2020 from the parking facilities surplus fund – KDFA G bonds, 1993 to the restricted fees fund.	
Deferred maintenance projects (682-00-2487-2487).....	No limit
Student recreation & fitness center	
revenue fund (682-00-2864-2860).....	No limit
Engineering facility –	
debt service (682-00-2153-2153).....	No limit
Student recreation center – debt service	
2017A refunding (682-00-2864-2860).....	No limit
Parking facility – debt service	
2017A refunding (682-00-5175-5070).....	No limit
McCollum hall parking –	
debt service (682-00-5175-5070).....	No limit
Energy conservation projects –	
debt service (682-00-2107-2000).....	No limit
Energy conservation projects –	
debt service (682-00-2545-2080).....	No limit
Earth, energy and environment center –	
debt service (682-00-2545-2080).....	No limit
Parking maintenance projects (682-00-5175-5070).....	No limit
Student housing	
maintenance projects (682-00-5621-5110).....	No limit
Rehabilitation and	
repair projects (682-00-2107-2000).....	No limit
Kansas law enforcement training	
center projects (682-00-2133-2020).....	No limit

(c) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

(d) In addition to the other purposes for which expenditures may be made by the university of Kansas from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020 as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the university of Kansas from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2020, to provide for the

issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to renovate Oliver hall on the campus of the university of Kansas: *Provided*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*; That the university of Kansas may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*; That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$28,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for the payment of principal and interest on the bonds: *And provided further*; That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*; That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*; That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*; That the university of Kansas shall make provisions for the maintenance of the renovation of Oliver hall project.

(e) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds during the fiscal year ending June 30, 2020, as authorized by this or other appropriation act of the 2019 regular session of the legislature, expenditures may be made by the above agency from any special revenue fund or funds during fiscal year 2020 for a capital improvement project to renovate Oliver hall.

Sec. 156.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Deferred maintenance	
support fund (683-00-2488-2488).....	No limit
Health education building –	
debt service (683-00-2108-2500).....	No limit
Parking maintenance projects (683-00-5176-5550).....	No limit
Rehabilitation and repair projects (683-00-2551).....	No limit
Energy conservation –	
debt service (683-00-2108-2500).....	No limit
Hemenway project –	
debt service (683-00-2907-2800).....	No limit
Parking garage projects –	

debt service (683-00-5176-5550).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 157.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Deferred maintenance projects (715-00-2489-2489).....No limit

Energy conservation –

debt service (715-00-2112-2000).....No limit

Rhatigan student center –

debt service (715-00-2558-2030).....No limit

Science engineering research lab –

debt service (715-00-2558-2030).....No limit

Shocker residence hall –

debt service (715-00-5100-5250).....No limit

Parking garage – debt service (715-00-5148-5000).....No limit

Fairmont towers – debt service (715-00-5620-5670).....No limit

Innovation campus – school

of business (715-00-2558-2030).....No limit

Raze Fairmont towers project (715-00-2558-2030).....No limit

(b) During the fiscal year ending June 30, 2020, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2019 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2018.

Sec. 158.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other

than refunds authorized by law shall not exceed the following:

Kansas educational building fund.....No limit

Provided, That the state board of regents is hereby authorized to transfer moneys from the Kansas educational building fund to an account or accounts of the Kansas educational building fund of any institution under the control and supervision of the state board of regents to be expended by the institution for projects, including planning and new construction, approved by the state board of regents: *Provided, however*; That no expenditures shall be made from any such account until the proposed projects have been reviewed by the joint committee on state building construction: *Provided further*; That the state board of regents shall certify to the director of accounts and reports each such transfer of moneys from the Kansas educational building fund: *And provided further*; That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research: *And provided, however*; That the state board of regents shall allocate the amount of money of each such transfer to be expended by the institution using the adjusted gross square footage calculation of mission critical buildings for fiscal year 2020.

Sec. 159.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service payment for the infrastructure
 projects bond issue (521-00-1000-0310).....\$517,388

(b) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service payment for the infrastructure
 projects bond issues (521-00-8600-8170).....\$500,000

Capital improvements – rehabilitation and repair of
 correctional institutions (521-00-8600-8240).....\$4,000,000

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2020 from the capital improvements – rehabilitation and repair of correctional institutions account of the correctional institutions building fund to an account or accounts of the correctional institutions building fund of any institution or facility under the jurisdiction of the secretary of corrections to be expended during fiscal year 2020 by the institution or facility for capital improvement projects and for security improvement projects including acquisition of security equipment.

(c) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Capital improvements –
 rehabilitation and repair of juvenile
 correctional facilities (521-00-8100-8000).....\$500,000

Provided, That the secretary of the department of corrections is hereby authorized to transfer moneys during fiscal year 2020 from the capital improvements – rehabilitation and repair of juvenile correctional facilities account of the state institutions building

fund to any account or accounts of the state institutions building fund of any juvenile correctional facility or institution under the general supervision and management of the secretary of the department of corrections to be expended during fiscal year 2020 for capital improvement projects approved by the secretary: *Provided further*, That the secretary of the department of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Debt service – Topeka complex and Larned juvenile correctional facility (521-00-8100-8119).....\$3,948,000

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Correctional facility infrastructure project (521-00-2834).....No limit
Sec. 160.

ATTORNEY GENERAL –
KANSAS BUREAU OF INVESTIGATION

(a) There is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (083-00-1000-0100).....\$100,000

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

KBI lab – debt service (083-00-1000-0820).....\$4,320,800
Sec. 161.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2020, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair – training center – Salina (280-00-2306-2004).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the highway patrol training center fund for fiscal year 2020.

(b) In addition to the other purposes for which expenditures may be made from the vehicle identification number fee fund for fiscal year 2020, expenditures may be made by the above agency from the vehicle identification number fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Training academy rehabilitation

and repair (280-00-2213-2401)..... No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the vehicle identification number fee fund for fiscal year 2020.

(c) In addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2020, expenditures may be made by the above agency from the Kansas highway patrol operations fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Scale replacement and rehabilitation and repair of buildings (280-00-2034-1115).....\$455,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the Kansas highway patrol operations fund for fiscal year 2020.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$455,000 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1115). In addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2020 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2020 for support and maintenance of the Kansas highway patrol.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund for fiscal year 2020, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Training academy rehabilitation and repair (280-00-3545-3548).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture – federal fund for fiscal year 2020.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund for fiscal year 2020, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Troop F storage building (280-00-3545-3545).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture – federal fund for fiscal year 2020.

Sec. 162.

ADJUTANT GENERAL

(a) There is hereby appropriated for the above agency from the state general fund

for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

Debt service – training center (034-00-1000-8020).....	\$475,463
Debt service – rehabilitation and repair of the statewide armories (034-00-1000-8010).....	\$438,165
Rehabilitation and repair projects (034-00-1000-8000).....	\$163,927

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2019, is hereby reappropriated for fiscal year 2020.

Sec. 163.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State fair capital improvements fund (373-00-2533-2500).....	No limit
State fair fee fund (373-00-5182-5100).....	No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$15,782.

(b) On or before the 10th of each month during the fiscal year ending June 30, 2020, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund interest earnings based on: (1) The average daily balance of moneys in the state fair capital improvements fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, for the capital improvement project or projects specified, the following:

State fair debt service (373-00-1000-0700).....	\$848,750
---	-----------

Sec. 164.

KANSAS DEPARTMENT OF
WILDLIFE, PARKS AND TOURISM

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2020, the following:

Debt service – Kansas City district office (710-00-1900-1960).....	\$10,603
---	----------

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Department access road fund (710-00-2178-2760).....	No limit
---	----------

Provided, That, in addition to the other purposes for which expenditures may be made by the above agency from the department access road fund, expenditures may be

made from this fund for road improvement projects administered by the department of transportation in state parks and on public lands.

Bridge maintenance fund (710-00-2045-2070).....No limit
Office of the secretary building fund.....No limit

(c) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$3,354,683 from the state highway fund of the department of transportation to the department access road fund of the Kansas department of wildlife, parks and tourism.

(d) On July 1, 2019, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the state highway fund of the department of transportation to the bridge maintenance fund of the Kansas department of wildlife, parks and tourism.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state agricultural production fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the state agricultural production fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Agricultural land capital improvement.....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state agricultural production fund for fiscal year 2020.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and
repair projects (710-00-2122-2066).....\$1,247,840
Debt service – Kansas City district
office (710-00-2122-2058).....\$49,694

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the parks fee fund for fiscal year 2020.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Debt service – Kansas City
district office (710-00-2245-2805).....\$12,690
Coast guard boating projects (710-00-2245-2840).....\$66,255

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating fee fund for fiscal year 2020.

(h) In addition to the other purposes for which expenditures may be made by the

above agency from the wildlife fee fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund during fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Shooting range development (710-00-2300-2301).....	\$300,000
Land acquisition (710-00-2300-3040).....	\$300,000
Federally mandated	
boating access (710-00-2300-4360).....	\$408,750
Debt service – Kansas	
City office (710-00-2300-2885).....	\$77,607
Rehabilitation and repair (710-00-2300-3262).....	\$2,728,295
State fishing lake projects (710-00-2300-4320).....	\$62,525

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife fee fund for fiscal year 2020.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the cabin revenue fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the cabin revenue fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Cabin site preparation (710-00-2668-2670).....	\$500,000
--	-----------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the cabin revenue fund for fiscal year 2020.

(j) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife restoration fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife restoration fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition and development (710-00-3418-3420).....	\$225,000
Rehabilitation and repair (710-00-3418-3422).....	\$4,504,250

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife restoration fund for fiscal year 2020.

(k) In addition to the other purposes for which expenditures may be made by the above agency from the sport fish restoration program fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the sport fish restoration program fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (710-00-3490-3491).....	\$2,100,245
---	-------------

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the sport fish restoration program fund for fiscal year 2020.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the migratory waterfowl propagation and protection fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition (710-00-2600-3330).....\$287,500

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the migratory waterfowl propagation and protection fund for fiscal year 2020.

(m) In addition to the other purposes for which expenditures may be made by the above agency from the outdoor recreation acquisition, development and planning fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the outdoor recreation acquisition, development and planning fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Land and water conservation development (710-00-3794-3795).....\$1,510,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitation imposed on the outdoor recreation acquisition, development and planning fund for fiscal year 2020.

(n) In addition to the other purposes for which expenditures may be made by the above agency from the recreational trails program fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the recreational trails program fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Recreational trails program (710-00-3238-3238).....\$700,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the recreational trails program fund for fiscal year 2020.

(o) In addition to the other purposes for which expenditures may be made by the above agency from the federally licensed wildlife areas fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the federally licensed wildlife areas fund for fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Agricultural land capital improvements.....\$900,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the federally licensed wildlife areas fund for fiscal year 2020.

(p) In addition to the other purposes for which expenditures may be made by the above agency from the boating safety and financial assistance fund for fiscal year 2020, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating safety and financial assistance fund for

fiscal year 2020 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-3251-3251).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating safety and financial assistance fund for fiscal year 2020.

(q) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund, boating fee fund, boating safety and financial assistance fund, wildlife fee fund, wildlife conservation fund, cabin revenue fund, wildlife restoration fund, sport fish restoration program fund, migratory waterfowl propagation and protection fund, nongame wildlife improvement fund, plant and animal disease and pest control fund, land and water conservation fund – local, outdoor recreation acquisition, development and planning fund, recreational trails program fund, federally licensed wildlife areas fund, department of wildlife and parks gifts and donations fund, highway planning/construction fund, state wildlife grants fund, disaster grants – public assistance, nonfederal grants fund, bridge maintenance fund, state agricultural production fund, department access road fund, navigation projects fund, and recreation resource management fund for fiscal year 2020, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2020 from the unencumbered balance as of June 30, 2019, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2019: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2020 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2020.

Sec. 165. K.S.A. 2018 Supp. 2-223 is hereby amended to read as follows: 2-223.

(a) There is hereby established in the state treasury the state fair capital improvements fund. All expenditures of moneys in the state fair capital improvements fund shall be used for the payment of capital improvements and maintenance for the state fairgrounds and the payment of capital improvement obligations that have been financed. Capital improvement projects for the Kansas state fairgrounds are hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute.

(b) On each June 30, the state fair board shall certify to the director of accounts and reports an amount to be transferred from the state fair fee fund to the state fair capital improvements fund, which amount shall be not less than the amount equal to 5% of the total gross receipts during the current fiscal year from state fair activities and non-fair days activities, except that:

~~(1) For the fiscal year ending June 30, 2018, notwithstanding the other provisions of this section, on March 1, 2018, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year 2018 from state fair~~

~~activities and non-fair days activities through March 1, 2018, except that, subject to approval by the director of the budget prior to March 1, 2018, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2018, the state fair board may certify an amount on March 1, 2018, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2018, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year 2018. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification; and~~

~~(2)~~—for the fiscal year ending June 30, 2019 2020, notwithstanding the other provisions of this section, on March 1, 2019 2020, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year 2019 2020 from state fair activities and non-fair days activities through March 1, 2019 2020, except that, subject to approval by the director of the budget prior to March 1, 2019 2020, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2019 2020, the state fair board may certify an amount on March 1, 2019 2020, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, 2019 2020, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year 2019 2020. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification.

Sec. 166. K.S.A. 2018 Supp. 12-1775a is hereby amended to read as follows: 12-1775a. (a) Prior to December 31, 1996, the governing body of each city ~~which that~~, pursuant to K.S.A. 12-1771, and amendments thereto, has established a redevelopment district prior to July 1, 1996, shall certify to the director of accounts and reports the amount equal to the amount of revenue realized from ad valorem taxes imposed pursuant to K.S.A. 72-5142, and amendments thereto, within such redevelopment district. Except as provided further, prior to February 1, 1997, and annually on that date thereafter, the governing body of each such city shall certify to the director of accounts and reports an amount equal to the amount by which revenues realized from such ad

valorem taxes imposed in such redevelopment district are estimated to be reduced for the ensuing calendar year due to legislative changes in the statewide school finance formula. Prior to March 1 of each year, the director of accounts and reports shall certify to the state treasurer each amount certified by the governing bodies of cities under this section for the ensuing calendar year and shall transfer from the state general fund to the city tax increment financing revenue replacement fund the aggregate of all amounts so certified. Prior to April 15 of each year, the state treasurer shall pay from the city tax increment financing revenue replacement fund to each city certifying an amount to the director of accounts and reports under this section for the ensuing calendar year the amount so certified. During fiscal years ~~2018, 2019 and~~ 2020 and 2021, no moneys shall be transferred from the state general fund to the city tax increment financing revenue replacement fund pursuant to this subsection.

(b) There is hereby created the tax increment financing revenue replacement fund, which shall be administered by the state treasurer. All expenditures from the tax increment financing revenue replacement fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or a person or persons designated by the state treasurer.

Sec. 167. K.S.A. 2018 Supp. 12-5256 is hereby amended to read as follows: 12-5256. (a) All expenditures from the state housing trust fund made for the purposes of K.S.A. 2018 Supp. 12-5253 through 12-5255, and amendments thereto, shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the Kansas housing resources corporation.

(b) (1) On ~~July 1, 2017, July 1, 2018, and July 1, 2019, and July 1, 2020~~, the director of accounts and reports shall transfer \$2,000,000 from the state economic development initiatives fund to the state housing trust fund established by K.S.A. 74-8959, and amendments thereto.

(2) Notwithstanding the provisions of K.S.A. 74-8959, and amendments thereto, to the contrary, during ~~fiscal year fiscal year 2018, fiscal year 2019, and fiscal year 2020, and fiscal year 2021~~, moneys in the state housing trust fund shall be used solely for the purpose of loans or grants to cities or counties for infrastructure or housing development in rural areas. During such fiscal years, on or before ~~January 8, 2018, January 14, 2019, and January 13, 2020, January 11, 2021, and January 10, 2022~~, the president of the Kansas housing resources corporation shall submit a report concerning the activities of the state housing trust fund to the house of representatives committee on appropriations and the senate committee on ways and means.

Sec. 168. K.S.A. 2018 Supp. 55-193 is hereby amended to read as follows: 55-193. On July 15, 1996, and on the 15th day of each calendar quarter thereafter before July 1, ~~2020 2021~~, the director of accounts and reports shall transfer \$100,000 from the state general fund and \$200,000 from the conservation fee fund established by K.S.A. 55-143, and amendments thereto, to the abandoned oil and gas well fund established by K.S.A. 55-192, and amendments thereto, except that no transfer shall be made pursuant to this section from the state general fund to the abandoned oil and gas well fund during ~~state fiscal year 2018, state fiscal year 2019, or state fiscal year 2020, or state fiscal year 2021~~.

Sec. 169. K.S.A. 74-50,107 is hereby amended to read as follows: 74-50,107. (a)

Commencing July 1, ~~2017~~ 2018, and on the first day of each month thereafter during fiscal year 2018, fiscal year 2019, ~~and~~ fiscal year 2020, and fiscal year 2021, the secretary of revenue shall apply a rate of 2% to that portion of moneys withheld from the wages of individuals and collected under the Kansas withholding and declaration of estimated tax act, K.S.A. 79-3294 et seq., and amendments thereto. The amount so determined shall be credited on a monthly basis as follows: (1) An amount necessary to meet obligations of the debt services for the IMPACT program repayment fund; and (2) an amount to the IMPACT program services fund as needed for program administration; and (3) any remaining amounts to the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. During ~~fiscal year 2018~~, fiscal year 2019, ~~and~~ fiscal year 2020, and fiscal year 2021, the aggregate amount that is credited to the job creation program fund pursuant to this subsection shall not exceed \$3,500,000 for each such fiscal year.

(b) Commencing July 1, ~~2020~~ 2021, and on an annual basis thereafter, the secretary of revenue shall estimate the amount equal to the amount of net savings realized from the elimination, modification or limitation of any credit, deduction or program pursuant to the provisions of this act as compared to the expense deduction provided for in K.S.A. 2018 Supp. 79-32,143a, and amendments thereto. Whereupon such amount of savings in accordance with appropriation acts shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount to the credit of the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. In addition, such other amount or amounts of money may be transferred from the state general fund or any other fund or funds in the state treasury to the job creation program fund in accordance with appropriation acts.

Sec. 170. K.S.A. 74-99b34 is hereby amended to read as follows: 74-99b34. (a) The bioscience development and investment fund is hereby created. The bioscience development and investment fund shall not be a part of the state treasury and the funds in the bioscience development and investment fund shall belong exclusively to the authority.

(b) Distributions from the bioscience development and investment fund shall be for the exclusive benefit of the authority, under the control of the board and used to fulfill the purpose, powers and duties of the authority pursuant to the provisions of K.S.A. 74-99b01 et seq., and amendments thereto.

(c) The secretary of revenue and the authority shall establish the base year taxation for all bioscience companies and state universities. The secretary of revenue, the authority and the board of regents shall establish the number of bioscience employees associated with state universities and report annually and determine the increase from the taxation base annually. The secretary of revenue and the authority may consider any verifiable evidence, including, but not limited to, the NAICS code assigned or recorded by the department of labor for companies with employees in Kansas, when determining which companies should be classified as bioscience companies.

(d) (1) Except as provided in subsection ~~(d)(2)~~, ~~(d)(3)~~ or (h), for a period of 15 years from the effective date of this act, the state treasurer shall pay annually 95% of withholding above the base, as certified by the secretary of revenue, upon Kansas wages paid by bioscience employees to the bioscience development and investment fund. Such payments shall be reconciled annually. On or before the 10th day of each month, the

director of accounts and reports shall transfer from the state general fund to the bioscience development and investment fund interest earnings based on:

(A) The average daily balance of moneys in the bioscience development and investment fund for the preceding month; and

(B) The net earnings rate of the pooled money investment portfolio for the preceding month.

~~(2) (A) For fiscal year 2018, the first \$1,000,000 that the secretary of revenue certifies to the state treasurer of the annual 95% of withholding above the base, upon Kansas wages paid by bioscience employees, shall be transferred by the director of accounts and reports from the state general fund to the following: The center of innovation for biomaterials in orthopaedic research – Wichita state university fund.~~

(B) There is hereby established in the state treasury the center of innovation for biomaterials in orthopaedic research – Wichita state university fund, which shall be administered by Wichita state university. All moneys credited to the fund shall be used for research and development. All expenditures from the center of innovation for biomaterials in orthopaedic research – Wichita state university fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the president of Wichita state university or by the person or persons designated by the president of Wichita state university.

~~(3) (A) For fiscal year 2018, the next \$5,000,000 that the secretary of revenue certifies to the state treasurer of the annual 95% of withholding above the base, upon Kansas wages paid by bioscience employees above the first \$1,000,000 certified pursuant to subsection (d)(2)(A), shall be transferred by the director of accounts and reports from the state general fund to the following: The national bio agro-defense facility fund at Kansas state university.~~

(B) There is hereby established in the state treasury the national bio agro-defense facility fund, which shall be administered by Kansas state university in accordance with the strategic plan adopted by the governor's national bio agro-defense facility steering committee. All moneys credited to the fund shall be used in accordance with the governor's national bio agro-defense facility steering committee's plan with the approval of the president of Kansas state university. All expenditures from the national bio agro-defense facility fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the steering committee and the president of Kansas state university or by the person or persons designated by the president of Kansas state university.

(e) The cumulative amounts of funds paid by the state treasurer to the bioscience development and investment fund shall not exceed \$581,800,000.

(f) The division of post audit is hereby authorized to conduct a post audit in accordance with the provisions of the legislative post audit act, K.S.A. 46-1106 et seq., and amendments thereto.

(g) At the direction of the authority, the fund may be held in the custody of and invested by the state treasurer, provided that the bioscience development and investment fund shall at all times be accounted for in a separate report from all other funds of the authority and the state.

~~(h) During the fiscal year ending June 30, 2018, the aggregate amount that is directed to be transferred from the state general fund to the bioscience development and~~

~~investment fund pursuant to subsection (d)(1) plus interest earnings pursuant to subsection (d)(1) shall not exceed \$6,000,000 for such fiscal year.~~

~~(i) During fiscal years 2019 and 2020 and 2021, no moneys shall be transferred from the state general fund to the bioscience development and investment fund pursuant to subsection (d)(1).~~

Sec. 171. K.S.A. 2018 Supp. 75-2263 is hereby amended to read as follows: 75-2263. (a) Subject to the provisions of subsection (j), the board of trustees is responsible for the management and investment of that portion of state moneys available for investment by the pooled money investment board that is certified by the state treasurer to the board of trustees as being equivalent to the aggregate net amount received for unclaimed property and shall discharge the board's duties with respect to such moneys solely in the interests of the state general fund and shall invest and reinvest such moneys and acquire, retain, manage, including the exercise of any voting rights and disposal of investments of such moneys within the limitations and according to the powers, duties and purposes as prescribed by this section.

(b) Moneys specified in subsection (a) shall be invested and reinvested to achieve the investment objective, which is preservation of such moneys and accordingly providing that the moneys are as productive as possible, subject to the standards set forth in this section. No such moneys shall be invested or reinvested if the sole or primary investment objective is for economic development or social purposes or objectives.

(c) In investing and reinvesting moneys specified in subsection (a) and in acquiring, retaining, managing and disposing of investments of the moneys, the board of trustees shall exercise the judgment, care, skill, prudence and diligence under the circumstances then prevailing, which persons of prudence, discretion and intelligence acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of like character and with like aims by diversifying the investments of the moneys so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so, and not in regard to speculation but in regard to the permanent disposition of similar moneys, considering the probable income as well as the probable safety of their capital.

(d) In the discharge of such management and investment responsibilities the board of trustees may contract for the services of one or more professional investment advisors or other consultants in the management and investment of such moneys and otherwise in the performance of the duties of the board of trustees under this section.

(e) The board of trustees shall require that each person contracted with under subsection (d) to provide services shall obtain commercial insurance—~~which that~~ provides for errors and omissions coverage for such person in an amount to be specified by the board of trustees. The amount of such coverage specified by the board of trustees shall be at least the greater of \$500,000 or 1% of the funds entrusted to such person up to a maximum of \$10,000,000. The board of trustees shall require a person contracted with under subsection (d) to provide services to give a fidelity bond in a penal sum as may be fixed by law or, if not so fixed, as may be fixed by the board of trustees, with corporate surety authorized to do business in this state. Such persons contracted with the board of trustees pursuant to subsection (d) and any persons contracted with such persons to perform the functions specified in subsection (b) shall be deemed to be fiduciary agents of the board of trustees in the performance of contractual obligations.

(f) (1) Subject to the objective set forth in subsection (b) and the standards set forth in subsection (c), the board of trustees shall formulate and adopt policies and objectives for the investment and reinvestment of such moneys and the acquisition, retention, management and disposition of investments of the moneys. Such policies and objectives shall be in writing and shall include:

- (A) Specific asset allocation standards and objectives;
- (B) establishment of criteria for evaluating the risk versus the potential return on a particular investment; and
- (C) a requirement that all investment advisors, and any managers or others with similar duties and responsibilities as investment advisors, shall immediately report all instances of default on investments to the board of trustees and provide such board of trustees with recommendations and options, including, but not limited to, curing the default or withdrawal from the investment.

(2) The board of trustees shall review such policies and objectives, make changes considered necessary or desirable and readopt such policies and objectives on an annual basis.

(g) Except as provided in subsection (d) and this subsection, the custody of such moneys shall remain in the custody of the state treasurer, except that the board of trustees may arrange for the custody of such moneys as it considers advisable with one or more member banks or trust companies of the federal reserve system or with one or more banks in the state of Kansas, or both, to be held in safekeeping by the banks or trust companies for the collection of the principal and interest or other income or of the proceeds of sale. All such moneys shall be considered moneys in the state treasury for purposes of K.S.A. 75-6704, and amendments thereto.

(h) All interest or other income of the investments of the moneys invested under this section, after payment of any management fees, shall be deposited in the state treasury to the credit of the state general fund.

(i) Subject to the provisions of subsection (j), the state treasurer shall certify to the board of trustees a portion of state moneys available for investment by the pooled money investment board that is equivalent to the aggregate net amount received for unclaimed property. The state treasurer shall transfer the amount certified to the board of trustees. During fiscal years ~~2018 and 2019~~, 2020 and 2021, the state treasurer shall not certify or transfer any state moneys available for investment pursuant to this subsection.

(j) (1) During fiscal year 2017, the board of trustees shall liquidate all investments and reinvestments of state moneys certified by the state treasurer to the board of trustees pursuant to subsection (a).

(2) Upon receiving any such amounts from any such liquidation, the state treasurer shall remit the entire amount in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury and credit any earnings from the liquidation to the state general fund and credit the principal that had been invested and reinvested to the pooled money investment portfolio.

(k) As used in this section:

(1) "Board of trustees" means the board of trustees of the Kansas public employees retirement system established by K.S.A. 74-4905, and amendments thereto.

(2) "Fiduciary" means a person who, with respect to the moneys invested under this

section, is a person who:

(A) Exercises any discretionary authority with respect to administration of the moneys;

(B) exercises any authority to invest or manage such moneys or has any authority or responsibility to do so;

(C) provides investment advice for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so;

(D) provides actuarial, accounting, auditing, consulting, legal or other professional services for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so; or

(E) is a member of the board of trustees or of the staff of the board of trustees.

Sec. 172. K.S.A. 2018 Supp. 75-4209 is hereby amended to read as follows: 75-4209. (a) The director of investments may invest and reinvest state moneys eligible for investment which are not invested in accordance with K.S.A. 75-4237, and amendments thereto, in the following investments:

(1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of the United States sponsored enterprises which under federal law may be accepted as security for public funds, on and after the effective date of this act moneys available for investment under this subsection shall not be invested in mortgage-backed securities of such enterprises and of the government national mortgage association, except that any such mortgage-backed securities held prior to the effective date of this act may be held to maturity;

(2) repurchase agreements with a bank or a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds;

(3) commercial paper that does not exceed 270 days to maturity and which has received one of the two highest commercial paper credit ratings by a nationally recognized investment rating firm; and

(4) corporate bonds which have received one of the two highest ratings by a nationally recognized investment rating firm.

(b) When moneys are available for deposit or investments, the director of investments may invest in SKILL act projects and bonds pursuant to K.S.A. 74-8920, and amendments thereto, and in state agency bonds and bond projects.

(c) When moneys are available for deposits or investments, the director of investments may invest in preferred stock of Kansas venture capital, inc., under terms and conditions prescribed by K.S.A. 74-8203, and amendments thereto, but such investments shall not in the aggregate exceed a total amount of \$10,000,000.

(d) When moneys are available for deposits or investments, the director of investments may invest in loans pursuant to legislative mandates, except that not more than the greater of 10% or \$140,000,000 of the state moneys shall be invested. The provisions of this subsection shall not apply to the provisions of subsection (m).

(e) Interest on investment accounts in banks is to be paid at maturity, but not less than annually.

(f) Investments made by the director of investments under the provisions of this section shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

(g) Investments under subsection (a) or (b) or under K.S.A. 75-4237, and amendments thereto, shall be for a period not to exceed four years, except that linked deposits authorized under the provisions of K.S.A. 2-3703 through 2-3707, and amendments thereto, shall not exceed a period of 10 years; agricultural production loan deposits authorized under the provisions of K.S.A. 2018 Supp. 75-4268 through 75-4274, and amendments thereto, shall not exceed a period of eight years and housing loan deposits authorized under K.S.A. 2018 Supp. 75-4276 through 75-4282, and amendments thereto, shall not exceed a period of five years or 20 years, as applicable pursuant to K.S.A. 2018 Supp. 75-4279, and amendments thereto.

(h) Investments in securities under subsection (a)(1) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

(i) The director of investments shall not invest state moneys eligible for investment under subsection (a), in the municipal investment pool fund, created under K.S.A. 12-1677a, and amendments thereto.

(j) The director of investments shall not invest moneys in the pooled money investment portfolio in derivatives. As used in this subsection, "derivatives" means a financial contract whose value depends on the value of an underlying asset or index of asset values.

(k) Moneys and investments in the pooled money investment portfolio shall be invested and reinvested by the director of investments in accordance with investment policies developed, approved, published and updated on an annual basis by the board. Such investment policies shall include at a minimum guidelines which identify credit standards, eligible instruments, allowable maturity ranges, methods for valuing the portfolio, calculating earnings and yields and limits on portfolio concentration for each type of investment. Any changes in such investment policies shall be approved by the pooled money investment board. Such investment policies may specify the contents of reports, methods of crediting funds and accounts and other operating procedures.

(l) The board shall adopt rules and regulations to establish an overall percentage limitation on the investment of moneys in investments authorized under subsection (a) (3), and within such authorized investment, the board shall establish a percentage limitation on the investment in any single business entity.

(m) (1) During the fiscal year ending June 30, 2017, the director of the budget shall estimate on or before June 27, 2017, the amount of the unencumbered ending balance in the state general fund for fiscal year 2017. If the amount of such unencumbered ending balance in the state general fund is less than \$50,000,000, the director of the budget shall certify the difference between \$50,000,000, and the amount of such unencumbered ending balance to the pooled money investment board. Upon the liquidation of all investments and reinvestments of state moneys pursuant to K.S.A. 2018 Supp. 75-2263(j), and amendments thereto, and upon receipt of such certification by the director of the budget, during the fiscal year ending June 30, 2017, the pooled money investment

board shall authorize the director of accounts and reports to transfer an amount equal to the amount certified by the director of the budget pursuant to this subsection from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

(2)(A) On or before June 30, 2019, ~~June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024~~, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(1) from the state general fund to the pooled money investment portfolio.

(B) On or before June 30, 2020, and June 30, 2021, the director of accounts and reports shall transfer an amount equal to $\frac{1}{2}$ of the amount transferred pursuant to subsection (m)(1), reduced by the amount transferred pursuant to subsection (m)(2)(A) from the state general fund to the pooled money investment portfolio.

(C) Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to K.S.A. 2018 Supp. 75-6707, and amendments thereto.

(3) During the fiscal year ending June 30, 2018, after any transfer made pursuant to subsection (m)(1), the pooled money investment board shall authorize the director of accounts and reports to transfer the remaining amount of all investments and reinvestments of state moneys liquidated pursuant to K.S.A. 2018 Supp. 75-2263(j), and amendments thereto, from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

(4)(A) On or before June 30, 2019, ~~June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024~~, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(3) from the state general fund to the pooled money investment portfolio.

(B) On or before June 30, 2020, and June 30, 2021, the director of accounts and reports shall transfer an amount equal to $\frac{1}{2}$ of the amount transferred pursuant to subsection (m)(3), reduced by the amount transferred pursuant to subsection (m)(4)(A) from the state general fund to the pooled money investment portfolio.

(C) Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to K.S.A. 2018 Supp. 75-6707, and amendments thereto.

Sec. 173. K.S.A. 2018 Supp. 75-6702 is hereby amended to read as follows: 75-6702. (a) The last appropriation bill passed in any regular session of the legislature shall be the omnibus reconciliation spending limit bill. Each bill which is passed during a regular session of the legislature and which appropriates or transfers money from the state general fund for the ensuing fiscal year shall contain a provision that such bill shall take effect and be in force from and after the effective date of the omnibus reconciliation spending limit bill for that regular session of the legislature or from and after such effective date and a subsequent date or an event occurring after such effective date.

(b) Except as provided in subsection (c), the maximum amount of expenditures and

demand transfers from the state general fund that may be authorized by act of the legislature during the 2004 regular session of the legislature and each regular session of the legislature thereafter, is hereby fixed so that there will be an ending balance in the state general fund for the ensuing fiscal year that is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year.

(c) The provisions of subsection (b) are hereby suspended for ~~the fiscal year ending June 30, 2018, and the fiscal year ending June 30, 2019, and the fiscal year ending June 30, 2020,~~ and shall not prescribe a maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the ~~2017 or 2018 or 2019~~ regular session of the legislature.

Sec. 174. K.S.A. 2018 Supp. 75-6707 is hereby amended to read as follows: 75-6707. (a) For the fiscal years ending June 30, 2020, June 30, 2021, and June 30, 2022, the director of the budget, in consultation with the director of legislative research, shall certify, at the end of each such fiscal year, the amount of actual tax receipt revenues to the state general fund that is in excess of, or is less than, the amount of estimated tax receipt revenues to the state general fund pursuant to the most recent joint estimate of revenue under K.S.A. 75-6701, and amendments thereto, for such fiscal year, and shall transmit such certification to the director of accounts and reports.

(b) Upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such certified excess amount from the state general fund as follows:

(1) For the fiscal years ending June 30, 2020, and June 30, 2021:

(A) 50% to the budget stabilization fund established by K.S.A. 2018 Supp. 75-6706, and amendments thereto; and

(B) 50% to the pooled money investment portfolio pursuant to K.S.A. 75-4209(m) (2) and (m)(4), and amendments thereto, to pay in full or in part the amounts to be transferred. Any moneys transferred to the pooled money investment portfolio pursuant to this section shall be credited to the final payment to be made in fiscal year ~~2024~~ 2021, and each next preceding fiscal year thereafter as moneys are available; and

(2) for the fiscal year ending June 30, 2022:

(A) 50% to the budget stabilization fund; and

(B) 50% to the Kansas public employees retirement fund to be applied to the payment, in full or in part, of the unfunded actuarial pension liability as directed by the Kansas public employees retirement system.

(c) If the amount of actual tax receipt revenues to the state general fund is less than the amount of estimated tax receipt revenues to the state general fund, then no transfers shall be made pursuant to this section.

Sec. 175. K.S.A. 2018 Supp. 76-775 is hereby amended to read as follows: 76-775. (a) Subject to the other provisions of this act, on the first day of the first state fiscal year commencing after receiving a certification of receipt of a qualifying gift under K.S.A. 2018 Supp. 76-774, and amendments thereto, the director of accounts and reports shall transfer from the state general fund the amount determined by the director of accounts and reports to be the earnings equivalent award for such qualifying gift for the period of time between the date of certification of the qualifying gift and the first day of the ensuing state fiscal year to either: (1) The endowed professorship account of the faculty of distinction matching fund of the eligible educational institution, in the case of a

certification of a qualifying gift to an eligible educational institution that is a state educational institution; or (2) the faculty of distinction program fund of the state board of regents, in the case of a certification of a qualifying gift to an eligible institution that is not a state educational institution. Subject to the other provisions of this act, on each July 1 thereafter, the director of accounts and reports shall make such transfer from the state general fund of the earnings equivalent award for such qualifying gift for the period of the preceding state fiscal year. All transfers made in accordance with the provisions of this subsection shall be considered demand transfers from the state general fund, except that all such transfers during the fiscal years ending ~~June 30, 2018~~, June 30, 2019, ~~and~~ June 30, 2020, and June 30, 2021, shall be considered to be revenue transfers from the state general fund.

(b) There is hereby established in the state treasury the faculty of distinction program fund, which shall be administered by the state board of regents. All moneys transferred under this section to the faculty of distinction program fund of the state board of regents shall be paid to eligible educational institutions that are not state educational institutions for earnings equivalent awards for qualifying gifts to such eligible educational institutions. The state board of regents shall pay from the faculty of distinction program fund the amount of each such transfer to the eligible educational institution for the earnings equivalent award for which such transfer was made under this section.

(c) The earnings equivalent award for an endowed professorship shall be determined by the director of accounts and reports and shall be the amount of interest earnings that the amount of the qualifying gift certified by the state board of regents would have earned at the average net earnings rate of the pooled money investment board portfolio for the period for which the determination is being made.

(d) The total amount of new qualifying gifts ~~which that~~ may be certified to the director of accounts and reports under this act during any state fiscal year for all eligible educational institutions shall not exceed \$30,000,000. The total amount of new qualifying gifts ~~which that~~ may be certified to the director of accounts and reports under this act during any state fiscal year for any individual eligible educational institution shall not exceed \$10,000,000. No additional qualifying gifts shall be certified by the state board of regents under this act when the total of all transfers from the state general fund for earnings equivalent awards for qualifying gifts pursuant to this section, and amendments thereto, for a fiscal year is equal to or greater than \$8,000,000 in fiscal year 2011 and in each fiscal year thereafter.

Sec. 176. K.S.A. 2018 Supp. 76-7,107 is hereby amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon thereafter as sufficient moneys are available, \$7,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2018 Supp. 76-7,104, and amendments thereto.

(2) No moneys shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2018 Supp. 76-7,104, and amendments thereto, during the fiscal years ending ~~June 30, 2018~~, June 30, 2019, ~~and~~ June 30, 2020, and June 30, 2021, pursuant to this section.

(b) All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

(c) All moneys credited to the infrastructure maintenance fund shall be expended or

transferred only for the purpose of paying the cost of projects approved by the state board pursuant to the state educational institution long-term infrastructure maintenance program.

Sec. 177. K.S.A. 2018 Supp. 79-2959 is hereby amended to read as follows: 79-2959. (a) There is hereby created the local ad valorem tax reduction fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be apportioned and distributed in the manner provided herein.

(b) On January 15 and on July 15 of each year, the director of accounts and reports shall make transfers in equal amounts ~~which that~~ in the aggregate equal 3.63% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the preceding calendar year from the state general fund to the local ad valorem tax reduction fund, except that: (1) No moneys shall be transferred from the state general fund to the local ad valorem tax reduction fund during state fiscal years ~~2018, 2019 and~~ 2020 and 2021; and (2) the amount of the transfer on each such date shall be \$27,000,000 during fiscal year ~~2021~~ 2022 and all fiscal years thereafter. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund, except that all such transfers during fiscal year ~~2021~~ 2022 shall be considered to be revenue transfers from the state general fund.

(c) The state treasurer shall apportion and pay the amounts transferred under subsection (b) to the several county treasurers on January 15 and on July 15 in each year as follows: (1) ~~Sixty-five percent~~ 65% of the amount to be distributed shall be apportioned on the basis of the population figures of the counties certified to the secretary of state pursuant to K.S.A. 11-201, and amendments thereto, on July 1 of the preceding year; and (2) ~~thirty-five percent~~ 35% of such amount shall be apportioned on the basis of the equalized assessed tangible valuations on the tax rolls of the counties on November 1 of the preceding year as certified by the director of property valuation.

Sec. 178. K.S.A. 2018 Supp. 79-2964 is hereby amended to read as follows: 79-2964. There is hereby created the county and city revenue sharing fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be allocated and distributed in the manner provided herein. The director of accounts and reports in each year on July 15 and December 10, shall make transfers in equal amounts ~~which that~~ in the aggregate equal 2.823% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, during the preceding calendar year from the state general fund to the county and city revenue sharing fund, except that no moneys shall be transferred from the state general fund to the county and city revenue sharing fund during state fiscal years ~~2018, 2019, and~~ 2020 and 2021. All such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

Sec. 179. K.S.A. 2018 Supp. 79-3425i is hereby amended to read as follows: 79-3425i. On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amendments thereto, and annual commercial vehicle fees collected

pursuant to K.S.A. 2018 Supp. 8-143m, and amendments thereto, and credited to the state general fund during the six months next preceding the date of transfer, from the state general fund to the special city and county highway fund, created by K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; (2) no moneys shall be transferred from the state general fund to the special city and county highway fund during ~~state fiscal year 2018~~, state fiscal year 2019, ~~or state fiscal year 2020~~, or state fiscal year 2021; and (3) all transfers under this section shall be considered to be demand transfers from the state general fund.

Sec. 180. K.S.A. 2018 Supp. 79-34,171 is hereby amended to read as follows: 79-34,171. (a) On January 1, 2009, and quarterly thereafter, the director of accounts and reports shall transfer \$400,000 from the state general fund to the Kansas retail dealer incentive fund, except that no moneys shall be transferred pursuant to this section from the state general fund to the Kansas retail dealer incentive fund during the fiscal years ending ~~June 30, 2018~~, June 30, 2019, ~~or June 30, 2020~~, or June 30, 2021. On and after July 1, 2009, the unobligated balance in the Kansas retail dealer incentive fund shall not exceed \$1.5 million. If the unobligated balance of the fund exceeds \$1.1 million at the time of a quarterly transfer, the transfer shall be limited to the amount necessary for the fund to reach a total of \$1.5 million.

(b) There is hereby created in the state treasury the Kansas retail dealer incentive fund. All moneys in the Kansas retail dealer incentive fund shall be expended by the secretary of the department of revenue for the payment of incentives to Kansas retail dealers who sell and dispense renewable fuels or biodiesel through a motor fuel pump in accordance with the provisions of K.S.A. 2018 Supp. 79-34,170 through 79-34,175, and amendments thereto.

(c) All moneys remaining in the Kansas retail dealer incentive fund upon the expiration of K.S.A. 2018 Supp. 79-34,170 through 79-34,175, and amendments thereto, shall be credited by the state treasurer to the state general fund.

Sec. 181. K.S.A. 2018 Supp. 79-4804 is hereby amended to read as follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 2018 Supp. 79-4806, and amendments thereto, an amount equal to 85% of the balance of all moneys credited to the state gaming revenues fund shall be transferred and credited to the state economic development initiatives fund. Expenditures from the state economic development initiatives fund shall be made in accordance with appropriations acts for the financing of such programs supporting and enhancing the existing economic foundation of the state and fostering growth through the expansion of current, and the establishment and attraction of new, commercial and industrial enterprises as provided by this section and as may be authorized by law and not less than $\frac{1}{2}$ of such money shall be distributed equally among the congressional districts of the state. Except as provided by subsection (g), all moneys credited to the state economic development initiatives fund shall be credited within the fund, as provided by law, to an account or accounts of the fund, which are created by this section.

(b) There is hereby created the Kansas capital formation account in the state economic development initiatives fund. All moneys credited to the Kansas capital formation account shall be used to provide, encourage and implement capital development and formation in Kansas.

(c) There is hereby created the Kansas economic development research and

development account in the state economic development initiatives fund. All moneys credited to the Kansas economic development research and development account shall be used to promote, encourage and implement research and development programs and activities in Kansas and technical assistance funded through state educational institutions under the supervision and control of the state board of regents or other Kansas colleges and universities.

(d) There is hereby created the Kansas economic development endowment account in the state economic development initiatives fund. All moneys credited to the Kansas economic development endowment account shall be accumulated and invested as provided in this section to provide an ongoing source of funds, which shall be used for economic development activities in Kansas, including, but not limited to, continuing appropriations or demand transfers for programs and projects, which shall include, but are not limited to, specific community infrastructure projects in Kansas that stimulate economic growth.

(e) Except as provided in subsection (f), the director of investments may invest and reinvest moneys credited to the state economic development initiatives fund in accordance with investment policies established by the pooled money investment board under K.S.A. 75-4232, and amendments thereto, in the pooled money investment portfolio. All moneys received as interest earned by the investment of the moneys credited to the state economic development initiatives fund shall be deposited in the state treasury and credited to the Kansas economic development endowment account of such fund.

(f) Moneys credited to the Kansas economic development endowment account of the state economic development initiatives fund may be invested in government guaranteed loans and debentures as provided by law in addition to the investments authorized by subsection (e) or in lieu of such investments. All moneys received as interest earned by the investment under this subsection of the moneys credited to the Kansas economic development endowment account shall be deposited in the state treasury and credited to the Kansas economic development endowment account of the state economic development initiatives fund.

(g) Except as provided further, in each fiscal year, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 ~~which that~~ in the aggregate equal \$2,000,000 from the state economic development initiatives fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto. In state fiscal year 2019, fiscal year 2020 and fiscal year 2021, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 that in the aggregate equal \$500,000 from the state economic development initiatives fund to the state water plan fund. ~~No moneys shall be transferred from the state economic development initiatives fund to the state water plan fund on such dates during state fiscal year 2018 and state fiscal year 2020.~~ No other moneys credited to the state economic development initiatives fund shall be used for: (1) Water-related projects or programs, or related technical assistance; or (2) any other projects or programs, or related technical assistance, ~~which that~~ meet one or more of the long-range goals, objectives and considerations set forth in the state water resource planning act.

Sec. 182. K.S.A. 2018 Supp. 82a-953a is hereby amended to read as follows: 82a-953a. During each fiscal year, the director of accounts and reports shall transfer \$6,000,000 from the state general fund to the state water plan fund created by K.S.A.

82a-951, and amendments thereto, one-half of such amount to be transferred on July 15 and one-half to be transferred on January 15, ~~except that during the fiscal year ending June 30, 2018, the transfer shall not exceed \$1,400,000. On the effective date of this act, the director of accounts and reports shall transfer \$200,000 from the state general fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto.~~ During the fiscal year ending June 30, 2019, the transfer shall not exceed \$2,750,000. ~~No moneys shall be transferred from the state general fund to the state water plan fund during the fiscal year ending June 30, 2020. During the fiscal year ending June 30, 2020, the transfer shall not exceed \$4,005,632. During the fiscal year ending June 30, 2021, the transfer shall not exceed \$2,750,000.~~

Sec. 183. K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6702, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a are hereby repealed.

Sec. 184. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 185. *Severability.* If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 186. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiative fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any such funds.

Sec. 187. *Savings.* (a) Any unencumbered balance as of June 30, 2019, in any special revenue fund, or account thereof, of any state agency named in this act that is not otherwise specifically appropriated or limited for fiscal year 2020 by this or any other appropriation act of the 2019 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2020, for the same use and purpose as the same was heretofore appropriated.

(b) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiatives fund, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund, or the correctional institutions building fund, or to any account of any of such funds.

Sec. 188. During the fiscal year ending June 30, 2020, all moneys that are lawfully credited to and available in any bond special revenue fund and that are not otherwise specifically appropriated or limited by this or other appropriation act of the 2019 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2020, for the state agency for which the bond special revenue fund was established for

the purposes authorized by law for expenditures from such bond special revenue fund. As used in this section, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 189. *Federal grants.* (a) During the fiscal year ending June 30, 2020, each federal grant or other federal receipt that is received by a state agency named in this act and that is not otherwise appropriated to that state agency for fiscal year 2020 by this or other appropriation act of the 2019 regular session of the legislature, is hereby appropriated for fiscal year 2020, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

(b) In addition to the other purposes for which expenditures may be made by any state agency that is named in this act and that is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2020 by this act or any other appropriation act of the 2019 regular session of the legislature to apply for and receive federal grants during fiscal year 2020, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt that has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 190. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2019 regular session of the legislature, and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the correctional institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 191. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2019 regular session of the legislature and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 192. (a) Any state institutions building fund appropriation heretofore

appropriated to any state agency named in this or other appropriation act of the 2019 regular session of the legislature and having an unencumbered balance as of June 30, 2019, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2020, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection shall not apply to the unencumbered balance in any account of the state institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2018.

Sec. 193. Any transfers of money during the fiscal year ending June 30, 2020, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121, and amendments thereto, shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2020.";

And by renumbering remaining sections accordingly;

On page 1, in the title, in line 5, following "projects" by inserting ", assessments"; in line 9, following "75-4209," by inserting "75-6702,";

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

KYLE HOFFMAN

Conferees on part of House

RICK BILLINGER

JIM DENNING

TOM HAWK

Conferees on part of Senate

Call of the House was demanded.

On motion of Rep. Waymaster, the conference committee report on **H Sub for SB 25** was adopted.

On roll call, the vote was: Yeas 79; Nays 45; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Burris, Burroughs, Carlin, Carmichael, Clayton, Curtis, Dierks, Finney, Frownfelter, Garber, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Houser, Jacobs, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S.,

Sawyer, Stogsdill, Victors, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.
Absent or not voting: Ward.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **House Sub for SB 25**. While some members may vote no for other reasons, I vote no because we will expand Medicaid for over 130,000 of our friends and neighbors, unless we throw in the towel and leave town. The health, and the very lives, of our neighbors depend on this vote. Make no mistake, a yes vote no matter the reason is a vote against Medicaid expansion.

I therefore vote no on **House Sub for SB 25**. – JOHN CARMICHAEL, PAM CURTIS, PONKA-WE VICTORS

MR. SPEAKER: I vote No on **H Sub for SB 25**. We desperately need more prison beds. This measure will delete \$11 million for increasing the number of prison beds. Kansas has 1400 more inmates than in 2010 but we only have the same level of staff and facility capacity. The state has gone to double bunking in Maximum Security. No wonder there have been prison riots. Next year, it is projected there will be an increase of 375 more offenders. This was our only chance to remedy the crisis this year. – NANCY LUSK

MR. SPEAKER: I vote No! on **H Sub for SB 25**. Today the National Alliance of Mental Illness held their annual walk – here in Topeka. By failing to add medicaid expansion to the budget, many of these individuals will not be able to receive the medical treatment they need and deserve. – FREDA WARFIELD

MR. SPEAKER: I vote no on **H Sub for SB 25**. Body, this one is personal. In 2012, my mother-in-law was escaping a domestic violence situation, so we moved her to the Kansas City area. Like many rural poor, she hadn't seen a doctor in years, so we applied for Medicaid. She fell into the gap and was denied.

A few years later, health issues popped up but it was too little, too late. Every day, I think of what could have happened if we got her care the first time. I was proud to be elected, but today I feel shame the coalition did not hold together. – RUI XU

MR. SPEAKER: I voted against **H Sub for SB 25** to bring forth discussion and a vote on Medicaid Expansion – a matter Kansans have said they both want and need.

Our duty as lawmakers is not to ourselves, our ownership in legislation, or our political allegiances. Our duty is to the people of Kansas. The people of Kansas are right to doubt us, and they are right to lack faith in these institutions designed to serve them. The actions of the past several days have revealed with alarming clarity that the will of a few can, and does, supercede the will of the people of Kansas. – JASON PROBST, JIM GARTNER, CINDY NEIGHBOR

MR. SPEAKER: I voted NO on **H Sub for SB 25** because it as a way to deny Medicaid expansion. Many in this chamber are laughing and celebrating this “Political victory.” Maybe I could temper that laughter by citing the Harvard study which points out that between 600-700 Kansans will die in the next year due to a lack of Medicaid expansion. So please go ahead and laugh, I will not be joining you and those of you who call yourselves “pro life” and laugh at this outcome should be ashamed. – JERRY STOGSDILL

MR. SPEAKER: I've heard a lot of concern about wait lists - but what are the numbers? Well let me give you some numbers 130,000 - 150,000 people - these are children, women and men waiting for medical services through medicaid expansion. How's that for a wait list?

The citizens of Kansas don't want to hear lip service from us—they need medicaid expansion now. Medicaid expansion will help more people with mental illness receive community based services. Do the right thing for the people in your districts and the state. I vote no on **H Sub for SB 25**. – SUSAN RUIZ

MR. SPEAKER: I vote no on **H Sub for SB 25**. Today, I am proud to stand, as I always have: as a pro-business legislator who is strongly aligned with the legislative platforms of my Chambers of Commerce. I vote no on this budget, and yes on medicaid expansion. You still have a chance to stand with me. – STEPHANIE CLAYTON

MR. SPEAKER: I vote no on **H Sub for SB 25** to respect the majority opinion of Kansans, of House members and Senate members who have shown they want to take advantage of the 90% match of federal funds, to help the working poor in need of health care.

With the increased record spending in this bill, we could have fixed the Corrections crisis in our state. Prioritizing El Dorado salary increases and leaving Lansing, Hutchinson, and other facilities as mere contingencies is not right. I vote no for my local correction workers. – JEFF PITTMAN

MR. SPEAKER: Body, thank you for indulging my explanation. I vote NO on **H Sub SB 25**. While there are many parts of this budget that I am proud to celebrate, some that are very personal to me, my district, and my community. I feel that the people of Kansas lost today. Democracy in action is this Statehouse listening to its residents and allowing debate and a vote on issues in both chambers. We need Medicaid expansion, and my NO vote was to allow for the debate to continue. – BRANDON WOODARD

MR. SPEAKER: I vote No on **H Sub for SB 25**. We can shoot through a Farm Bureau bill in record time, but we have to study this. We all know what the deal was. We all stayed and you all strayed. I can't believe we can't stay solid for a few hours while 130,000 Kansans who are working can't get health insurance. – TIMOTHY HODGE

MR. SPEAKER: I talked with our former colleague Greg Lewis this morning. He indicated he'd kept up with recent proceedings. He was proud of our coalition and had this advice regarding Medicaid Expansion: Go. For. It. I've been in this fight since before getting elected. I won't go through the reasons of why it makes sense to support Expansion. We have to ask ourselves, why does government exist? One of the functions of government is to protect it's people - it's a basic expectation. But if we aren't willing to protect our people from dying, then why do we exist? – CINDY HOLSCHER

MR. SPEAKER: We vote yes on **H Sub for SB 25**. The funny thing is I didn't want to support this budget. It spends too much and is not spent correctly. It does do many good things for Kansas, but to the detriment of the taxpayer that already has the 5th highest tax burden in the Nation.

Sadly, this isn't a vote for a budget. We have been forced to make a medicaid expansion vote yet again! I am forced to support this budget because this budget is

temporary, but Medicaid Expansion is Permanent and not right for Kansas. — STEPHEN OWENS, RENEE ERICKSON, FRANCIS AWERKAMP, MICHAEL CAPPS, TORY MARIE ARNBERGER, RON HIGHLAND, ALICIA STRAUB, BILL RHILEY, BLAKE CARPENTER, ADAM THOMAS, MEGAN LYNN, LEO DELPERDANG

MR. SPEAKER: We had a nurse practitioner bill that would have helped deliver healthcare at a reasonable cost in Kansas in many underserved areas, a pro-job-growth bill that was gutted for Medicaid expansion and passed by the House. In spite of my concerns about how - and how much - this budget spends, I'm told not voting for this budget will lead to Medicaid expansion, which many of us believe is not good for Kansas, becoming law in Kansas. For this reason I must vote yes on **H Sub for SB 25** — CHARLOTTE ESAU, DAN HAWKINS

MR. SPEAKER: I vote Yes today on the Conference Committee Report on **H Sub for SB 25**. This budget for FY 2020 is huge. It is the largest in state history. But it is defensible for What it does for our prisons, social services, KPERS and schools. Increases in the budget like this however are not sustainable. The focus going forward has to be on economy and efficiency in all state spending. I was saddened by the attempt of some to hold this budget hostage for partisan political purposes. I am proud of the House majority that did their duty and were not swayed by false narratives and inaccurate data on issues that did not relate to the FY 2020 budget. — PAUL WAGGONER

On motion of Rep. Hawkins, the House recessed until 9:20 p.m.

NIGHT SESSION

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

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **HB 2033**.
The Senate adopts the Conference Committee report on **HB 2140**.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **HB 2160**, and has appointed Senators Tyson, Kerschen and Holland as second conferees on the part of the Senate.

On motion of Rep. Hawkins, the House recessed until 10:20 p.m.

LATE NIGHT SESSION

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

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, pursuant to House Rule 2311, House Rule 101 be

suspended to allow the House to meet between midnight and 8:00 a.m.

Roll call was demanded on motion of Rep. Hawkins.

On roll call, the vote was: Yeas 66; Nays 58; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carpenter, B., Carpenter, W., Claeys, Clark, Concannon, Corbet, Croft, Delperdang, Dietrich, Donohoe, Ellis, Erickson, Finch, Francis, Garber, Hawkins, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Humphries, Jennings, Johnson, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Orr, Owens, Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, Williams.

Nays: Alcala, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clayton, Collins, Cox, Curtis, Dierks, Dove, Eplee, Esau, Finney, French, Frownfelter, Gartner, Helgerson, Helmer, Henderson, Hibbard, Highberger, Hodge, Holscher, Horn, Huebert, Karleskint, Kuether, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Pannbacker, Parker, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: none.

Absent or not voting: Jacobs.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **HB 2140**, **HB 2033**, **HB 2160**, **SB 28**, **SB 53**, **HB 2290**.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2140** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows: On page 1, by striking all in lines 8 through 36;

On page 2, by striking all in lines 1 through 18; following line 18, by inserting:

"Section 1. K.S.A. 2018 Supp. 12-187 is hereby amended to read as follows: 12-187. (a) No city shall impose a retailers' sales tax under the provisions of this act without the governing body of such city having first submitted such proposition to and having received the approval of a majority of the electors of the city voting thereon at an election called and held therefor. The governing body of any city may submit the question of imposing a retailers' sales tax and the governing body shall be required to submit the question upon submission of a petition signed by electors of such city equal in number to not less than 10% of the electors of such city.

(b) (1) The board of county commissioners of any county may submit the question of imposing a countywide retailers' sales tax to the electors at an election called and held thereon, and any such board shall be required to submit the question upon submission of a petition signed by electors of such county equal in number to not less than 10% of the electors of such county who voted at the last preceding general election

for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within such county ~~which that~~ contains a population of not less than 25% of the entire population of the county, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within such county ~~which that~~ levy not less than 25% of the property taxes levied by all taxing subdivisions within the county.

(2) The board of county commissioners of Anderson, Atchison, Barton, Brown, Butler, Chase, Cowley, Cherokee, Crawford, Ford, Franklin, Jefferson, Linn, Lyon, Marion, Miami, Montgomery, Neosho, Osage, Ottawa, Reno, Riley, Saline, Seward, Sumner, Thomas, Wabaunsee, Wilson and Wyandotte counties may submit the question of imposing a countywide retailers' sales tax and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire when sales tax sufficient to pay all of the costs incurred in the financing of such facility has been collected by retailers as determined by the secretary of revenue. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Butler, Chase, Cowley, Lyon, Montgomery, Neosho, Riley, Sumner or Wilson county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(3) (A) Except as otherwise provided in this paragraph, the result of the election held on November 8, 1988, on the question submitted by the board of county commissioners of Jackson county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the Banner Creek reservoir project. The tax imposed pursuant to this paragraph shall take effect on the effective date of this act and shall expire not later than five years after such date.

(B) The result of the election held on November 8, 1994, on the question submitted by the board of county commissioners of Ottawa county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the erection, construction and furnishing of a law enforcement center and jail facility.

(C) Except as otherwise provided in this paragraph, the result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Sedgwick county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be used only to pay the costs of: (i) Acquisition of a site and constructing and equipping thereon a new regional events center, associated parking and infrastructure improvements and related appurtenances thereto, to be located in the downtown area of the city of Wichita, Kansas, (the "downtown arena"); (ii) design for the Kansas coliseum complex and construction of improvements to the pavilions; and (iii) establishing an operating and maintenance reserve for the downtown arena and the Kansas coliseum complex. The tax imposed pursuant to this paragraph shall commence on July 1, 2005, and shall terminate not later than 30 months after the commencement thereof.

(D) Except as otherwise provided in this paragraph, the result of the election held

on August 5, 2008, on the question submitted by the board of county commissioners of Lyon county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of ad valorem tax reduction and capital outlay. The tax imposed pursuant to this paragraph shall terminate not later than five years after the commencement thereof.

(E) Except as otherwise provided in this paragraph, the result of the election held on August 5, 2008, on the question submitted by the board of county commissioners of Rawlins county for the purpose of increasing its countywide retailers' sales tax by 0.75% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of financing the costs of a swimming pool. The tax imposed pursuant to this paragraph shall terminate not later than 15 years after the commencement thereof or upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(F) The result of the election held on December 1, 2009, on the question submitted by the board of county commissioners of Chautauqua county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received from such tax by the county shall be expended for the purposes of financing the costs of constructing, furnishing and equipping a county jail and law enforcement center and necessary improvements appurtenant to such jail and law enforcement center. Any tax imposed pursuant to authority granted in this paragraph shall terminate upon payment of all costs authorized pursuant to this paragraph incurred in the financing of the project described in this paragraph.

(G) The result of the election held on April 7, 2015, on the question submitted by the board of county commissioners of Bourbon county for the purpose of increasing its retailers' sales tax by 0.4% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the costs of constructing, furnishing and operating a courthouse, law enforcement center or jail facility improvements. Any tax imposed pursuant to authority granted in this paragraph shall terminate upon payment of all costs authorized pursuant to this paragraph incurred in the financing of the project described in this paragraph.

(H) The result of the election held on November 7, 2017, on the question submitted by the board of county commissioners of Finney county for the purpose of increasing its countywide retailers' sales tax by 0.3% is hereby declared valid, and the revenues of such tax shall be used by Finney county and the city of Garden City, Kansas, as agreed in an interlocal cooperation agreement between the city and county, and as detailed in the ballot question approved by voters. The tax imposed pursuant to this subparagraph shall be levied for a period of 15 years from the date it is first levied.

(4) The board of county commissioners of Finney and Ford counties may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing all or any portion of the cost to be paid by Finney or Ford county for construction of highway projects identified as system enhancements under the provisions of K.S.A. 68-2314(b)(5), and amendments thereto, to the electors at an election called and held thereon. Such election shall be called and held in the manner provided by the general bond law. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects.

Nothing in this paragraph shall be construed to allow the rate of tax imposed by Finney or Ford county pursuant to this paragraph to exceed the maximum rate prescribed in K.S.A. 12-189, and amendments thereto. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Finney county, the state treasurer shall remit such funds to the treasurer of Finney county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Ford county, the state treasurer shall remit such funds to the treasurer of Ford county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund.

(5) The board of county commissioners of any county may submit the question of imposing a retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the provision of health care services, as enumerated in the question, to the electors at an election called and held thereon. Whenever any county imposes a tax pursuant to this paragraph, any tax imposed pursuant to subsection (a)(2) by any city located in such county shall expire upon the effective date of the imposition of the countywide tax, and thereafter the state treasurer shall remit to each such city that portion of the countywide tax revenue collected by retailers within such city as certified by the director of taxation. The tax imposed pursuant to this paragraph shall be deemed to be in addition to the rate limitations prescribed in K.S.A. 12-189, and amendments thereto. As used in this paragraph, health care services shall include, but not be limited to, the following: Local health departments, city or county hospitals, city or county nursing homes, preventive health care services including immunizations, prenatal care and the postponement of entry into nursing homes by home care services, mental health services, indigent health care, physician or health care worker recruitment, health education, emergency medical services, rural health clinics, integration of health care services, home health services and rural health networks.

(6) The board of county commissioners of Allen county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of operation and construction of a solid waste disposal area or the modification of an existing landfill to comply with federal regulations to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs incurred in the financing of the project undertaken. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Allen county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(7)(A) The board of county commissioners of Clay, ~~Dickinson~~ and Miami county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.50% in the case of Clay ~~and Dickinson~~ county and at a rate of up to 1% in the case of Miami county, and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. Except as otherwise provided, the tax imposed pursuant to this ~~paragraph~~ subparagraph shall expire after five years from the date such tax is first collected. The result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Miami county for the

purpose of extending for an additional five-year period the countywide retailers' sales tax imposed pursuant to this subsection in Miami county is hereby declared valid. The countywide retailers' sales tax imposed pursuant to this subsection in Clay and Miami county may be extended or reenacted for additional five-year periods upon the board of county commissioners of Clay and Miami county submitting such question to the electors at an election called and held thereon for each additional five-year period as provided by law.

(B) The board of county commissioners of Dickinson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this subparagraph shall expire after 10 years from the date such tax is first collected.

(8) The board of county commissioners of Sherman county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of street and roadway improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(9) ~~(A)~~ The board of county commissioners of Cowley, Crawford, ~~Russell~~ and Woodson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% in the case of Crawford, ~~Russell~~ and Woodson county and at a rate of up to 0.25%, in the case of Cowley county and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this ~~paragraph subparagraph~~ shall expire after five years from the date such tax is first collected.

(B) The board of county commissioners of Russell county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this subparagraph shall expire after 10 years from the date such tax is first collected.

(10) The board of county commissioners of Franklin county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing recreational facilities. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(11) The board of county commissioners of Douglas county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purposes of conservation, access and management of open space; preservation of cultural heritage; and economic development projects and activities.

(12) The board of county commissioners of Shawnee county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom to the city of Topeka for the purpose of financing the costs of rebuilding the Topeka boulevard bridge and other public infrastructure improvements associated with such project to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all

costs authorized in financing such project.

~~(13) The board of county commissioners of Jackson county may submit the question of imposing a countywide retailers' sales tax at a rate of 0.4% and pledging the revenue received therefrom as follows: 50% of such revenues for the purpose of financing for economic development initiatives; and 50% of such revenues for the purpose of financing public infrastructure projects to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after seven years from the date such tax is first collected. The board of county commissioners of Jackson county may submit the question of imposing a countywide retailers' sales tax at a rate of 0.4% which such tax shall take effect after the expiration of the tax imposed pursuant to this paragraph prior to the effective date of this act, and pledging the revenue received therefrom for the purpose of financing public infrastructure projects to the electors at an election called and held thereon. Such tax shall expire after seven years from the date such tax is first collected.~~

(14) The board of county commissioners of Neosho county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(15) The board of county commissioners of Saline county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of construction and operation of an expo center to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(16) The board of county commissioners of Harvey county may submit the question of imposing a countywide retailers' sales tax at the rate of 1.0% and pledging the revenue received therefrom for the purpose of financing the costs of property tax relief, economic development initiatives and public infrastructure improvements to the electors at an election called and held thereon.

(17) The board of county commissioners of Atchison county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of construction and maintenance of sports and recreational facilities to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(18) The board of county commissioners of Wabaunsee county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 15 years from the date such tax is first collected. On and after July 1, 2019, the countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for one additional period not to exceed 15 years upon the board of county commissioners of Wabaunsee county submitting such question to the electors at an election called and held thereon as provided by law. For any countywide retailers' sales tax that is extended or reenacted

pursuant to this paragraph, such tax shall expire not later than 15 years from the date such tax is first collected.

(19) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after six years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional six-year periods upon the board of county commissioners of Jefferson county submitting such question to the electors at an election called and held thereon for each additional six-year period as provided by law.

(20) The board of county commissioners of Riley county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(21) The board of county commissioners of Johnson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the construction and operation costs of public safety projects, including, but not limited to, a jail, detention center, sheriff's resource center, crime lab or other county administrative or operational facility dedicated to public safety, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this subsection may be extended or reenacted for additional periods not exceeding 10 years upon the board of county commissioners of Johnson county submitting such question to the electors at an election called and held thereon for each additional ten-year period as provided by law.

(22) The board of county commissioners of Wilson county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvements to federal highways, the development of a new industrial park and other public infrastructure improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project or projects.

(23) The board of county commissioners of Butler county may submit the question of imposing a countywide retailers' sales tax at the rate of either 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the costs of public safety capital projects or bridge and roadway construction projects, or both, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such projects.

(24) The board of county commissioners of Barton county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway and

bridge construction and improvement and infrastructure development and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(25) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of the county's obligation as participating employer to make employer contributions and other required contributions to the Kansas public employees retirement system for eligible employees of the county who are members of the Kansas police and firemen's retirement system, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such purpose.

(26) The board of county commissioners of Pottawatomie county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, or public infrastructure improvements, or both, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such project or projects.

(27) The board of county commissioners of Kingman county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the costs of constructing and furnishing a law enforcement center and jail facility and the costs of roadway and bridge improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire not later than 20 years from the date such tax is first collected.

(28) The board of county commissioners of Edwards county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.375% and pledging the revenue therefrom for the purpose of financing the costs of economic development initiatives to the electors at an election called and held thereon.

(29) The board of county commissioners of Rooks county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue therefrom for the purpose of financing the costs of constructing or remodeling and furnishing a jail facility to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized in financing such project or projects.

(30) The board of county commissioners of Douglas county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility, detention facility or other county administrative facility, specifically including mental health and for the operation thereof.

(31) The board of county commissioners of Bourbon county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1%, in increments of 0.05%, and pledging the revenue received therefrom for the purpose of financing the costs of constructing, furnishing and operating a courthouse, law enforcement center or jail facility improvements to the electors at an election called and

held thereon.

(32) The board of county commissioners of Marion county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of property tax relief, economic development initiatives and the construction of public infrastructure improvements, including buildings, to the electors at an election called and held thereon.

(c) The boards of county commissioners of any two or more contiguous counties, upon adoption of a joint resolution by such boards, may submit the question of imposing a retailers' sales tax within such counties to the electors of such counties at an election called and held thereon and such boards of any two or more contiguous counties shall be required to submit such question upon submission of a petition in each of such counties, signed by a number of electors of each of such counties where submitted equal in number to not less than 10% of the electors of each of such counties who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within each of such counties ~~which that~~ contains a population of not less than 25% of the entire population of each of such counties, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within each of such counties ~~which that~~ levy not less than 25% of the property taxes levied by all taxing subdivisions within each of such counties.

(d) Any city retailers' sales tax being levied by a city prior to July 1, 2006, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax or until repealed by the adoption of an ordinance for such repeal. Any countywide retailers' sales tax in the amount of 0.5% or 1% in effect on July 1, 1990, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax.

(e) Any city or county proposing to adopt a retailers' sales tax shall give notice of its intention to submit such proposition for approval by the electors in the manner required by K.S.A. 10-120, and amendments thereto. The notices shall state the time of the election and the rate and effective date of the proposed tax. If a majority of the electors voting thereon at such election fail to approve the proposition, such proposition may be resubmitted under the conditions and in the manner provided in this act for submission of the proposition. If a majority of the electors voting thereon at such election shall approve the levying of such tax, the governing body of any such city or county shall provide by ordinance or resolution, as the case may be, for the levy of the tax. Any repeal of such tax or any reduction or increase in the rate thereof, within the limits prescribed by K.S.A. 12-189, and amendments thereto, shall be accomplished in the manner provided herein for the adoption and approval of such tax except that the repeal of any such city retailers' sales tax may be accomplished by the adoption of an ordinance so providing.

(f) The sufficiency of the number of signers of any petition filed under this section shall be determined by the county election officer. Every election held under this act shall be conducted by the county election officer.

(g) The governing body of the city or county proposing to levy any retailers' sales tax shall specify the purpose or purposes for which the revenue would be used, and a

statement generally describing such purpose or purposes shall be included as a part of the ballot proposition.

Sec. 2. K.S.A. 2018 Supp. 12-189 is hereby amended to read as follows: 12-189. The rate of any city retailers' sales tax shall be fixed in increments of 0.05% and in an amount not to exceed 2% for general purposes and not to exceed 1% for special purposes, which shall be determined by the governing body of the city. For any retailers' sales tax imposed by a city for special purposes, such city shall specify the purposes for which such tax is imposed. All such special purpose retailers' sales taxes imposed by a city shall expire after 10 years from the date such tax is first collected. The rate of any countywide retailers' sales tax shall be fixed in an amount not to exceed 1% and shall be fixed in increments of 0.25%, and which amount shall be determined by the board of county commissioners, except that:

(a) The board of county commissioners of Wabaunsee county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.25%; the board of county commissioners of Osage or Reno county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.25% or 1.5%; the board of county commissioners of Cherokee, Crawford, Ford, Saline, Seward, ~~Thomas~~ or Wyandotte county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.5%; the board of county commissioners of Atchison or Thomas county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.5% or 1.75%; the board of county commissioners of Anderson, Barton, Jefferson or Ottawa county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 2%; the board of county commissioners of Marion county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 2.5%; the board of county commissioners of Franklin, Linn and Miami counties, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at a percentage ~~which that~~ is equal to the sum of the rate allowed to be imposed by the respective board of county commissioners on July 1, 2007, plus up to 1.0%; and the board of county commissioners of Brown county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at up to 2%;

(b) the board of county commissioners of Jackson county, for the purposes of K.S.A. 12-187(b)(3), and amendments thereto, may fix such rate at 2%;

(c) the boards of county commissioners of Finney and Ford counties, for the purposes of K.S.A. 12-187(b)(4), and amendments thereto, may fix such rate at 0.25%;

(d) the board of county commissioners of any county, for the purposes of K.S.A. 12-187(b)(5), and amendments thereto, may fix such rate at a percentage ~~which that~~ is equal to the sum of the rate allowed to be imposed by a board of county commissioners on the effective date of this act plus 0.25%, 0.5%, 0.75% or 1%, as the case requires;

(e) the board of county commissioners of Dickinson county, for the purposes of K.S.A. 12-187(b)(7), and amendments thereto, may fix such rate at 1.5%, and the board of county commissioners of Miami county, for the purposes of K.S.A. 12-187(b)(7), and amendments thereto, may fix such rate at 1.25%, 1.5%, 1.75% or 2%;

(f) the board of county commissioners of Sherman county, for the purposes of K.S.A. 12-187(b)(8), and amendments thereto, may fix such rate at 2.25%;

(g) the board of county commissioners of Crawford or Russell county for the purposes of K.S.A. 12-187(b)(9), and amendments thereto, may fix such rate at 1.5%;

(h) the board of county commissioners of Franklin county, for the purposes of

K.S.A. 12-187(b)(10), and amendments thereto, may fix such rate at 1.75%;

(i) the board of county commissioners of Douglas county, for the purposes of K.S.A. 12-187(b)(11) and (b)(30), and amendments thereto, may fix such rate at 1.75%;

(j) the board of county commissioners of Jackson county, for the purposes of K.S.A. 12-187(b)(13), and amendments thereto, may fix such rate at 1.4%;

(k) the board of county commissioners of Sedgwick county, for the purposes of K.S.A. 12-187(b)(3)(C), and amendments thereto, may fix such rate at 2%;

(l) the board of county commissioners of Neosho county, for the purposes of K.S.A. 12-187(b)(14), and amendments thereto, may fix such rate at 1.0% or 1.5%;

(m) the board of county commissioners of Saline county, for the purposes of K.S.A. 12-187(b)(15), and amendments thereto, may fix such rate at up to 1.5%;

(n) the board of county commissioners of Harvey county, for the purposes of K.S.A. 12-187(b)(16), and amendments thereto, may fix such rate at 2.0%;

(o) the board of county commissioners of Atchison county, for the purpose of K.S.A. 12-187(b)(17), and amendments thereto, may fix such rate at a percentage ~~which~~ that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Atchison county on the effective date of this act plus 0.25%;

(p) the board of county commissioners of Wabaunsee county, for the purpose of K.S.A. 12-187(b)(18), and amendments thereto, may fix such rate at a percentage ~~which~~ that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Wabaunsee county on July 1, 2007, plus 0.5%;

(q) the board of county commissioners of Jefferson county, for the purpose of K.S.A. 12-187(b)(19) and (25), and amendments thereto, may fix such rate at 2.25%;

(r) the board of county commissioners of Riley county, for the purpose of K.S.A. 12-187(b)(20), and amendments thereto, may fix such rate at a percentage ~~which~~ that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Riley county on July 1, 2007, plus up to 1%;

(s) the board of county commissioners of Johnson county, for the purposes of K.S.A. 12-187(b)(21), and amendments thereto, may fix such rate at a percentage ~~which~~ that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Johnson county on July 1, 2007, plus 0.25%;

(t) the board of county commissioners of Wilson county, for the purposes of K.S.A. 12-187(b)(22), and amendments thereto, may fix such rate at up to 2%;

(u) the board of county commissioners of Butler county, for the purposes of K.S.A. 12-187(b)(23), and amendments thereto, may fix such rate at a percentage ~~which~~ that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75% or 1%;

(v) the board of county commissioners of Barton county, for the purposes of K.S.A. 12-187(b)(24), and amendments thereto, may fix such rate at up to 1.5%;

(w) the board of county commissioners of Lyon county, for the purposes of K.S.A. 12-187(b)(3)(D), and amendments thereto, may fix such rate at 1.5%;

(x) the board of county commissioners of Rawlins county, for the purposes of K.S.A. 12-187(b)(3)(E), and amendments thereto, may fix such rate at 1.75%;

(y) the board of county commissioners of Chautauqua county, for the purposes of K.S.A. 12-187(b)(3)(F), and amendments thereto, may fix such rate at 2.0%;

(z) the board of county commissioners of Pottawatomie county, for the purposes of K.S.A. 12-187(b)(26), and amendments thereto, may fix such rate at up to 1.5%;

(aa) the board of county commissioners of Kingman county, for the purposes of K.S.A. 12-187(b)(27), and amendments thereto, may fix such rate at a percentage ~~which~~ that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75%, or 1%;

(bb) the board of county commissioners of Edwards county, for the purposes of K.S.A. 12-187(b)(28), and amendments thereto, may fix such rate at 1.375%;

(cc) the board of county commissioners of Rooks county, for the purposes of K.S.A. 12-187(b)(29), and amendments thereto, may fix such rate at up to 1.5%;

(dd) the board of county commissioners of Bourbon county, for the purposes of K.S.A. 12-187(b)(3)(G) and (b)(31), and amendments thereto, may fix such rate at up to 2.0%; ~~and~~

(ee) the board of county commissioners of Marion county, for the purposes of K.S.A. 12-187(b)(32), and amendments thereto, may fix such rate at 2.5%; and

(ff) the board of county commissioners of Finney county, for the purposes of K.S.A. 12-187(b)(3)(H), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.3%.

Any county or city levying a retailers' sales tax is hereby prohibited from administering or collecting such tax locally, but shall utilize the services of the state department of revenue to administer, enforce and collect such tax. Except as otherwise specifically provided in K.S.A. 12-189a, and amendments thereto, such tax shall be identical in its application, and exemptions therefrom, to the Kansas retailers' sales tax act and all laws and administrative rules and regulations of the state department of revenue relating to the Kansas retailers' sales tax shall apply to such local sales tax insofar as such laws and rules and regulations may be made applicable. The state director of taxation is hereby authorized to administer, enforce and collect such local sales taxes and to adopt such rules and regulations as may be necessary for the efficient and effective administration and enforcement thereof.

Upon receipt of a certified copy of an ordinance or resolution authorizing the levy of a local retailers' sales tax, the director of taxation shall cause such taxes to be collected within or without the boundaries of such taxing subdivision at the same time and in the same manner provided for the collection of the state retailers' sales tax. Such copy shall be submitted to the director of taxation within 30 days after adoption of any such ordinance or resolution. The director of taxation shall confirm that all provisions of law applicable to the authorization of local sales tax have been followed prior to causing the collection. If the director of taxation discovers that a city or county did not comply with any provision of law applicable to the authorization of a local sales tax after collection has commenced, the director shall immediately notify the city or county and cease collection of such sales tax until such noncompliance is remedied. All moneys collected by the director of taxation under the provisions of this section shall be credited to a county and city retailers' sales tax fund which fund is hereby established in the state treasury, except that all moneys collected by the director of taxation pursuant to the authority granted in K.S.A. 12-187(b)(22), and amendments thereto, shall be credited to the Wilson county capital improvements fund. Any refund due on any county or city retailers' sales tax collected pursuant to this act shall be paid out of the sales tax refund fund and reimbursed by the director of taxation from collections of local retailers' sales tax revenue. Except for local retailers' sales tax revenue required to be deposited in the redevelopment bond fund established under K.S.A. 74-8927, and amendments thereto,

all local retailers' sales tax revenue collected within any county or city pursuant to this act shall be apportioned and remitted at least quarterly by the state treasurer, on instruction from the director of taxation, to the treasurer of such county or city.

Revenue that is received from the imposition of a local retailers' sales tax ~~which that~~ exceeds the amount of revenue required to pay the costs of a special project for which such revenue was pledged shall be credited to the city or county general fund, as the case requires.

The director of taxation shall provide, upon request by a city or county clerk or treasurer or finance officer of any city or county levying a local retailers' sales tax, monthly reports identifying each retailer doing business in such city or county or making taxable sales sourced to such city or county, setting forth the tax liability and the amount of such tax remitted by each retailer during the preceding month and identifying each business location maintained by the retailer and such retailer's sales or use tax registration or account number. Such report shall be made available to the clerk or treasurer or finance officer of such city or county within a reasonable time after it has been requested from the director of taxation. The director of taxation shall be allowed to assess a reasonable fee for the issuance of such report. Information received by any city or county pursuant to this section shall be confidential, and it shall be unlawful for any officer or employee of such city or county to divulge any such information in any manner. Any violation of this paragraph by a city or county officer or employee is a class A misdemeanor, and such officer or employee shall be dismissed from office. Reports of violations of this paragraph shall be investigated by the attorney general. The district attorney or county attorney and the attorney general shall have authority to prosecute violations of this paragraph.

Sec. 3. K.S.A. 2018 Supp. 79-3606 is hereby amended to read as follows: 79-3606. The following shall be exempt from the tax imposed by this act:

(a) All sales of motor-vehicle fuel or other articles upon which a sales or excise tax has been paid, not subject to refund, under the laws of this state except cigarettes and electronic cigarettes as defined by K.S.A. 79-3301, and amendments thereto, including consumable material for such electronic cigarettes, cereal malt beverages and malt products as defined by K.S.A. 79-3817, and amendments thereto, including wort, liquid malt, malt syrup and malt extract, that is not subject to taxation under the provisions of K.S.A. 79-41a02, and amendments thereto, motor vehicles taxed pursuant to K.S.A. 79-5117, and amendments thereto, tires taxed pursuant to K.S.A. 65-3424d, and amendments thereto, drycleaning and laundry services taxed pursuant to K.S.A. 65-34,150, and amendments thereto, and gross receipts from regulated sports contests taxed pursuant to the Kansas professional regulated sports act, and amendments thereto;

(b) all sales of tangible personal property or service, including the renting and leasing of tangible personal property, purchased directly by the state of Kansas, a political subdivision thereof, other than a school or educational institution, or purchased by a public or private nonprofit hospital or public hospital authority or nonprofit blood, tissue or organ bank and used exclusively for state, political subdivision, hospital or public hospital authority or nonprofit blood, tissue or organ bank purposes, except when: (1) Such state, hospital or public hospital authority is engaged or proposes to engage in any business specifically taxable under the provisions of this act and such items of tangible personal property or service are used or proposed to be used in such business; or (2) such political subdivision is engaged or proposes to engage in the

business of furnishing gas, electricity or heat to others and such items of personal property or service are used or proposed to be used in such business;

(c) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly by a public or private elementary or secondary school or public or private nonprofit educational institution and used primarily by such school or institution for nonsectarian programs and activities provided or sponsored by such school or institution or in the erection, repair or enlargement of buildings to be used for such purposes. The exemption herein provided shall not apply to erection, construction, repair, enlargement or equipment of buildings used primarily for human habitation;

(d) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, a public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership, that would be exempt from taxation under the provisions of this act if purchased directly by such hospital or public hospital authority, school, educational institution or a state correctional institution; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or district described in subsection (s), the total cost of which is paid from funds of such political subdivision or district and that would be exempt from taxation under the provisions of this act if purchased directly by such political subdivision or district. Nothing in this subsection or in the provisions of K.S.A. 12-3418, and amendments thereto, shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or any such district. As used in this subsection, K.S.A. 12-3418 and 79-3640, and amendments thereto, "funds of a political subdivision" shall mean general tax revenues, the proceeds of any bonds and gifts or grants-in-aid. Gifts shall not mean funds used for the purpose of constructing, equipping, reconstructing, repairing, enlarging, furnishing or remodeling facilities that are to be leased to the donor. When any political subdivision of the state, district described in subsection (s), public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or department of corrections concerned a sworn statement, on a form to be provided by the director of

taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or the contractor contracting with the department of corrections for a correctional institution concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(e) all sales of tangible personal property or services purchased by a contractor for the erection, repair or enlargement of buildings or other projects for the government of the United States, its agencies or instrumentalities, that would be exempt from taxation if purchased directly by the government of the United States, its agencies or instrumentalities. When the government of the United States, its agencies or instrumentalities shall contract for the erection, repair, or enlargement of any building or other project, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the government of the United States, its agencies or instrumentalities concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or

compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(f) tangible personal property purchased by a railroad or public utility for consumption or movement directly and immediately in interstate commerce;

(g) sales of aircraft including remanufactured and modified aircraft sold to persons using directly or through an authorized agent such aircraft as certified or licensed carriers of persons or property in interstate or foreign commerce under authority of the laws of the United States or any foreign government or sold to any foreign government or agency or instrumentality of such foreign government and all sales of aircraft for use outside of the United States and sales of aircraft repair, modification and replacement parts and sales of services employed in the remanufacture, modification and repair of aircraft;

(h) all rentals of nonsectarian textbooks by public or private elementary or secondary schools;

(i) the lease or rental of all films, records, tapes, or any type of sound or picture transcriptions used by motion picture exhibitors;

(j) meals served without charge or food used in the preparation of such meals to employees of any restaurant, eating house, dining car, hotel, drugstore or other place where meals or drinks are regularly sold to the public if such employees' duties are related to the furnishing or sale of such meals or drinks;

(k) any motor vehicle, semitrailer or pole trailer, as such terms are defined by K.S.A. 8-126, and amendments thereto, or aircraft sold and delivered in this state to a bona fide resident of another state, which motor vehicle, semitrailer, pole trailer or aircraft is not to be registered or based in this state and which vehicle, semitrailer, pole trailer or aircraft will not remain in this state more than 10 days;

(l) all isolated or occasional sales of tangible personal property, services, substances or things, except isolated or occasional sale of motor vehicles specifically taxed under the provisions of K.S.A. 79-3603(o), and amendments thereto;

(m) all sales of tangible personal property that become an ingredient or component part of tangible personal property or services produced, manufactured or compounded for ultimate sale at retail within or without the state of Kansas; and any such producer, manufacturer or compounder may obtain from the director of taxation and furnish to the supplier an exemption certificate number for tangible personal property for use as an ingredient or component part of the property or services produced, manufactured or compounded;

(n) all sales of tangible personal property that is consumed in the production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property, the treating of by-products or wastes derived from any such production process, the providing of services or the irrigation of crops for ultimate sale at retail within or without the state of Kansas; and any purchaser of such property may obtain from the director of taxation and furnish to the supplier an exemption certificate number for tangible personal property for consumption in such production, manufacture, processing, mining, drilling, refining, compounding, treating, irrigation and in providing such services;

(o) all sales of animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and

amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber or fur, or the production of offspring for use for any such purpose or purposes;

(p) all sales of drugs dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, "drug" means a compound, substance or preparation and any component of a compound, substance or preparation, other than food and food ingredients, dietary supplements or alcoholic beverages, recognized in the official United States pharmacopeia, official homeopathic pharmacopeia of the United States or official national formulary, and supplement to any of them, intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease or intended to affect the structure or any function of the body, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of drugs used in the performance or induction of an abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(q) all sales of insulin dispensed by a person licensed by the state board of pharmacy to a person for treatment of diabetes at the direction of a person licensed to practice medicine by the state board of healing arts;

(r) all sales of oxygen delivery equipment, kidney dialysis equipment, enteral feeding systems, prosthetic devices and mobility enhancing equipment prescribed in writing by a person licensed to practice the healing arts, dentistry or optometry, and in addition to such sales, all sales of hearing aids, as defined by K.S.A. 74-5807(c), and amendments thereto, and repair and replacement parts therefor, including batteries, by a person licensed in the practice of dispensing and fitting hearing aids pursuant to the provisions of K.S.A. 74-5808, and amendments thereto. For the purposes of this subsection: (1) "Mobility enhancing equipment" means equipment including repair and replacement parts to same, but does not include durable medical equipment, which is primarily and customarily used to provide or increase the ability to move from one place to another and which is appropriate for use either in a home or a motor vehicle; is not generally used by persons with normal mobility; and does not include any motor vehicle or equipment on a motor vehicle normally provided by a motor vehicle manufacturer; and (2) "prosthetic device" means a replacement, corrective or supportive device including repair and replacement parts for same worn on or in the body to artificially replace a missing portion of the body, prevent or correct physical deformity or malfunction or support a weak or deformed portion of the body;

(s) except as provided in K.S.A. 2018 Supp. 82a-2101, and amendments thereto, all sales of tangible personal property or services purchased directly or indirectly by a groundwater management district organized or operating under the authority of K.S.A. 82a-1020 et seq., and amendments thereto, by a rural water district organized or operating under the authority of K.S.A. 82a-612, and amendments thereto, or by a water supply district organized or operating under the authority of K.S.A. 19-3501 et seq., 19-3522 et seq. or 19-3545, and amendments thereto, which property or services are used in the construction activities, operation or maintenance of the district;

(t) all sales of farm machinery and equipment or aquaculture machinery and equipment, repair and replacement parts therefor and services performed in the repair and maintenance of such machinery and equipment. For the purposes of this subsection the term "farm machinery and equipment or aquaculture machinery and equipment"

shall include a work-site utility vehicle, as defined in K.S.A. 8-126, and amendments thereto, and is equipped with a bed or cargo box for hauling materials, and shall also include machinery and equipment used in the operation of Christmas tree farming but shall not include any passenger vehicle, truck, truck tractor, trailer, semitrailer or pole trailer, other than a farm trailer, as such terms are defined by K.S.A. 8-126, and amendments thereto. "Farm machinery and equipment" includes precision farming equipment that is portable or is installed or purchased to be installed on farm machinery and equipment. "Precision farming equipment" includes the following items used only in computer-assisted farming, ranching or aquaculture production operations: Soil testing sensors, yield monitors, computers, monitors, software, global positioning and mapping systems, guiding systems, modems, data communications equipment and any necessary mounting hardware, wiring and antennas. Each purchaser of farm machinery and equipment or aquaculture machinery and equipment exempted herein must certify in writing on the copy of the invoice or sales ticket to be retained by the seller that the farm machinery and equipment or aquaculture machinery and equipment purchased will be used only in farming, ranching or aquaculture production. Farming or ranching shall include the operation of a feedlot and farm and ranch work for hire and the operation of a nursery;

(u) all leases or rentals of tangible personal property used as a dwelling if such tangible personal property is leased or rented for a period of more than 28 consecutive days;

(v) all sales of tangible personal property to any contractor for use in preparing meals for delivery to homebound elderly persons over 60 years of age and to homebound disabled persons or to be served at a group-sitting at a location outside of the home to otherwise homebound elderly persons over 60 years of age and to otherwise homebound disabled persons, as all or part of any food service project funded in whole or in part by government or as part of a private nonprofit food service project available to all such elderly or disabled persons residing within an area of service designated by the private nonprofit organization, and all sales of tangible personal property for use in preparing meals for consumption by indigent or homeless individuals whether or not such meals are consumed at a place designated for such purpose, and all sales of food products by or on behalf of any such contractor or organization for any such purpose;

(w) all sales of natural gas, electricity, heat and water delivered through mains, lines or pipes: (1) To residential premises for noncommercial use by the occupant of such premises; (2) for agricultural use and also, for such use, all sales of propane gas; (3) for use in the severing of oil; and (4) to any property which is exempt from property taxation pursuant to K.S.A. 79-201b, Second through Sixth. As used in this paragraph, "severing" means the same as defined in K.S.A. 79-4216(k), and amendments thereto. For all sales of natural gas, electricity and heat delivered through mains, lines or pipes pursuant to the provisions of subsection (w)(1) and (w)(2), the provisions of this subsection shall expire on December 31, 2005;

(x) all sales of propane gas, LP-gas, coal, wood and other fuel sources for the production of heat or lighting for noncommercial use of an occupant of residential premises occurring prior to January 1, 2006;

(y) all sales of materials and services used in the repairing, servicing, altering, maintaining, manufacturing, remanufacturing, or modification of railroad rolling stock

for use in interstate or foreign commerce under authority of the laws of the United States;

(z) all sales of tangible personal property and services purchased directly by a port authority or by a contractor therefor as provided by the provisions of K.S.A. 12-3418, and amendments thereto;

(aa) all sales of materials and services applied to equipment that is transported into the state from without the state for repair, service, alteration, maintenance, remanufacture or modification and that is subsequently transported outside the state for use in the transmission of liquids or natural gas by means of pipeline in interstate or foreign commerce under authority of the laws of the United States;

(bb) all sales of used mobile homes or manufactured homes. As used in this subsection: (1) "Mobile homes" and "manufactured homes" mean the same as defined in K.S.A. 58-4202, and amendments thereto; and (2) "sales of used mobile homes or manufactured homes" means sales other than the original retail sale thereof;

(cc) all sales of tangible personal property or services purchased prior to January 1, 2012, except as otherwise provided, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business or retail business that meets the requirements established in K.S.A. 74-50,115, and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business or retail business, and all sales of tangible personal property or services purchased on or after January 1, 2012, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business that meets the requirements established in K.S.A. 74-50,115(e), and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business. When a person shall contract for the construction, reconstruction, enlargement or remodeling of any such business or retail business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the owner of the business or retail business a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, "business" and "retail business" mean the same as defined in K.S.A. 74-50,114, and amendments thereto. Project exemption certificates that have been previously issued under this subsection by the department of revenue pursuant to K.S.A. 74-50,115, and amendments thereto, but not including K.S.A. 74-50,115(e), and amendments thereto, prior to January 1, 2012, and have not expired will be effective for the term of the project or two years from the effective date of the certificate, whichever occurs earlier.

Project exemption certificates that are submitted to the department of revenue prior to January 1, 2012, and are found to qualify will be issued a project exemption certificate that will be effective for a two-year period or for the term of the project, whichever occurs earlier;

(dd) all sales of tangible personal property purchased with food stamps issued by the United States department of agriculture;

(ee) all sales of lottery tickets and shares made as part of a lottery operated by the state of Kansas;

(ff) on and after July 1, 1988, all sales of new mobile homes or manufactured homes to the extent of 40% of the gross receipts, determined without regard to any trade-in allowance, received from such sale. As used in this subsection, "mobile homes" and "manufactured homes" mean the same as defined in K.S.A. 58-4202, and amendments thereto;

(gg) all sales of tangible personal property purchased in accordance with vouchers issued pursuant to the federal special supplemental food program for women, infants and children;

(hh) all sales of medical supplies and equipment, including durable medical equipment, purchased directly by a nonprofit skilled nursing home or nonprofit intermediate nursing care home, as defined by K.S.A. 39-923, and amendments thereto, for the purpose of providing medical services to residents thereof. This exemption shall not apply to tangible personal property customarily used for human habitation purposes. As used in this subsection, "durable medical equipment" means equipment including repair and replacement parts for such equipment, that can withstand repeated use, is primarily and customarily used to serve a medical purpose, generally is not useful to a person in the absence of illness or injury and is not worn in or on the body, but does not include mobility enhancing equipment as defined in subsection (r), oxygen delivery equipment, kidney dialysis equipment or enteral feeding systems;

(ii) all sales of tangible personal property purchased directly by a nonprofit organization for nonsectarian comprehensive multidiscipline youth development programs and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(jj) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly on behalf of a community-based facility for people with intellectual disability or mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto, and licensed in accordance with the provisions of K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, and all sales of tangible personal property or services purchased by contractors during the time period from July, 2003, through June, 2006, for the purpose of constructing, equipping, maintaining or furnishing a new facility for a community-based facility for people with intellectual disability or mental health center located in Riverton, Cherokee County, Kansas, that would have been eligible for sales tax exemption pursuant to this subsection if purchased directly by such facility or center. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(kk) (1) (A) all sales of machinery and equipment that are used in this state as an

integral or essential part of an integrated production operation by a manufacturing or processing plant or facility;

(B) all sales of installation, repair and maintenance services performed on such machinery and equipment; and

(C) all sales of repair and replacement parts and accessories purchased for such machinery and equipment.

(2) For purposes of this subsection:

(A) "Integrated production operation" means an integrated series of operations engaged in at a manufacturing or processing plant or facility to process, transform or convert tangible personal property by physical, chemical or other means into a different form, composition or character from that in which it originally existed. Integrated production operations shall include: (i) Production line operations, including packaging operations; (ii) preproduction operations to handle, store and treat raw materials; (iii) post production handling, storage, warehousing and distribution operations; and (iv) waste, pollution and environmental control operations, if any;

(B) "production line" means the assemblage of machinery and equipment at a manufacturing or processing plant or facility where the actual transformation or processing of tangible personal property occurs;

(C) "manufacturing or processing plant or facility" means a single, fixed location owned or controlled by a manufacturing or processing business that consists of one or more structures or buildings in a contiguous area where integrated production operations are conducted to manufacture or process tangible personal property to be ultimately sold at retail. Such term shall not include any facility primarily operated for the purpose of conveying or assisting in the conveyance of natural gas, electricity, oil or water. A business may operate one or more manufacturing or processing plants or facilities at different locations to manufacture or process a single product of tangible personal property to be ultimately sold at retail;

(D) "manufacturing or processing business" means a business that utilizes an integrated production operation to manufacture, process, fabricate, finish or assemble items for wholesale and retail distribution as part of what is commonly regarded by the general public as an industrial manufacturing or processing operation or an agricultural commodity processing operation. (i) Industrial manufacturing or processing operations include, by way of illustration but not of limitation, the fabrication of automobiles, airplanes, machinery or transportation equipment, the fabrication of metal, plastic, wood or paper products, electricity power generation, water treatment, petroleum refining, chemical production, wholesale bottling, newspaper printing, ready mixed concrete production, and the remanufacturing of used parts for wholesale or retail sale. Such processing operations shall include operations at an oil well, gas well, mine or other excavation site where the oil, gas, minerals, coal, clay, stone, sand or gravel that has been extracted from the earth is cleaned, separated, crushed, ground, milled, screened, washed or otherwise treated or prepared before its transmission to a refinery or before any other wholesale or retail distribution. (ii) Agricultural commodity processing operations include, by way of illustration but not of limitation, meat packing, poultry slaughtering and dressing, processing and packaging farm and dairy products in sealed containers for wholesale and retail distribution, feed grinding, grain milling, frozen food processing, and grain handling, cleaning, blending, fumigation, drying and aeration operations engaged in by grain elevators or other grain storage facilities. (iii)

Manufacturing or processing businesses do not include, by way of illustration but not of limitation, nonindustrial businesses whose operations are primarily retail and that produce or process tangible personal property as an incidental part of conducting the retail business, such as retailers who bake, cook or prepare food products in the regular course of their retail trade, grocery stores, meat lockers and meat markets that butcher or dress livestock or poultry in the regular course of their retail trade, contractors who alter, service, repair or improve real property, and retail businesses that clean, service or refurbish and repair tangible personal property for its owner;

(E) "repair and replacement parts and accessories" means all parts and accessories for exempt machinery and equipment, including, but not limited to, dies, jigs, molds, patterns and safety devices that are attached to exempt machinery or that are otherwise used in production, and parts and accessories that require periodic replacement such as belts, drill bits, grinding wheels, grinding balls, cutting bars, saws, refractory brick and other refractory items for exempt kiln equipment used in production operations;

(F) "primary" or "primarily" mean more than 50% of the time.

(3) For purposes of this subsection, machinery and equipment shall be deemed to be used as an integral or essential part of an integrated production operation when used:

(A) To receive, transport, convey, handle, treat or store raw materials in preparation of its placement on the production line;

(B) to transport, convey, handle or store the property undergoing manufacturing or processing at any point from the beginning of the production line through any warehousing or distribution operation of the final product that occurs at the plant or facility;

(C) to act upon, effect, promote or otherwise facilitate a physical change to the property undergoing manufacturing or processing;

(D) to guide, control or direct the movement of property undergoing manufacturing or processing;

(E) to test or measure raw materials, the property undergoing manufacturing or processing or the finished product, as a necessary part of the manufacturer's integrated production operations;

(F) to plan, manage, control or record the receipt and flow of inventories of raw materials, consumables and component parts, the flow of the property undergoing manufacturing or processing and the management of inventories of the finished product;

(G) to produce energy for, lubricate, control the operating of or otherwise enable the functioning of other production machinery and equipment and the continuation of production operations;

(H) to package the property being manufactured or processed in a container or wrapping in which such property is normally sold or transported;

(I) to transmit or transport electricity, coke, gas, water, steam or similar substances used in production operations from the point of generation, if produced by the manufacturer or processor at the plant site, to that manufacturer's production operation; or, if purchased or delivered from off-site, from the point where the substance enters the site of the plant or facility to that manufacturer's production operations;

(J) to cool, heat, filter, refine or otherwise treat water, steam, acid, oil, solvents or other substances that are used in production operations;

(K) to provide and control an environment required to maintain certain levels of air quality, humidity or temperature in special and limited areas of the plant or facility,

where such regulation of temperature or humidity is part of and essential to the production process;

(L) to treat, transport or store waste or other byproducts of production operations at the plant or facility; or

(M) to control pollution at the plant or facility where the pollution is produced by the manufacturing or processing operation.

(4) The following machinery, equipment and materials shall be deemed to be exempt even though it may not otherwise qualify as machinery and equipment used as an integral or essential part of an integrated production operation: (A) Computers and related peripheral equipment that are utilized by a manufacturing or processing business for engineering of the finished product or for research and development or product design; (B) machinery and equipment that is utilized by a manufacturing or processing business to manufacture or rebuild tangible personal property that is used in manufacturing or processing operations, including tools, dies, molds, forms and other parts of qualifying machinery and equipment; (C) portable plants for aggregate concrete, bulk cement and asphalt including cement mixing drums to be attached to a motor vehicle; (D) industrial fixtures, devices, support facilities and special foundations necessary for manufacturing and production operations, and materials and other tangible personal property sold for the purpose of fabricating such fixtures, devices, facilities and foundations. An exemption certificate for such purchases shall be signed by the manufacturer or processor. If the fabricator purchases such material, the fabricator shall also sign the exemption certificate; (E) a manufacturing or processing business' laboratory equipment that is not located at the plant or facility, but that would otherwise qualify for exemption under subsection (3)(E); (F) all machinery and equipment used in surface mining activities as described in K.S.A. 49-601 et seq., and amendments thereto, beginning from the time a reclamation plan is filed to the acceptance of the completed final site reclamation.

(5) "Machinery and equipment used as an integral or essential part of an integrated production operation" shall not include:

(A) Machinery and equipment used for nonproduction purposes, including, but not limited to, machinery and equipment used for plant security, fire prevention, first aid, accounting, administration, record keeping, advertising, marketing, sales or other related activities, plant cleaning, plant communications and employee work scheduling;

(B) machinery, equipment and tools used primarily in maintaining and repairing any type of machinery and equipment or the building and plant;

(C) transportation, transmission and distribution equipment not primarily used in a production, warehousing or material handling operation at the plant or facility, including the means of conveyance of natural gas, electricity, oil or water, and equipment related thereto, located outside the plant or facility;

(D) office machines and equipment including computers and related peripheral equipment not used directly and primarily to control or measure the manufacturing process;

(E) furniture and other furnishings;

(F) buildings, other than exempt machinery and equipment that is permanently affixed to or becomes a physical part of the building, and any other part of real estate that is not otherwise exempt;

(G) building fixtures that are not integral to the manufacturing operation, such as

utility systems for heating, ventilation, air conditioning, communications, plumbing or electrical;

(H) machinery and equipment used for general plant heating, cooling and lighting;

(I) motor vehicles that are registered for operation on public highways; or

(J) employee apparel, except safety and protective apparel that is purchased by an employer and furnished gratuitously to employees who are involved in production or research activities.

(6) Subsections (3) and (5) shall not be construed as exclusive listings of the machinery and equipment that qualify or do not qualify as an integral or essential part of an integrated production operation. When machinery or equipment is used as an integral or essential part of production operations part of the time and for nonproduction purposes at other times, the primary use of the machinery or equipment shall determine whether or not such machinery or equipment qualifies for exemption.

(7) The secretary of revenue shall adopt rules and regulations necessary to administer the provisions of this subsection;

(ll) all sales of educational materials purchased for distribution to the public at no charge by a nonprofit corporation organized for the purpose of encouraging, fostering and conducting programs for the improvement of public health, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such materials purchased by a nonprofit corporation which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(mm) all sales of seeds and tree seedlings; fertilizers, insecticides, herbicides, germicides, pesticides and fungicides; and services, purchased and used for the purpose of producing plants in order to prevent soil erosion on land devoted to agricultural use;

(nn) except as otherwise provided in this act, all sales of services rendered by an advertising agency or licensed broadcast station or any member, agent or employee thereof;

(oo) all sales of tangible personal property purchased by a community action group or agency for the exclusive purpose of repairing or weatherizing housing occupied by low-income individuals;

(pp) all sales of drill bits and explosives actually utilized in the exploration and production of oil or gas;

(qq) all sales of tangible personal property and services purchased by a nonprofit museum or historical society or any combination thereof, including a nonprofit organization that is organized for the purpose of stimulating public interest in the exploration of space by providing educational information, exhibits and experiences, that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(rr) all sales of tangible personal property that will admit the purchaser thereof to any annual event sponsored by a nonprofit organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property purchased by a nonprofit organization which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(ss) all sales of tangible personal property and services purchased by a public broadcasting station licensed by the federal communications commission as a

noncommercial educational television or radio station;

(tt) all sales of tangible personal property and services purchased by or on behalf of a not-for-profit corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the sole purpose of constructing a Kansas Korean War memorial;

(uu) all sales of tangible personal property and services purchased by or on behalf of any rural volunteer fire-fighting organization for use exclusively in the performance of its duties and functions;

(vv) all sales of tangible personal property purchased by any of the following organizations that are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the following purposes, and all sales of any such property by or on behalf of any such organization for any such purpose:

(1) The American heart association, Kansas affiliate, inc. for the purposes of providing education, training, certification in emergency cardiac care, research and other related services to reduce disability and death from cardiovascular diseases and stroke;

(2) the Kansas alliance for the mentally ill, inc. for the purpose of advocacy for persons with mental illness and to education, research and support for their families;

(3) the Kansas mental illness awareness council for the purposes of advocacy for persons who are mentally ill and for education, research and support for them and their families;

(4) the American diabetes association Kansas affiliate, inc. for the purpose of eliminating diabetes through medical research, public education focusing on disease prevention and education, patient education including information on coping with diabetes, and professional education and training;

(5) the American lung association of Kansas, inc. for the purpose of eliminating all lung diseases through medical research, public education including information on coping with lung diseases, professional education and training related to lung disease and other related services to reduce the incidence of disability and death due to lung disease;

(6) the Kansas chapters of the Alzheimer's disease and related disorders association, inc. for the purpose of providing assistance and support to persons in Kansas with Alzheimer's disease, and their families and caregivers;

(7) the Kansas chapters of the Parkinson's disease association for the purpose of eliminating Parkinson's disease through medical research and public and professional education related to such disease;

(8) the national kidney foundation of Kansas and western Missouri for the purpose of eliminating kidney disease through medical research and public and private education related to such disease;

(9) the heartstrings community foundation for the purpose of providing training, employment and activities for adults with developmental disabilities;

(10) the cystic fibrosis foundation, heart of America chapter, for the purposes of assuring the development of the means to cure and control cystic fibrosis and improving the quality of life for those with the disease;

(11) the spina bifida association of Kansas for the purpose of providing financial, educational and practical aid to families and individuals with spina bifida. Such aid

includes, but is not limited to, funding for medical devices, counseling and medical educational opportunities;

(12) the CHWC, Inc., for the purpose of rebuilding urban core neighborhoods through the construction of new homes, acquiring and renovating existing homes and other related activities, and promoting economic development in such neighborhoods;

(13) the cross-lines cooperative council for the purpose of providing social services to low income individuals and families;

(14) the dreams work, inc., for the purpose of providing young adult day services to individuals with developmental disabilities and assisting families in avoiding institutional or nursing home care for a developmentally disabled member of their family;

(15) the KSDS, Inc., for the purpose of promoting the independence and inclusion of people with disabilities as fully participating and contributing members of their communities and society through the training and providing of guide and service dogs to people with disabilities, and providing disability education and awareness to the general public;

(16) the lyme association of greater Kansas City, Inc., for the purpose of providing support to persons with lyme disease and public education relating to the prevention, treatment and cure of lyme disease;

(17) the dream factory, inc., for the purpose of granting the dreams of children with critical and chronic illnesses;

(18) the Ottawa Suzuki strings, inc., for the purpose of providing students and families with education and resources necessary to enable each child to develop fine character and musical ability to the fullest potential;

(19) the international association of lions clubs for the purpose of creating and fostering a spirit of understanding among all people for humanitarian needs by providing voluntary services through community involvement and international cooperation;

(20) the Johnson county young matrons, inc., for the purpose of promoting a positive future for members of the community through volunteerism, financial support and education through the efforts of an all volunteer organization;

(21) the American cancer society, inc., for the purpose of eliminating cancer as a major health problem by preventing cancer, saving lives and diminishing suffering from cancer, through research, education, advocacy and service;

(22) the community services of Shawnee, inc., for the purpose of providing food and clothing to those in need;

(23) the angel babies association, for the purpose of providing assistance, support and items of necessity to teenage mothers and their babies; and

(24) the Kansas fairgrounds foundation for the purpose of the preservation, renovation and beautification of the Kansas state fairgrounds;

(ww) all sales of tangible personal property purchased by the habitat for humanity for the exclusive use of being incorporated within a housing project constructed by such organization;

(xx) all sales of tangible personal property and services purchased by a nonprofit zoo that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, or on behalf of such zoo by an entity itself exempt from federal income taxation pursuant to section 501(c)(3) of the federal

internal revenue code of 1986 contracted with to operate such zoo and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit zoo or the entity operating such zoo. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo. When any nonprofit zoo shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the nonprofit zoo concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the nonprofit zoo concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(yy) all sales of tangible personal property and services purchased by a parent-teacher association or organization, and all sales of tangible personal property by or on behalf of such association or organization;

(zz) all sales of machinery and equipment purchased by over-the-air, free access radio or television station that is used directly and primarily for the purpose of producing a broadcast signal or is such that the failure of the machinery or equipment to operate would cause broadcasting to cease. For purposes of this subsection, machinery and equipment shall include, but not be limited to, that required by rules and regulations of the federal communications commission, and all sales of electricity which are essential or necessary for the purpose of producing a broadcast signal or is such that the failure of the electricity would cause broadcasting to cease;

(aaa) all sales of tangible personal property and services purchased by a religious organization that is exempt from federal income taxation pursuant to section 501(c)(3)

of the federal internal revenue code, and used exclusively for religious purposes, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 1998, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(bbb) all sales of food for human consumption by an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, pursuant to a food distribution program that offers such food at a price below cost in exchange for the performance of community service by the

purchaser thereof;

(ccc) on and after July 1, 1999, all sales of tangible personal property and services purchased by a primary care clinic or health center the primary purpose of which is to provide services to medically underserved individuals and families, and that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center that would be exempt from taxation under the provisions of this section if purchased directly by such clinic or center, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property and services purchased by a primary care clinic or health center which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center. When any such clinic or center shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such clinic or center concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such clinic or center concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ddd) on and after January 1, 1999, and before January 1, 2000, all sales of materials and services purchased by any class II or III railroad as classified by the federal surface transportation board for the construction, renovation, repair or replacement of class II or III railroad track and facilities used directly in interstate commerce. In the event any such track or facility for which materials and services were

purchased sales tax exempt is not operational for five years succeeding the allowance of such exemption, the total amount of sales tax that would have been payable except for the operation of this subsection shall be recouped in accordance with rules and regulations adopted for such purpose by the secretary of revenue;

(eee) on and after January 1, 1999, and before January 1, 2001, all sales of materials and services purchased for the original construction, reconstruction, repair or replacement of grain storage facilities, including railroad sidings providing access thereto;

(fff) all sales of material handling equipment, racking systems and other related machinery and equipment that is used for the handling, movement or storage of tangible personal property in a warehouse or distribution facility in this state; all sales of installation, repair and maintenance services performed on such machinery and equipment; and all sales of repair and replacement parts for such machinery and equipment. For purposes of this subsection, a warehouse or distribution facility means a single, fixed location that consists of buildings or structures in a contiguous area where storage or distribution operations are conducted that are separate and apart from the business' retail operations, if any, and that do not otherwise qualify for exemption as occurring at a manufacturing or processing plant or facility. Material handling and storage equipment shall include aeration, dust control, cleaning, handling and other such equipment that is used in a public grain warehouse or other commercial grain storage facility, whether used for grain handling, grain storage, grain refining or processing, or other grain treatment operation;

(ggg) all sales of tangible personal property and services purchased by or on behalf of the Kansas academy of science, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and used solely by such academy for the preparation, publication and dissemination of education materials;

(hhh) all sales of tangible personal property and services purchased by or on behalf of all domestic violence shelters that are member agencies of the Kansas coalition against sexual and domestic violence;

(iii) all sales of personal property and services purchased by an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and such personal property and services are used by any such organization in the collection, storage and distribution of food products to nonprofit organizations that distribute such food products to persons pursuant to a food distribution program on a charitable basis without fee or charge, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities used for the collection and storage of such food products for any such organization which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling

facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 2005, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(jjj) all sales of dietary supplements dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, "dietary supplement" means any product, other than tobacco, intended to supplement the diet that: (1) Contains one or more of the following dietary ingredients: A vitamin, a mineral, an herb or other botanical, an amino acid, a dietary substance for use by humans to supplement the diet by increasing the total dietary intake or a concentrate, metabolite, constituent, extract or combination of any such ingredient; (2) is intended for ingestion in tablet, capsule, powder, softgel, gelcap or liquid form, or if not intended for ingestion, in such a form, is not represented as conventional food and is not represented for use as a sole item of a meal or of the diet; and (3) is required to be labeled as a dietary supplement, identifiable by the supplemental facts box found on the label and as required pursuant to 21 C.F.R. § 101.36;

(lll) all sales of tangible personal property and services purchased by special olympics Kansas, inc. for the purpose of providing year-round sports training and

athletic competition in a variety of olympic-type sports for individuals with intellectual disabilities by giving them continuing opportunities to develop physical fitness, demonstrate courage, experience joy and participate in a sharing of gifts, skills and friendship with their families, other special olympics athletes and the community, and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization;

(mmm) all sales of tangible personal property purchased by or on behalf of the Marillac center, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing psycho-social-biological and special education services to children, and all sales of any such property by or on behalf of such organization for such purpose;

(nnn) all sales of tangible personal property and services purchased by the west Sedgwick county-sunrise rotary club and sunrise charitable fund for the purpose of constructing a boundless playground which is an integrated, barrier free and developmentally advantageous play environment for children of all abilities and disabilities;

(ooo) all sales of tangible personal property by or on behalf of a public library serving the general public and supported in whole or in part with tax money or a not-for-profit organization whose purpose is to raise funds for or provide services or other benefits to any such public library;

(ppp) all sales of tangible personal property and services purchased by or on behalf of a homeless shelter that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal income tax code of 1986, and used by any such homeless shelter to provide emergency and transitional housing for individuals and families experiencing homelessness, and all sales of any such property by or on behalf of any such homeless shelter for any such purpose;

(qqq) all sales of tangible personal property and services purchased by TLC for children and families, inc., hereinafter referred to as TLC, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of TLC for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for TLC for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for TLC. When TLC contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC a sworn statement, on a form to be provided by the director of taxation, that all

purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(rrr) all sales of tangible personal property and services purchased by any county law library maintained pursuant to law and sales of tangible personal property and services purchased by an organization that would have been exempt from taxation under the provisions of this subsection if purchased directly by the county law library for the purpose of providing legal resources to attorneys, judges, students and the general public, and all sales of any such property by or on behalf of any such county law library;

(sss) all sales of tangible personal property and services purchased by catholic charities or youthville, hereinafter referred to as charitable family providers, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of charitable family providers for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for charitable family providers for any such purpose which would be exempt from taxation under the provisions of this section if purchased directly by charitable family providers. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for charitable family providers. When charitable family providers contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to charitable family providers a sworn statement, on a form to be provided by the director of

taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, charitable family providers shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ttt) all sales of tangible personal property or services purchased by a contractor for a project for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility owned by a nonprofit museum that has been granted an exemption pursuant to subsection (qq), which such home or facility is located in a city that has been designated as a qualified hometown pursuant to the provisions of K.S.A. 75-5071 et seq., and amendments thereto, and which such project is related to the purposes of K.S.A. 75-5071 et seq., and amendments thereto, and that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit museum. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility for any such nonprofit museum. When any such nonprofit museum shall contract for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such nonprofit museum a sworn statement on a form to be provided by the director of taxation that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in a home or facility or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such

nonprofit museum shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(uuu) all sales of tangible personal property and services purchased by Kansas children's service league, hereinafter referred to as KCSL, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing for the prevention and treatment of child abuse and maltreatment as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of KCSL for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for KCSL for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by KCSL. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for KCSL. When KCSL contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to KCSL a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, KCSL shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(vvv) all sales of tangible personal property or services, including the renting and leasing of tangible personal property or services, purchased by jazz in the woods, inc., a Kansas corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing jazz in the woods, an event benefiting children-in-need and other nonprofit charities assisting such children, and all sales of any such property by or on behalf of such organization for such purpose;

(www) all sales of tangible personal property purchased by or on behalf of the Frontenac education foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education support for students, and all sales of any such property by or on behalf of such organization for such purpose;

(xxx) all sales of personal property and services purchased by the booth theatre foundation, inc., an organization, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such personal property and services are used by any such organization in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling of the booth theatre, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling the booth theatre for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of

the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after January 1, 2007, but prior to the effective date of this act upon the gross receipts received from any sale which would have been exempted by the provisions of this subsection had such sale occurred after the effective date of this act shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(yyy) all sales of tangible personal property and services purchased by TLC charities foundation, inc., hereinafter referred to as TLC charities, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of encouraging private philanthropy to further the vision, values, and goals of TLC for children and families, inc.; and all sales of such property and services by or on behalf of TLC charities for any such purpose and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for TLC charities for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC charities. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for TLC charities. When TLC charities contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC charities a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be incorporated into the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC charities shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any

materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(zzz) all sales of tangible personal property purchased by the rotary club of shawnee foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, as amended, used for the purpose of providing contributions to community service organizations and scholarships;

(aaaa) all sales of personal property and services purchased by or on behalf of victory in the valley, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing a cancer support group and services for persons with cancer, and all sales of any such property by or on behalf of any such organization for any such purpose;

(bbbb) all sales of entry or participation fees, charges or tickets by Guadalupe health foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for such organization's annual fundraising event which purpose is to provide health care services for uninsured workers;

(cccc) all sales of tangible personal property or services purchased by or on behalf of wayside waifs, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing such organization's annual fundraiser, an event whose purpose is to support the care of homeless and abandoned animals, animal adoption efforts, education programs for children and efforts to reduce animal over-population and animal welfare services, and all sales of any such property, including entry or participation fees or charges, by or on behalf of such organization for such purpose;

(dddd) all sales of tangible personal property or services purchased by or on behalf of goodwill industries or Easter seals of Kansas, inc., both of which are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education, training and employment opportunities for people with disabilities and other barriers to employment;

(eeee) all sales of tangible personal property or services purchased by or on behalf of all American beef battalion, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of educating, promoting and participating as a contact group through the beef cattle industry in order to carry out such projects that provide support and morale to members of the United States armed forces and military services;

(ffff) all sales of tangible personal property and services purchased by sheltered living, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing residential and day services for people with developmental disabilities or intellectual disability, or both, and all sales of any such property by or on behalf of sheltered living, inc., for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling

homes and facilities for sheltered living, inc., for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by sheltered living, inc. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities for sheltered living, inc. When sheltered living, inc., contracts for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to sheltered living, inc., a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, sheltered living, inc., shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(gggg) all sales of game birds for which the primary purpose is use in hunting;

(hhhh) all sales of tangible personal property or services purchased on or after July 1, 2014, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business identified under the North American industry classification system (NAICS) subsectors 1123, 1124, 112112, 112120 or 112210, and the sale and installation of machinery and equipment purchased for installation at any such business. The exemption provided in this subsection shall not apply to projects that have actual total costs less than \$50,000. When a person contracts for the construction, reconstruction, enlargement or remodeling of any such business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to the owner of the business a sworn statement, on a form to be provided by the director of taxation, that all purchases

so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor of the contractor, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(iii) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for Wichita children's home for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by Wichita children's home. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for Wichita children's home. When Wichita children's home contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to Wichita children's home a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, Wichita children's home shall be liable for the tax on all materials purchased for the project, and upon payment, it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(jii) all sales of tangible personal property or services purchased by or on behalf of the beacon, inc., that is exempt from federal income taxation pursuant to section 501(c) (3) of the federal internal revenue code, for the purpose of providing those desiring help with food, shelter, clothing and other necessities of life during times of special need;

(kkkk) all sales of tangible personal property and services purchased by or on behalf of reaching out from within, inc., which is exempt from federal income taxation

pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of sponsoring self-help programs for incarcerated persons that will enable such incarcerated persons to become role models for non-violence while in correctional facilities and productive family members and citizens upon return to the community; ~~and~~

(llll) all sales of tangible personal property and services purchased by Gove county healthcare endowment foundation, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of constructing and equipping an airport in Quinter, Kansas, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing and equipping an airport in Quinter, Kansas, for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing or equipping of facilities for such organization. When such organization shall contract for the purpose of constructing or equipping an airport in Quinter, Kansas, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation no later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. The provisions of this subsection shall expire and have no effect on and after July 1, 2019; ~~and~~

(mmmm) all sales of gold or silver coins; and palladium, platinum, gold or silver bullion. For the purposes of this subsection, "bullion" means bars, ingots or commemorative medallions of gold, silver, platinum, palladium, or a combination thereof, for which the value of the metal depends on its content and not the form.

Sec. 4. K.S.A. 2018 Supp. 12-187, 12-189 and 79-3606 are hereby repealed.";

Also on page 2, in line 20, by striking "Kansas register" and inserting "statute book";

On page 1, in the title, in line 1, by striking all after "concerning"; by striking line 2; in line 3, by striking all before the second semicolon and inserting "sales and compensating use tax; relating to countywide retailers' sales tax, election, Dickinson, Jackson, Russell, Thomas and Wabaunsee counties, rates and election for Finney county, director of taxation; exemptions, sales of certain coins or bullion"; in line 4, by striking "K.S.A. 74-4986l, 74-4986p and 74-4986r" and inserting "K.S.A. 2018 Supp. 12-187, 12-189 and 79-3606";

And your committee on conference recommends the adoption of this report.

ROB OLSON

RICK BILLINGER

MARY WARE

Conferees on part of Senate

STEVEN JOHNSON

LES MASON

JIM GARTNER

Conferees on part of House

On motion of Rep. Johnson, the conference committee report on **HB 2140** was adopted.

On roll call, the vote was: Yeas 98; Nays 26; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helmer, Hibbard, Highland, Hoheisel, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Pannbacker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thomas, Thompson, Toplikar, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Amyx, Burris, Burroughs, Carmichael, Clayton, Curtis, Finney, Helgeson, Henderson, Highberger, Hodge, Hoffman, Holscher, Ohaebosim, Ousley, Owens, Parker, Pittman, Ruiz, L., Ruiz, S., Stogsdill, Thimesch, Vickrey, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Jacobs.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2033** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 16, following line 43, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 79-32,117 is hereby amended to read as follows: 79-

32,117. (a) The Kansas adjusted gross income of an individual means such individual's federal adjusted gross income for the taxable year, with the modifications specified in this section.

(b) There shall be added to federal adjusted gross income:

(i) Interest income less any related expenses directly incurred in the purchase of state or political subdivision obligations, to the extent that the same is not included in federal adjusted gross income, on obligations of any state or political subdivision thereof, but to the extent that interest income on obligations of this state or a political subdivision thereof issued prior to January 1, 1988, is specifically exempt from income tax under the laws of this state authorizing the issuance of such obligations, it shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income. Interest income on obligations of this state or a political subdivision thereof issued after December 31, 1987, shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

(ii) Taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state or any other taxing jurisdiction to the extent deductible in determining federal adjusted gross income and not credited against federal income tax. This paragraph shall not apply to taxes imposed under the provisions of K.S.A. 79-1107 or 79-1108, and amendments thereto, for privilege tax year 1995, and all such years thereafter.

(iii) The federal net operating loss deduction, except that the federal net operating loss deduction shall not be added to an individual's federal adjusted gross income for tax years beginning after December 31, 2016.

(iv) Federal income tax refunds received by the taxpayer if the deduction of the taxes being refunded resulted in a tax benefit for Kansas income tax purposes during a prior taxable year. Such refunds shall be included in income in the year actually received regardless of the method of accounting used by the taxpayer. For purposes hereof, a tax benefit shall be deemed to have resulted if the amount of the tax had been deducted in determining income subject to a Kansas income tax for a prior year regardless of the rate of taxation applied in such prior year to the Kansas taxable income, but only that portion of the refund shall be included as bears the same proportion to the total refund received as the federal taxes deducted in the year to which such refund is attributable bears to the total federal income taxes paid for such year. For purposes of the foregoing sentence, federal taxes shall be considered to have been deducted only to the extent such deduction does not reduce Kansas taxable income below zero.

(v) The amount of any depreciation deduction or business expense deduction claimed on the taxpayer's federal income tax return for any capital expenditure in making any building or facility accessible to the handicapped, for which expenditure the taxpayer claimed the credit allowed by K.S.A. 79-32,177, and amendments thereto.

(vi) Any amount of designated employee contributions picked up by an employer pursuant to K.S.A. 12-5005, 20-2603, 74-4919 and 74-4965, and amendments thereto.

(vii) The amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 79-32,196, and amendments thereto.

(viii) The amount of any costs incurred for improvements to a swine facility,

claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp. 79-32,204, and amendments thereto.

(ix) The amount of any ad valorem taxes and assessments paid and the amount of any costs incurred for habitat management or construction and maintenance of improvements on real property, claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,203, and amendments thereto.

(x) Amounts received as nonqualified withdrawals, as defined by K.S.A. 2018 Supp. 75-643, and amendments thereto, if, at the time of contribution to a family postsecondary education savings account, such amounts were subtracted from the federal adjusted gross income pursuant to K.S.A. 79-32,117(c)(xv), and amendments thereto, or if such amounts are not already included in the federal adjusted gross income.

(xi) The amount of any contribution made to the same extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 74-50,154, and amendments thereto.

(xii) For taxable years commencing after December 31, 2004, amounts received as withdrawals not in accordance with the provisions of K.S.A. 74-50,204, and amendments thereto, if, at the time of contribution to an individual development account, such amounts were subtracted from the federal adjusted gross income pursuant to subsection (c)(xiii), or if such amounts are not already included in the federal adjusted gross income.

(xiii) The amount of any expenditures claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp. 79-32,217 through 79-32,220 or 79-32,222, and amendments thereto.

(xiv) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,221, and amendments thereto.

(xv) The amount of any expenditures claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp. 79-32,223 through 79-32,226, 79-32,228 through 79-32,231, 79-32,233 through 79-32,236, 79-32,238 through 79-32,241, 79-32,245 through 79-32,248 or 79-32,251 through 79-32,254, and amendments thereto.

(xvi) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,227, 79-32,232, 79-32,237, 79-32,249, 79-32,250 or 79-32,255, and amendments thereto.

(xvii) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,256, and amendments thereto.

(xviii) For taxable years commencing after December 31, 2006, the amount of any ad valorem or property taxes and assessments paid to a state other than Kansas or local government located in a state other than Kansas by a taxpayer who resides in a state other than Kansas, when the law of such state does not allow a resident of Kansas who earns income in such other state to claim a deduction for ad valorem or property taxes or assessments paid to a political subdivision of the state of Kansas in determining

taxable income for income tax purposes in such other state, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xix) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Loss from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) loss from rental real estate, royalties, partnerships, S corporations, except those with wholly owned subsidiaries subject to the Kansas privilege tax, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) farm loss as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent deducted or subtracted in determining the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011, and as revised thereafter by the internal revenue service.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for self-employment taxes under section 164(f) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer, to the extent the deduction is attributable to income reported on schedule C, E or F and on line 12, 17 or 18 of the taxpayer's form 1040 federal income tax return.

(xxi) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for pension, profit sharing, and annuity plans of self-employed individuals under section 62(a)(6) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for health insurance under section 162(l) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for domestic production activities under section 199 of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid for medical care of the taxpayer or the taxpayer's spouse or dependents when such expenses were paid or incurred for an abortion, or for a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 2018 Supp. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xxv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross

income for expenses paid by a taxpayer for health care when such expenses were paid or incurred for abortion coverage, a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, when such expenses were paid or incurred for abortion coverage or amounts contributed to health savings accounts for such taxpayer's employees for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 2018 Supp. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as a deduction for federal income tax purposes.

(xxvi) For all taxable years beginning after December 31, 2016, the amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 72-99a07, and amendments thereto, and is also claimed as an itemized deduction for federal income tax purposes.

(xxvii) For all taxable years commencing after December 31, 2016, the amount of any deduction claimed under section 965(c) of the federal internal revenue code of 1986, in determining federal adjusted gross income.

(xxviii) For all taxable years commencing after December 31, 2017, the amount of any deduction claimed under section 250(a)(1)(B) of the federal internal revenue code of 1986.

(c) There shall be subtracted from federal adjusted gross income:

(i) Interest or dividend income on obligations or securities of any authority, commission or instrumentality of the United States and its possessions less any related expenses directly incurred in the purchase of such obligations or securities, to the extent included in federal adjusted gross income but exempt from state income taxes under the laws of the United States.

(ii) Any amounts received which are included in federal adjusted gross income but which are specifically exempt from Kansas income taxation under the laws of the state of Kansas.

(iii) The portion of any gain or loss from the sale or other disposition of property having a higher adjusted basis for Kansas income tax purposes than for federal income tax purposes on the date such property was sold or disposed of in a transaction in which gain or loss was recognized for purposes of federal income tax that does not exceed such difference in basis, but if a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to that portion of such gain which is included in federal adjusted gross income.

(iv) The amount necessary to prevent the taxation under this act of any annuity or other amount of income or gain which was properly included in income or gain and was taxed under the laws of this state for a taxable year prior to the effective date of this act, as amended, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain.

(v) The amount of any refund or credit for overpayment of taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state, or any taxing jurisdiction, to the extent included in gross income for federal income tax purposes.

(vi) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income.

(vii) Amounts received as annuities under the federal civil service retirement system from the civil service retirement and disability fund and other amounts received as retirement benefits in whatever form which were earned for being employed by the

federal government or for service in the armed forces of the United States.

(viii) Amounts received by retired railroad employees as a supplemental annuity under the provisions of 45 U.S.C. §§ 228b (a) and 228c (a)(1) et seq.

(ix) Amounts received by retired employees of a city and by retired employees of any board of such city as retirement allowances pursuant to K.S.A. 13-14,106, and amendments thereto, or pursuant to any charter ordinance exempting a city from the provisions of K.S.A. 13-14,106, and amendments thereto.

(x) For taxable years beginning after December 31, 1976, the amount of the federal tentative jobs tax credit disallowance under the provisions of 26 U.S.C. § 280 C. For taxable years ending after December 31, 1978, the amount of the targeted jobs tax credit and work incentive credit disallowances under 26 U.S.C. § 280 C.

(xi) For taxable years beginning after December 31, 1986, dividend income on stock issued by Kansas venture capital, inc.

(xii) For taxable years beginning after December 31, 1989, amounts received by retired employees of a board of public utilities as pension and retirement benefits pursuant to K.S.A. 13-1246, 13-1246a and 13-1249, and amendments thereto.

(xiii) For taxable years beginning after December 31, 2004, amounts contributed to and the amount of income earned on contributions deposited to an individual development account under K.S.A. 74-50,201 et seq., and amendments thereto.

(xiv) For all taxable years commencing after December 31, 1996, that portion of any income of a bank organized under the laws of this state or any other state, a national banking association organized under the laws of the United States, an association organized under the savings and loan code of this state or any other state, or a federal savings association organized under the laws of the United States, for which an election as an S corporation under subchapter S of the federal internal revenue code is in effect, which accrues to the taxpayer who is a stockholder of such corporation and which is not distributed to the stockholders as dividends of the corporation. For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of modification under this subsection shall exclude the portion of income or loss reported on schedule E and included on line 17 of the taxpayer's form 1040 federal individual income tax return.

(xv) For all taxable years beginning after December 31, 2006, amounts not exceeding \$3,000, or \$6,000 for a married couple filing a joint return, for each designated beneficiary which are contributed to a family postsecondary education savings account established under the Kansas postsecondary education savings program or a qualified tuition program established and maintained by another state or agency or instrumentality thereof pursuant to section 529 of the internal revenue code of 1986, as amended, for the purpose of paying the qualified higher education expenses of a designated beneficiary at an institution of postsecondary education. The terms and phrases used in this paragraph shall have the meaning respectively ascribed thereto by the provisions of K.S.A. 2018 Supp. 75-643, and amendments thereto, and the provisions of such section are hereby incorporated by reference for all purposes thereof.

(xvi) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are or were members of the armed forces of the United States, including service in the Kansas army and air national guard, as a recruitment, sign up or retention bonus received by such taxpayer as an incentive to join, enlist or remain in the armed services of the United States, including service in the Kansas army and air national

guard, and amounts received for repayment of educational or student loans incurred by or obligated to such taxpayer and received by such taxpayer as a result of such taxpayer's service in the armed forces of the United States, including service in the Kansas army and air national guard.

(xvii) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are eligible members of the Kansas army and air national guard as a reimbursement pursuant to K.S.A. 48-281, and amendments thereto, and amounts received for death benefits pursuant to K.S.A. 48-282, and amendments thereto, or pursuant to section 1 or section 2 of chapter 207 of the 2005 Session Laws of Kansas, and amendments thereto, to the extent that such death benefits are included in federal adjusted gross income of the taxpayer.

(xviii) For the taxable year beginning after December 31, 2006, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$50,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly; and for all taxable years beginning after December 31, 2007, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$75,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly.

(xix) Amounts received by retired employees of Washburn university as retirement and pension benefits under the university's retirement plan.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Net profit from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) net income, not including guaranteed payments as defined in section 707(c) of the federal internal revenue code and as reported to the taxpayer from federal schedule K-1, (form 1065-B), in box 9, code F or as reported to the taxpayer from federal schedule K-1, (form 1065) in box 4, from rental real estate, royalties, partnerships, S corporations, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) net farm profit as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent included in the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011 and as revised thereafter by the internal revenue service.

(xxi) For all taxable years beginning after December 31, 2013, amounts equal to the unreimbursed travel, lodging and medical expenditures directly incurred by a taxpayer while living, or a dependent of the taxpayer while living, for the donation of one or more human organs of the taxpayer, or a dependent of the taxpayer, to another person for human organ transplantation. The expenses may be claimed as a subtraction modification provided for in this section to the extent the expenses are not already subtracted from the taxpayer's federal adjusted gross income. In no circumstances shall the subtraction modification provided for in this section for any individual, or a

dependent, exceed \$5,000. As used in this section, "human organ" means all or part of a liver, pancreas, kidney, intestine, lung or bone marrow. The provisions of this paragraph shall take effect on the day the secretary of revenue certifies to the director of the budget that the cost for the department of revenue of modifications to the automated tax system for the purpose of implementing this paragraph will not exceed \$20,000.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of net gain from the sale of: (1) Cattle and horses, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 24 months or more from the date of acquisition; and (2) other livestock, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 12 months or more from the date of acquisition. The subtraction from federal adjusted gross income shall be limited to the amount of the additions recognized under the provisions of subsection (b)(xix) attributable to the business in which the livestock sold had been used. As used in this paragraph, the term "livestock" shall not include poultry.

(xxiii) For all taxable years beginning after December 31, 2012, amounts received under either the Overland Park, Kansas police department retirement plan or the Overland Park, Kansas fire department retirement plan, both as established by the city of Overland Park, pursuant to the city's home rule authority.

(xxiv) For taxable years beginning after December 31, 2013, and ending before January 1, 2017, the net gain from the sale from Christmas trees grown in Kansas and held by the taxpayer for six years or more.

(xxv) For all taxable years commencing after December 31, 2016, 100% of deferred foreign income under section 965(a) of the federal internal revenue code of 1986, before any deductions allowed under section 965(c) of such code.

(xxvi) For the tax year commencing after December 31, 2017, and ending before January 1, 2019, 95% of global intangible low-taxed income under section 951A of the federal internal revenue code of 1986, before any deductions allowed under section 250(a)(1)(B) of such code.

(xxvii) For all taxable years commencing after December 31, 2018, 100% of global intangible low-taxed income under section 951A of the federal internal revenue code of 1986, before any deductions allowed under section 250(a)(1)(B) of such code.

(d) There shall be added to or subtracted from federal adjusted gross income the taxpayer's share, as beneficiary of an estate or trust, of the Kansas fiduciary adjustment determined under K.S.A. 79-32,135, and amendments thereto.

(e) The amount of modifications required to be made under this section by a partner which relates to items of income, gain, loss, deduction or credit of a partnership shall be determined under K.S.A. 79-32,131, and amendments thereto, to the extent that such items affect federal adjusted gross income of the partner.

(f) No taxpayer shall be assessed penalties and interest from the underpayment of taxes due to changes to this section that became law on July 1, 2017, so long as such underpayment is rectified on or before April 17, 2018.

(g) Any changes to this section that became law on July 1, 2019, shall be applied retroactively to the dates indicated in those subsections.

Sec. 4. K.S.A. 2018 Supp. 79-32,120 is hereby amended to read as follows: 79-32,120. (a) (1) For all tax years prior to tax year 2019, if federal taxable income of an individual is determined by itemizing deductions from such individual's federal adjusted

gross income, such individual may elect to deduct the Kansas itemized deduction in lieu of the Kansas standard deduction. For tax year 2019, and all tax years thereafter, an individual may elect to deduct the Kansas itemized deduction in lieu of the Kansas standard deduction regardless of whether or not such individual's federal taxable income is determined by itemizing deductions from such individual's federal adjusted gross income.

~~(2) For the tax year commencing on January 1, 2013, the Kansas itemized deduction of an individual means 70% of the total amount of deductions from federal adjusted gross income, other than federal deductions for personal exemptions, as provided in the federal internal revenue code with the modifications specified in this section.~~

~~(3) For the tax year commencing on January 1, 2014, the Kansas itemized deduction of an individual means 65% of the total amount of deductions from federal adjusted gross income, other than federal deductions for personal exemptions, as provided in the federal internal revenue code with the modifications specified in this section.~~

(4) For the tax years commencing on and after January 1, 2015, and ending before January 1, 2018, the Kansas itemized deduction of an individual means the following deductions from federal adjusted gross income, other than federal deductions for personal exemptions, as provided in the federal internal revenue code with the modifications specified in this section: (A) 100% of charitable contributions that qualify as charitable contributions allowable as deductions in section 170 of the federal internal revenue code; (B) 50% of the amount of qualified residence interest as provided in section 163(h) of the federal internal revenue code; and (C) 50% of the amount of taxes on real and personal property as provided in section 164(a) of the federal internal revenue code.

~~(5)~~(3) For the tax year commencing on and after January 1, 2018, and ending before January 1, 2019, the Kansas itemized deduction of an individual means the following deductions from federal adjusted gross income, other than federal deductions for personal exemptions, as provided in the federal internal revenue code with the modifications specified in this section: (A) 100% of charitable contributions that qualify as charitable contributions allowable as deductions in section 170 of the federal internal revenue code; (B) 50% of expenses for medical care allowable as deductions in section 213 of the federal internal revenue code; (C) 50% of the amount of qualified residence interest as provided in section 163(h) of the federal internal revenue code; and (D) 50% of the amount of taxes on real and personal property as provided in section 164(a) of the federal internal revenue code.

~~(6)~~(4) For the tax year commencing on and after January 1, 2019, and ending before January 1, 2020, the Kansas itemized deduction of an individual means the following deductions from federal adjusted gross income, other than federal deductions for personal exemptions, as provided in the federal internal revenue code with the modifications specified in this section: (A) 100% of charitable contributions that qualify as charitable contributions allowable as deductions in section 170 of the federal internal revenue code; (B) 75% of expenses for medical care allowable as deductions in section 213 of the federal internal revenue code; (C) 75% of the amount of qualified residence interest as provided in section 163(h) of the federal internal revenue code; and (D) 75% of the amount of taxes on real and personal property as provided in section 164(a) of the

federal internal revenue code.

(7)(5) For the tax years commencing on and after January 1, 2020, the Kansas itemized deduction of an individual means the following deductions from federal adjusted gross income, other than federal deductions for personal exemptions, as provided in the federal internal revenue code with the modifications specified in this section: (A) 100% of charitable contributions that qualify as charitable contributions allowable as deductions in section 170 of the federal internal revenue code; (B) 100% of expenses for medical care allowable as deductions in section 213 of the federal internal revenue code; (C) 100% of the amount of qualified residence interest as provided in section 163(h) of the federal internal revenue code; and (D) 100% of the amount of taxes on real and personal property as provided in section 164(a) of the federal internal revenue code.

(b) The total amount of deductions from federal adjusted gross income shall be reduced by the total amount of income taxes imposed by or paid to this state or any other taxing jurisdiction to the extent that the same are deducted in determining the federal itemized deductions and by the amount of all depreciation deductions claimed for any real or tangible personal property upon which the deduction allowed by K.S.A. 2018 Supp. 79-32,221, 79-32,227, 79-32,232, 79-32,237, 79-32,249, 79-32,250, 79-32,255 or 79-32,256, and amendments thereto, is or has been claimed.

Sec. 5. K.S.A. 2018 Supp. 79-32,138 is hereby amended to read as follows: 79-32,138. (a) Kansas taxable income of a corporation taxable under this act shall be the corporation's federal taxable income for the taxable year with the modifications specified in this section, except that in determination of such federal taxable income for all taxable years commencing after December 31, 2018, section 118 of the federal internal revenue code of 1986 will be applied as in effect on December 21, 2017.

(b) There shall be added to federal taxable income: (i) The same modifications as are set forth in K.S.A. 79-32,117(b), and amendments thereto, with respect to resident individuals, except subsections (b)(xix), (b)(xx), (b)(xxi), (b)(xxii) and (b)(xxiii);

(ii) the amount of all depreciation deductions claimed for any property upon which the deduction allowed by K.S.A. 2018 Supp. 79-32,221, 79-32,227, 79-32,232, 79-32,237, 79-32,249, 79-32,250, 79-32,255 or 79-32,256, and amendments thereto, is claimed;

(iii) the amount of any charitable contribution deduction claimed for any contribution or gift to or for the use of any racially segregated educational institution;

(iv) for taxable years commencing December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid by a taxpayer for health care when such expenses were paid or incurred for abortion coverage, a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, when such expenses were paid or incurred for abortion coverage or amounts contributed to health savings accounts for such taxpayer's employees for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 2018 Supp. 40-2,190, and amendments thereto;

(v) the amount of any charitable contribution deduction claimed for any contribution or gift made to a scholarship granting organization to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 72-4357, and amendments thereto; and

(vi) the federal net operating loss deduction.

(c) There shall be subtracted from federal taxable income: (i) The same modifications as are set forth in K.S.A. 79-32,117(c), and amendments thereto, with respect to resident individuals, except subsection (c)(xx);

(ii) the federal income tax liability for any taxable year commencing prior to December 31, 1971, for which a Kansas return was filed after reduction for all credits thereon, except credits for payments on estimates of federal income tax, credits for gasoline and lubricating oil tax, and for foreign tax credits if, on the Kansas income tax return for such prior year, the federal income tax deduction was computed on the basis of the federal income tax paid in such prior year, rather than as accrued. Notwithstanding the foregoing, the deduction for federal income tax liability for any year shall not exceed that portion of the total federal income tax liability for such year which bears the same ratio to the total federal income tax liability for such year as the Kansas taxable income, as computed before any deductions for federal income taxes and after application of subsections (d) and (e) of this section as existing for such year, bears to the federal taxable income for the same year;

(iii) an amount for the amortization deduction allowed pursuant to K.S.A. 2018 Supp. 79-32,221, 79-32,227, 79-32,232, 79-32,237, 79-32,249, 79-32,250, 79-32,255 or 79-32,256, and amendments thereto;

(iv) for all taxable years commencing after December 31, 1987, the amount included in federal taxable income pursuant to the provisions of section 78 of the internal revenue code; ~~and~~

(v) for all taxable years commencing after December 31, 1987, 80% of dividends from corporations incorporated outside of the United States or the District of Columbia which are included in federal taxable income. This paragraph does not apply to amounts excluded from income pursuant to K.S.A. 79-32,117(c)(xxv), (xxvi) and (xxvii), and amendments thereto, or amounts added back pursuant to K.S.A. 79-32,117(b)(xxvii) and (xxviii), and amendments thereto; and

(vi) for all taxable years commencing after December 31, 2018, the amount disallowed as a deduction pursuant to section 162(r) of the federal internal revenue code of 1986, as in effect on January 1, 2018.

(d) If any corporation derives all of its income from sources within Kansas in any taxable year commencing after December 31, 1979, its Kansas taxable income shall be the sum resulting after application of subsections (a) through (c) ~~hereof~~. Otherwise, such corporation's Kansas taxable income in any such taxable year, after excluding any refunds of federal income tax and before the deduction of federal income taxes provided by subsection (c)(ii) shall be allocated as provided in K.S.A. 79-3271 ~~to~~ through K.S.A. 79-3293, ~~inclusive~~, and amendments thereto, plus any refund of federal income tax as determined under K.S.A. 79-32,117(b)(iv), and amendments thereto, and minus the deduction for federal income taxes as provided by subsection (c)(ii) shall be such corporation's Kansas taxable income.

(e) A corporation may make an election with respect to its first taxable year commencing after December 31, 1982, whereby no addition modifications as provided for in subsection (b)(ii) and subtraction modifications as provided for in subsection (c) (iii) as those subsections existed prior to their amendment by this act, shall be required to be made for such taxable year.

New Sec. 6. Sections 6 through 15, and amendments thereto, shall be known and may be cited as the Kansas main street parity act.

New Sec. 7. As used in the Kansas main street parity act:

(a) "Act" means the Kansas main street parity act.

(b) "Affiliated person" means a person that, with respect to another person: (1) Has an ownership interest of more than 5%, whether direct or indirect, in the other person; or (2) is related to the other person because a third person, or group of third persons who are affiliated persons with respect to each other, holds an ownership interest of more than 5%, whether direct or indirect, in the related persons.

(c) "Cumulative gross receipts" means gross receipts as defined in K.S.A. 79-3602, and amendments thereto, and includes the gross receipts received by the marketplace facilitator from its own direct sales combined with the gross receipts received from sales it facilitates for sellers or marketplace sellers.

(d) "Department" means the Kansas department of revenue.

(e) (1) "Marketplace facilitator" means a person that, pursuant to an agreement with a marketplace seller, facilitates sales by such marketplace seller through a physical or electronic marketplace operated by the person, and:

(A) Engages directly or indirectly, through one or more affiliated persons in any of the following:

(i) Transmitting or otherwise communicating the offer or acceptance between a buyer and marketplace seller;

(ii) owning or operating the infrastructure, electronic or physical, or technology that brings buyers and marketplace sellers together;

(iii) providing a virtual currency that buyers are allowed or required to use to purchase products from the marketplace seller; or

(iv) software development or research and development activities related to any of the activities described in this subsection, if such activities are directly related to a physical or electronic marketplace operated by the person or an affiliated person; and

(B) engages in any of the following activities with respect to the marketplace seller's products:

(i) Payment processing services;

(ii) fulfillment, delivery or storage services;

(iii) listing products for sale;

(iv) setting prices;

(v) branding sales as those of the marketplace facilitator;

(vi) order taking;

(vii) advertising or promotion; or

(viii) providing customer service or accepting or assisting with returns or exchanges.

(2) A "marketplace facilitator" does not include a person that provides internet advertising services, including listing products for sale, so long as the person does not also engage in any of the activities described in subsection (e)(1)(A), in addition to any of the activities described in subsection (e)(1)(B).

(f) "Marketplace seller" means a seller that makes retail sales through any physical or electronic marketplaces operated by a marketplace facilitator regardless of whether the seller is required to be registered with the department.

(g) "Platform" means an electronic or physical medium, including a website or catalog, operated by a referrer.

(h) "Referral" means the transfer by a referrer of a potential customer to a seller or

marketplace seller that advertises or lists products for sale on the referrer's platform.

(i) (1) "Referrer" means a person, other than a person engaging in the business of printing a newspaper or publishing a newspaper, that contracts or otherwise agrees with a seller or marketplace seller to list or advertise for sale one or more items in any medium, including a website or catalog; receives a commission, fee or other consideration from the seller for the listing or advertisement; transfers, via telephone, internet link, or other means, a purchaser to a seller, marketplace seller or an affiliated person to complete the sale; and does not collect receipts from the purchasers for the transaction.

(2) "Referrer" does not include a person that:

(A) Provides internet advertising services; and

(B) does not ever provide either the seller's or the marketplace seller's shipping terms or advertise whether the seller or marketplace seller charges sales tax.

(j) "Sale" or "sales" shall have the same meaning as defined in K.S.A. 79-3602(kk), and amendments thereto, whether or not such sales qualify for a sales tax exemption.

(k) "Seller" shall have the same meaning as defined in K.S.A. 79-3602(mm), and amendments thereto, and includes marketplace facilitators, whether making sales in the seller's own right or on behalf of marketplace sellers.

(l) "Tax" means the sales tax imposed under K.S.A. 79-3603, and amendments thereto, or the use tax imposed under K.S.A. 79-3703, and amendments thereto.

(m) "Transaction" means a sale of tangible personal property or a service by a marketplace seller including, but not limited to, all such marketplace seller's transactions for tangible personal property or a service, however consummated, including transactions completed on a website operated by:

(1) The marketplace seller;

(2) an affiliated person; or

(3) a contract party, including a marketplace facilitator.

(n) The meaning ascribed to words and phrases in K.S.A. 79-3602, and amendments thereto, insofar as practicable, shall be applicable herein unless otherwise provided.

New Sec. 8. (a) On and after October 1, 2019, any marketplace facilitator that meets the criteria in subsection (b) or that has a physical presence in this state, must collect and remit retail sales or use tax on all taxable retail sales made or facilitated by the marketplace facilitator into this state pursuant to this act. Marketplace facilitators meeting the requirements of subsection (b) must begin collecting state and local retail sales or use taxes on taxable retail sales made or facilitated by the marketplace facilitator sourced to this state beginning on the first day of the next calendar month that is at least 30 days from the date that the marketplace facilitator met the threshold described in subsection (b).

(b) A marketplace facilitator is subject to subsection (a) if:

(1) (A) For calendar year 2018, the marketplace facilitator made or facilitated retail sales sourced to this state in excess of \$100,000 of cumulative gross receipts from retail sales sourced to this state;

(B) for the period beginning on January 1, 2019, through September 30, 2019, the marketplace facilitator made or facilitated retail sales sourced to this state in excess of \$100,000 of cumulative gross receipts from retail sales sourced to this state; or

(C) during the current or immediately preceding calendar year, the marketplace

facilitator made or facilitated retail sales sourced to this state in excess of \$100,000 of cumulative gross receipts from retail sales sourced to this state.

(2) (A) For any marketplace facilitator who satisfies the provisions of subsection (b)(1), such marketplace facilitator shall not be required to collect and remit any taxes from sales occurring prior to October 1, 2019.

(B) For any marketplace facilitator who satisfies the provisions of subsection (b)(1) (C) for sales in the current calendar year for the first time, such marketplace facilitator shall be required to collect and remit the tax on any sales made or facilitated in excess of the \$100,000 of cumulative gross receipts from sales in the current calendar year by the marketplace facilitator to customers in this state.

New Sec. 9. (a) In addition to other applicable recordkeeping requirements, the department may require a marketplace facilitator or referrer to provide or make available to the department any information the department determines is reasonably necessary to enforce the provisions of this act, the Kansas retailers' sales tax act and the Kansas compensating tax act. Such information may include documentation of sales made by marketplace sellers through the marketplace facilitator's physical or electronic marketplace. The department may prescribe by rules and regulations the form and manner for providing this information.

(b) A marketplace facilitator is relieved of liability under this act for failure to collect the correct amount of tax to the extent that the marketplace facilitator can show to the department's satisfaction that the error was due to incorrect information given to the marketplace facilitator by the marketplace seller, unless the marketplace facilitator and marketplace seller are affiliated persons. When the marketplace facilitator is relieved of liability under this subsection, the marketplace seller is solely liable for the amount of uncollected tax due.

(c) Except as otherwise provided in this section, a marketplace seller otherwise obligated to collect the taxes imposed under this act is not required to collect such taxes on all taxable retail sales through a marketplace operated by a marketplace facilitator if the marketplace seller entered into an agreement with the marketplace facilitator indicating that the marketplace facilitator is registered with the department and will collect all applicable taxes due under this act, the Kansas retailers' sales tax act or the Kansas compensating tax act on all taxable retail sales made on behalf of the marketplace seller through the marketplace operated by the marketplace facilitator. This subsection does not relieve a marketplace seller from liability for uncollected taxes due under this act, the Kansas retailers' sales tax act or the Kansas compensating tax act resulting from a marketplace facilitator's failure to collect the proper amount of tax due when the error was due to insufficient or incorrect information given to the marketplace facilitator by the marketplace seller.

(d) No class action may be brought against a marketplace facilitator in any court of this state on behalf of purchasers arising from or in any way related to an overpayment of sales or use tax collected by the marketplace facilitator or referrer, regardless of whether that claim is characterized as a tax refund claim. Nothing in this subsection affects a purchaser's right to seek a refund from the department as provided by the Kansas retailers' sales tax act.

New Sec. 10. (a) Except as otherwise provided in this act, taxes imposed under the Kansas retailers' sales tax act or the Kansas compensating tax act and payable by a consumer directly to the department are due, on returns prescribed by the department, as

prescribed by those acts.

(b) Nothing in this act affects the obligation of any purchaser from this state to remit retail sales or use tax as to any applicable taxable transaction in which the seller does not collect and remit retail sales or use tax.

New Sec. 11. (a) A marketplace facilitator that is subject to section 8, and amendments thereto, and is complying with the requirements of the Kansas retailers' sales tax act or the Kansas compensating tax act may only seek a recovery of retail sales and use taxes, penalties or interest from the department by following the recovery procedures established under the Kansas retailers' sales tax act. However, no claim may be granted on the basis that the taxpayer lacked a physical presence in this state and complied with the tax collection provisions of the Kansas retailers' sales tax act or the Kansas compensating tax act voluntarily.

(b) Neither the state nor any marketplace facilitator that collects and remits retail sales or use tax under section 8, and amendments thereto, is liable to a purchaser that claims that the retail sales or use tax has been over-collected because a provision of this act is later deemed unlawful.

New Sec. 12. A marketplace seller, or a marketplace facilitator that is obligated to collect the taxes imposed under this act, the Kansas retailers' sales tax act or Kansas compensating tax act must also collect all other applicable taxes and fees in effect as of the effective date of this section. For purposes of this section, "taxes and fees" means any monetary exaction, regardless of its label, imposed on a buyer and that the marketplace seller or marketplace facilitator is required to collect and pay over to the department.

Beginning on October 1, 2019, the collection and remittance obligation of a marketplace facilitator under this act also applies to any other taxes and fees, as defined under this section, that are imposed on a retail sale made or facilitated by the marketplace facilitator, whether in its own right or as an agent of a marketplace seller, regardless of whether the marketplace seller has a tax collection obligation.

New Sec. 13. Except as otherwise provided in this act, the provisions of K.S.A. 79-3601 through 79-3696, and amendments thereto, relating to enforcement, collection and administration, insofar as practicable, shall have full force and effect with respect to taxes imposed under the provisions of the Kansas main street parity act.

New Sec. 14. The secretary of revenue shall adopt such rules and regulations as deemed necessary for the administration of this act.

New Sec. 15. If any provision of the Kansas main street parity act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

New Sec. 16. (a) There is hereby levied and there shall be collected and paid a tax upon the gross receipts from the sale of food and food ingredients. The rate of tax shall be 6.5%, except as otherwise provided pursuant to section 17, and amendments thereto.

(b) The provisions of this section shall not apply to prepared food, unless sold without eating utensils provided by the seller and described below:

(1) Food sold by a seller whose proper primary NAICS classification is manufacturing in sector 311, except subsector 3118 (bakeries);

(2) (A) food sold in an unheated state by weight or volume as a single item; or

(B) only meat or seafood sold in an unheated state by weight or volume as a single

item;

(3) bakery items, including bread, rolls, buns, biscuits, bagels, croissants, pastries, donuts, danish, cakes, tortes, pies, tarts, muffins, bars, cookies and tortillas;

(4) food sold that ordinarily requires additional cooking, as opposed to just reheating, by the consumer prior to consumption; or

(5) bottled water that is not otherwise sold as prepared food.

(c) The provisions of this section shall be a part of and supplemental to the Kansas retailers' sales tax act.

New Sec. 17. (a) Commencing with fiscal year 2019, in any fiscal year in which an increase in revenue attributable to the Kansas compensating use tax provided in K.S.A. 79-3703, and amendments thereto, exceeds the revenue of the base year amount plus 3% annually, the director of legislative research shall certify such excess amount by September 1 to the secretary of revenue and the director of the budget. Upon receipt of such certified amount, the secretary shall compute as follows:

For calculating a reduction in the state rate for sales and compensating use taxes on food and food ingredients, the certified amount from subsection (a) in dollars shall be computed by the secretary for a reduction rounded down to the nearest 0.1% in the sales and compensating use tax rates on food and food ingredients, if any, to go into effect for the next calendar year that would reduce the revenue from sales and compensating use taxes on food and food ingredients in an amount approximately equal to the amount computed by the secretary. Such rate reductions shall remain in effect unless further reduced pursuant to this section. The rate reductions pursuant to this section shall be applied until the state rates for sales and compensating use taxes on food and food ingredients are reduced to 0%. The secretary shall publish the new sales and compensating use tax rates to take effect on July 1 for calendar year 2020; and on January 1 for all calendar years thereafter, by October 1 of the preceding year. In the event that the amount provided in subsection (a) does not exceed the base year amount, the reduction in the state rate for sales and compensating use tax on food and food ingredients is 0%. The state rate for sales and compensating use taxes shall not increase when revenue pursuant to subsection (a) is less than the base year amount.

(b) As used in this section, "base year amount" means the revenue attributable to the Kansas compensating use tax provided in K.S.A. 79-3703, and amendments thereto, for fiscal year 2018.

Sec. 18. K.S.A. 2018 Supp. 79-3602 is hereby amended to read as follows: 79-3602. Except as otherwise provided, as used in the Kansas retailers' sales tax act:

(a) "Agent" means a person appointed by a seller to represent the seller before the member states.

(b) "Agreement" means the multistate agreement entitled the streamlined sales and use tax agreement approved by the streamlined sales tax implementing states at Chicago, Illinois on November 12, 2002.

(c) "Alcoholic beverages" means beverages that are suitable for human consumption and contain 0.05% or more of alcohol by volume.

(d) "Certified automated system (CAS)" means software certified under the agreement to calculate the tax imposed by each jurisdiction on a transaction, determine the amount of tax to remit to the appropriate state and maintain a record of the transaction.

(e) "Certified service provider (CSP)" means an agent certified under the agreement

to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(f) "Computer" means an electronic device that accepts information in digital or similar form and manipulates it for a result based on a sequence of instructions.

(g) "Computer software" means a set of coded instructions designed to cause a computer or automatic data processing equipment to perform a task.

(h) "Delivered electronically" means delivered to the purchaser by means other than tangible storage media.

(i) "Delivery charges" means charges by the seller of personal property or services for preparation and delivery to a location designated by the purchaser of personal property or services including, but not limited to, transportation, shipping, postage, handling, crating and packing. Delivery charges shall not include charges for delivery of direct mail if the charges are separately stated on an invoice or similar billing document given to the purchaser.

(j) "Direct mail" means printed material delivered or distributed by United States mail or other delivery services to a mass audience or to addressees on a mailing list provided by the purchaser or at the direction of the purchaser when the cost of the items are not billed directly to the recipients. Direct mail includes tangible personal property supplied directly or indirectly by the purchaser to the direct mail seller for inclusion in the package containing the printed material. Direct mail does not include multiple items of printed material delivered to a single address.

(k) "Director" means the state director of taxation.

(l) "Educational institution" means any nonprofit school, college and university that offers education at a level above the 12th grade, and conducts regular classes and courses of study required for accreditation by, or membership in, the higher learning commission, the state board of education, or that otherwise qualify as an "educational institution," as defined by K.S.A. 74-50,103, and amendments thereto. Such phrase shall include: (1) A group of educational institutions that operates exclusively for an educational purpose; (2) nonprofit endowment associations and foundations organized and operated exclusively to receive, hold, invest and administer moneys and property as a permanent fund for the support and sole benefit of an educational institution; (3) nonprofit trusts, foundations and other entities organized and operated principally to hold and own receipts from intercollegiate sporting events and to disburse such receipts, as well as grants and gifts, in the interest of collegiate and intercollegiate athletic programs for the support and sole benefit of an educational institution; and (4) nonprofit trusts, foundations and other entities organized and operated for the primary purpose of encouraging, fostering and conducting scholarly investigations and industrial and other types of research for the support and sole benefit of an educational institution.

(m) "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

(n) "Food and food ingredients" means substances, whether in liquid, concentrated, solid, frozen, dried or dehydrated form, that are sold for ingestion or chewing by humans and are consumed for their taste or nutritional value. "Food and food ingredients" does not include alcoholic beverages, dietary supplements or tobacco. "Food and food ingredients" does include bottled water, candy, food sold through vending machines or soft drinks.

(o) "Gross receipts" means the total selling price or the amount received as defined

in this act, in money, credits, property or other consideration valued in money from sales at retail within this state; and embraced within the provisions of this act. The taxpayer, may take credit in the report of gross receipts for: (1) An amount equal to the selling price of property returned by the purchaser when the full sale price thereof, including the tax collected, is refunded in cash or by credit; and (2) an amount equal to the allowance given for the trade-in of property.

(p) "Ingredient or component part" means tangible personal property which is necessary or essential to, and which is actually used in and becomes an integral and material part of tangible personal property or services produced, manufactured or compounded for sale by the producer, manufacturer or compounder in its regular course of business. The following items of tangible personal property are hereby declared to be ingredients or component parts, but the listing of such property shall not be deemed to be exclusive nor shall such listing be construed to be a restriction upon, or an indication of, the type or types of property to be included within the definition of "ingredient or component part" as herein set forth:

(1) Containers, labels and shipping cases used in the distribution of property produced, manufactured or compounded for sale which are not to be returned to the producer, manufacturer or compounder for reuse.

(2) Containers, labels, shipping cases, paper bags, drinking straws, paper plates, paper cups, twine and wrapping paper used in the distribution and sale of property taxable under the provisions of this act by wholesalers and retailers and which is not to be returned to such wholesaler or retailer for reuse.

(3) Seeds and seedlings for the production of plants and plant products produced for resale.

(4) Paper and ink used in the publication of newspapers.

(5) Fertilizer used in the production of plants and plant products produced for resale.

(6) Feed for animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber, fur, or the production of offspring for use for any such purpose or purposes.

(q) "Isolated or occasional sale" means the nonrecurring sale of tangible personal property, or services taxable hereunder by a person not engaged at the time of such sale in the business of selling such property or services. Any religious organization which makes a nonrecurring sale of tangible personal property acquired for the purpose of resale shall be deemed to be not engaged at the time of such sale in the business of selling such property. Such term shall include: (1) Any sale by a bank, savings and loan institution, credit union or any finance company licensed under the provisions of the Kansas uniform consumer credit code of tangible personal property which has been repossessed by any such entity; and (2) any sale of tangible personal property made by an auctioneer or agent on behalf of not more than two principals or households if such sale is nonrecurring and any such principal or household is not engaged at the time of such sale in the business of selling tangible personal property.

(r) "Lease or rental" means any transfer of possession or control of tangible personal property for a fixed or indeterminate term for consideration. A lease or rental may include future options to purchase or extend.

(1) Lease or rental does not include: (A) A transfer of possession or control of property under a security agreement or deferred payment plan that requires the transfer of title upon completion of the required payments;

(B) a transfer or possession or control of property under an agreement that requires the transfer of title upon completion of required payments and payment of an option price does not exceed the greater of \$100 or 1% of the total required payments; or

(C) providing tangible personal property along with an operator for a fixed or indeterminate period of time. A condition of this exclusion is that the operator is necessary for the equipment to perform as designed. For the purpose of this subsection, an operator must do more than maintain, inspect or set-up the tangible personal property.

(2) Lease or rental does include agreements covering motor vehicles and trailers where the amount of consideration may be increased or decreased by reference to the amount realized upon sale or disposition of the property as defined in 26 U.S.C. § 7701(h)(1).

(3) This definition shall be used for sales and use tax purposes regardless if a transaction is characterized as a lease or rental under generally accepted accounting principles, the internal revenue code, the uniform commercial code, K.S.A. 84-1-101 et seq., and amendments thereto, or other provisions of federal, state or local law.

(4) This definition will be applied only prospectively from the effective date of this act and will have no retroactive impact on existing leases or rentals.

(s) "Load and leave" means delivery to the purchaser by use of a tangible storage media where the tangible storage media is not physically transferred to the purchaser.

(t) "Member state" means a state that has entered in the agreement, pursuant to provisions of article VIII of the agreement.

(u) "Model 1 seller" means a seller that has selected a CSP as its agent to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(v) "Model 2 seller" means a seller that has selected a CAS to perform part of its sales and use tax functions, but retains responsibility for remitting the tax.

(w) "Model 3 seller" means a seller that has sales in at least five member states, has total annual sales revenue of at least \$500,000,000, has a proprietary system that calculates the amount of tax due each jurisdiction and has entered into a performance agreement with the member states that establishes a tax performance standard for the seller. As used in this subsection a seller includes an affiliated group of sellers using the same proprietary system.

(x) "Municipal corporation" means any city incorporated under the laws of Kansas.

(y) "Nonprofit blood bank" means any nonprofit place, organization, institution or establishment that is operated wholly or in part for the purpose of obtaining, storing, processing, preparing for transfusing, furnishing, donating or distributing human blood or parts or fractions of single blood units or products derived from single blood units, whether or not any remuneration is paid therefor, or whether such procedures are done for direct therapeutic use or for storage for future use of such products.

(z) "Persons" means any individual, firm, copartnership, joint adventure, association, corporation, estate or trust, receiver or trustee, or any group or combination acting as a unit, and the plural as well as the singular number; and shall specifically mean any city or other political subdivision of the state of Kansas engaging in a

business or providing a service specifically taxable under the provisions of this act.

(aa) "Political subdivision" means any municipality, agency or subdivision of the state which is, or shall hereafter be, authorized to levy taxes upon tangible property within the state or which certifies a levy to a municipality, agency or subdivision of the state which is, or shall hereafter be, authorized to levy taxes upon tangible property within the state. Such term also shall include any public building commission, housing, airport, port, metropolitan transit or similar authority established pursuant to law and the horsethief reservoir benefit district established pursuant to K.S.A. 82a-2201, and amendments thereto.

(bb) "Prescription" means an order, formula or recipe issued in any form of oral, written, electronic or other means of transmission by a duly licensed practitioner authorized by the laws of this state.

(cc) "Prewritten computer software" means computer software, including prewritten upgrades, which is not designed and developed by the author or other creator to the specifications of a specific purchaser. The combining of two or more prewritten computer software programs or prewritten portions thereof does not cause the combination to be other than prewritten computer software. Prewritten computer software includes software designed and developed by the author or other creator to the specifications of a specific purchaser when it is sold to a person other than the purchaser. Where a person modifies or enhances computer software of which the person is not the author or creator, the person shall be deemed to be the author or creator only of such person's modifications or enhancements. Prewritten computer software or a prewritten portion thereof that is modified or enhanced to any degree, where such modification or enhancement is designed and developed to the specifications of a specific purchaser, remains prewritten computer software, except that where there is a reasonable, separately stated charge or an invoice or other statement of the price given to the purchaser for such modification or enhancement, such modification or enhancement shall not constitute prewritten computer software.

(dd) "Property which is consumed" means tangible personal property which is essential or necessary to and which is used in the actual process of and consumed, depleted or dissipated within one year in: (1) The production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property; (2) the providing of services; (3) the irrigation of crops, for sale in the regular course of business; or (4) the storage or processing of grain by a public grain warehouse or other grain storage facility, and which is not reusable for such purpose. The following is a listing of tangible personal property, included by way of illustration but not of limitation, which qualifies as property which is consumed:

(A) Insecticides, herbicides, germicides, pesticides, fungicides, fumigants, antibiotics, biologicals, pharmaceuticals, vitamins and chemicals for use in commercial or agricultural production, processing or storage of fruit, vegetables, feeds, seeds, grains, animals or animal products whether fed, injected, applied, combined with or otherwise used;

(B) electricity, gas and water; and

(C) petroleum products, lubricants, chemicals, solvents, reagents and catalysts.

(ee) "Purchase price" applies to the measure subject to use tax and has the same meaning as sales price.

(ff) "Purchaser" means a person to whom a sale of personal property is made or to

whom a service is furnished.

(gg) "Quasi-municipal corporation" means any county, township, school district, drainage district or any other governmental subdivision in the state of Kansas having authority to receive or hold moneys or funds.

(hh) "Registered under this agreement" means registration by a seller with the member states under the central registration system provided in article IV of the agreement.

(ii) "Retailer" means a seller regularly engaged in the business of selling, leasing or renting tangible personal property at retail or furnishing electrical energy, gas, water, services or entertainment, and selling only to the user or consumer and not for resale.

(jj) "Retail sale" or "sale at retail" means any sale, lease or rental for any purpose other than for resale, sublease or subrent.

(kk) "Sale" or "sales" means the exchange of tangible personal property, as well as the sale thereof for money, and every transaction, conditional or otherwise, for a consideration, constituting a sale, including the sale or furnishing of electrical energy, gas, water, services or entertainment taxable under the terms of this act and including, except as provided in the following provision, the sale of the use of tangible personal property by way of a lease, license to use or the rental thereof regardless of the method by which the title, possession or right to use the tangible personal property is transferred. The term "sale" or "sales" shall not mean the sale of the use of any tangible personal property used as a dwelling by way of a lease or rental thereof for a term of more than 28 consecutive days.

(ll) (1) "Sales or selling price" applies to the measure subject to sales tax and means the total amount of consideration, including cash, credit, property and services, for which personal property or services are sold, leased or rented, valued in money, whether received in money or otherwise, without any deduction for the following:

(A) The seller's cost of the property sold;

(B) the cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller and any other expense of the seller;

(C) charges by the seller for any services necessary to complete the sale, other than delivery and installation charges;

(D) delivery charges; and

(E) installation charges.

(2) "Sales or selling price" includes consideration received by the seller from third parties if:

(A) The seller actually receives consideration from a party other than the purchaser and the consideration is directly related to a price reduction or discount on the sale;

(B) the seller has an obligation to pass the price reduction or discount through to the purchaser;

(C) the amount of the consideration attributable to the sale is fixed and determinable by the seller at the time of the sale of the item to the purchaser; and

(D) one of the following criteria is met:

(i) The purchaser presents a coupon, certificate or other documentation to the seller to claim a price reduction or discount where the coupon, certificate or documentation is authorized, distributed or granted by a third party with the understanding that the third party will reimburse any seller to whom the coupon, certificate or documentation is

presented;

(ii) the purchaser identifies to the seller that the purchaser is a member of a group or organization entitled to a price reduction or discount. A preferred customer card that is available to any patron does not constitute membership in such a group; or

(iii) the price reduction or discount is identified as a third party price reduction or discount on the invoice received by the purchaser or on a coupon, certificate or other documentation presented by the purchaser.

(3) "Sales or selling price" shall not include:

(A) Discounts, including cash, term or coupons that are not reimbursed by a third party that are allowed by a seller and taken by a purchaser on a sale;

(B) interest, financing and carrying charges from credit extended on the sale of personal property or services, if the amount is separately stated on the invoice, bill of sale or similar document given to the purchaser;

(C) any taxes legally imposed directly on the consumer that are separately stated on the invoice, bill of sale or similar document given to the purchaser;

(D) the amount equal to the allowance given for the trade-in of property, if separately stated on the invoice, billing or similar document given to the purchaser; and

(E) commencing on July 1, 2018, and ending on June 30, 2021, cash rebates granted by a manufacturer to a purchaser or lessee of a new motor vehicle if paid directly to the retailer as a result of the original sale.

(mm) "Seller" means a person making sales, leases or rentals of personal property or services.

(nn) "Service" means those services described in and taxed under the provisions of K.S.A. 79-3603, and amendments thereto.

(oo) "Sourcing rules" means the rules set forth in K.S.A. 2018 Supp. 79-3670 through 79-3673, K.S.A. 12-191 and 12-191a, and amendments thereto, which shall apply to identify and determine the state and local taxing jurisdiction sales or use taxes to pay, or collect and remit on a particular retail sale.

(pp) "Tangible personal property" means personal property that can be seen, weighed, measured, felt or touched, or that is in any other manner perceptible to the senses. Tangible personal property includes electricity, water, gas, steam and prewritten computer software.

(qq) "Taxpayer" means any person obligated to account to the director for taxes collected under the terms of this act.

(rr) "Tobacco" means cigarettes, cigars, chewing or pipe tobacco or any other item that contains tobacco.

(ss) "Entity-based exemption" means an exemption based on who purchases the product or who sells the product. An exemption that is available to all individuals shall not be considered an entity-based exemption.

(tt) "Over-the-counter drug" means a drug that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. The over-the-counter drug label includes: (1) A drug facts panel; or (2) a statement of the active ingredients with a list of those ingredients contained in the compound, substance or preparation. Over-the-counter drugs do not include grooming and hygiene products such as soaps, cleaning solutions, shampoo, toothpaste, antiperspirants and sun tan lotions and screens.

(uu) "Ancillary services" means services that are associated with or incidental to the provision of telecommunications services, including, but not limited to, detailed

telecommunications billing, directory assistance, vertical service and voice mail services.

(vv) "Conference bridging service" means an ancillary service that links two or more participants of an audio or video conference call and may include the provision of a telephone number. Conference bridging service does not include the telecommunications services used to reach the conference bridge.

(ww) "Detailed telecommunications billing service" means an ancillary service of separately stating information pertaining to individual calls on a customer's billing statement.

(xx) "Directory assistance" means an ancillary service of providing telephone number information or address information, or both.

(yy) "Vertical service" means an ancillary service that is offered in connection with one or more telecommunications services, which offers advanced calling features that allow customers to identify callers and to manage multiple calls and call connections, including conference bridging services.

(zz) "Voice mail service" means an ancillary service that enables the customer to store, send or receive recorded messages. Voice mail service does not include any vertical services that the customer may be required to have in order to utilize the voice mail service.

(aaa) "Telecommunications service" means the electronic transmission, conveyance or routing of voice, data, audio, video or any other information or signals to a point, or between or among points. The term telecommunications service includes such transmission, conveyance or routing in which computer processing applications are used to act on the form, code or protocol of the content for purposes of transmissions, conveyance or routing without regard to whether such service is referred to as voice over internet protocol services or is classified by the federal communications commission as enhanced or value added. Telecommunications service does not include:

(1) Data processing and information services that allow data to be generated, acquired, stored, processed or retrieved and delivered by an electronic transmission to a purchaser where such purchaser's primary purpose for the underlying transaction is the processed data or information;

(2) installation or maintenance of wiring or equipment on a customer's premises;

(3) tangible personal property;

(4) advertising, including, but not limited to, directory advertising;

(5) billing and collection services provided to third parties;

(6) internet access service;

(7) radio and television audio and video programming services, regardless of the medium, including the furnishing of transmission, conveyance and routing of such services by the programming service provider. Radio and television audio and video programming services shall include, but not be limited to, cable service as defined in 47 U.S.C. § 522(6) and audio and video programming services delivered by commercial mobile radio service providers, as defined in 47 C.F.R. § 20.3;

(8) ancillary services; or

(9) digital products delivered electronically, including, but not limited to, software, music, video, reading materials or ring tones.

(bbb) "800 service" means a telecommunications service that allows a caller to dial a toll-free number without incurring a charge for the call. The service is typically

marketed under the name 800, 855, 866, 877 and 888 toll-free calling, and any subsequent numbers designated by the federal communications commission.

(ccc) "900 service" means an inbound toll telecommunications service purchased by a subscriber that allows the subscriber's customers to call in to the subscriber's prerecorded announcement or live service. 900 service does not include the charge for collection services provided by the seller of the telecommunications services to the subscriber, or service or product sold by the subscriber to the subscriber's customer. The service is typically marketed under the name 900 service, and any subsequent numbers designated by the federal communications commission.

(ddd) "Value-added non-voice data service" means a service that otherwise meets the definition of telecommunications services in which computer processing applications are used to act on the form, content, code or protocol of the information or data primarily for a purpose other than transmission, conveyance or routing.

(eee) "International" means a telecommunications service that originates or terminates in the United States and terminates or originates outside the United States, respectively. United States includes the District of Columbia or a U.S. territory or possession.

(fff) "Interstate" means a telecommunications service that originates in one United States state, or a United States territory or possession, and terminates in a different United States state or a United States territory or possession.

(ggg) "Intrastate" means a telecommunications service that originates in one United States state or a United States territory or possession, and terminates in the same United States state or a United States territory or possession.

(hhh) "Bottled water" means water that is placed in a safety sealed container or package for human consumption. "Bottled water" is calorie free and does not contain sweeteners or other additives, except that it may contain:

- (1) Antimicrobial agents;
- (2) fluoride;
- (3) carbonation;
- (4) vitamins, minerals and electrolytes;
- (5) oxygen;
- (6) preservatives; or
- (7) only those flavors, extracts or essences derived from a spice or fruit.

"Bottled water" includes water that is delivered to the buyer in a reusable container that is not sold with the water.

(iii) "Candy" means a preparation of sugar, honey or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops or pieces. "Candy" shall not include any preparation containing flour and shall require no refrigeration.

(jjj) "Food sold through vending machines" means food dispensed from a machine or other mechanical device that accepts payment.

(lll) "Prepared food" means:

(1) Food sold in a heated state or heated by the seller;
(2) two or more food ingredients mixed or combined by the seller for sale as a single item; or

(3) food sold with eating utensils provided by the seller, including plates, knives, forks, spoons, glasses, cups, napkins or straws. A plate does not include a container or

packaging used to transport the food.

"Prepared food" does not include food that is only cut, repackaged or pasteurized by the seller, and eggs, fish, meat, poultry and foods containing these raw animal foods requiring cooking by the consumer as recommended by the food and drug administration in chapter 3, part 401.11 of its food code so as to prevent food borne illnesses.

(mmm) "Soft drinks" means nonalcoholic beverages that contain natural or artificial sweeteners. "Soft drinks" does not include beverages that contain milk or milk products, soy, rice or similar milk substitutes, or greater than 50% of vegetable or fruit juice by volume.

(nnn) "Dietary supplement" shall have the same meaning ascribed to it as in K.S.A. 79-3606(jjj), and amendments thereto.

Sec. 19. K.S.A. 2018 Supp. 79-3603 is hereby amended to read as follows: 79-3603. For the privilege of engaging in the business of selling tangible personal property at retail in this state or rendering or furnishing any of the services taxable under this act, there is hereby levied and there shall be collected and paid a tax at the rate of ~~6.15%~~; ~~and commencing July 1, 2015, at the rate of 6.5%.~~ except as otherwise provided in section 16, and amendments thereto; and within a redevelopment district established pursuant to K.S.A. 74-8921, and amendments thereto, there is hereby levied and there shall be collected and paid an additional tax at the rate of 2% until the earlier of the date the bonds issued to finance or refinance the redevelopment project have been paid in full or the final scheduled maturity of the first series of bonds issued to finance any part of the project. Such tax shall be imposed upon:

(a) The gross receipts received from the sale of tangible personal property at retail within this state;

(b) the gross receipts from intrastate, interstate or international telecommunications services and any ancillary services sourced to this state in accordance with K.S.A. 2018 Supp. 79-3673, and amendments thereto, except that telecommunications service does not include: (1) Any interstate or international 800 or 900 service; (2) any interstate or international private communications service as defined in K.S.A. 2018 Supp. 79-3673, and amendments thereto; (3) any value-added nonvoice data service; (4) any telecommunication service to a provider of telecommunication services which will be used to render telecommunications services, including carrier access services; or (5) any service or transaction defined in this section among entities classified as members of an affiliated group as provided by section 1504 of the federal internal revenue code of 1986, as in effect on January 1, 2001;

(c) the gross receipts from the sale or furnishing of gas, water, electricity and heat, which sale is not otherwise exempt from taxation under the provisions of this act, and whether furnished by municipally or privately owned utilities, except that, on and after January 1, 2006, for sales of gas, electricity and heat delivered through mains, lines or pipes to residential premises for noncommercial use by the occupant of such premises, and for agricultural use and also, for such use, all sales of propane gas, the state rate shall be 0%; and for all sales of propane gas, LP gas, coal, wood and other fuel sources for the production of heat or lighting for noncommercial use of an occupant of residential premises, the state rate shall be 0%, but such tax shall not be levied and collected upon the gross receipts from: (1) The sale of a rural water district benefit unit; (2) a water system impact fee, system enhancement fee or similar fee collected by a

water supplier as a condition for establishing service; or (3) connection or reconnection fees collected by a water supplier;

(d) the gross receipts from the sale of meals or drinks furnished at any private club, drinking establishment, catered event, restaurant, eating house, dining car, hotel, drugstore or other place where meals or drinks are regularly sold to the public;

(e) the gross receipts from the sale of admissions to any place providing amusement, entertainment or recreation services including admissions to state, county, district and local fairs, but such tax shall not be levied and collected upon the gross receipts received from sales of admissions to any cultural and historical event which occurs triennially;

(f) the gross receipts from the operation of any coin-operated device dispensing or providing tangible personal property, amusement or other services except laundry services, whether automatic or manually operated;

(g) the gross receipts from the service of renting of rooms by hotels, as defined by K.S.A. 36-501, and amendments thereto, or by accommodation brokers, as defined by K.S.A. 12-1692, and amendments thereto, but such tax shall not be levied and collected upon the gross receipts received from sales of such service to the federal government and any agency, officer or employee thereof in association with the performance of official government duties;

(h) the gross receipts from the service of renting or leasing of tangible personal property except such tax shall not apply to the renting or leasing of machinery, equipment or other personal property owned by a city and purchased from the proceeds of industrial revenue bonds issued prior to July 1, 1973, in accordance with the provisions of K.S.A. 12-1740 through 12-1749, and amendments thereto, and any city or lessee renting or leasing such machinery, equipment or other personal property purchased with the proceeds of such bonds who shall have paid a tax under the provisions of this section upon sales made prior to July 1, 1973, shall be entitled to a refund from the sales tax refund fund of all taxes paid thereon;

(i) the gross receipts from the rendering of dry cleaning, pressing, dyeing and laundry services except laundry services rendered through a coin-operated device whether automatic or manually operated;

(j) the gross receipts from the rendering of the services of washing and waxing and waxing of vehicles;

(k) the gross receipts from cable, community antennae and other subscriber radio and television services;

(l) (1) except as otherwise provided by paragraph (2), the gross receipts received from the sales of tangible personal property to all contractors, subcontractors or repairmen for use by them in erecting structures, or building on, or otherwise improving, altering, or repairing real or personal property.

(2) Any such contractor, subcontractor or repairman who maintains an inventory of such property both for sale at retail and for use by them for the purposes described by paragraph (1) shall be deemed a retailer with respect to purchases for and sales from such inventory, except that the gross receipts received from any such sale, other than a sale at retail, shall be equal to the total purchase price paid for such property and the tax imposed thereon shall be paid by the deemed retailer;

(m) the gross receipts received from fees and charges by public and private clubs, drinking establishments, organizations and businesses for participation in sports, games

and other recreational activities, but such tax shall not be levied and collected upon the gross receipts received from: (1) Fees and charges by any political subdivision, by any organization exempt from property taxation pursuant to K.S.A. 79-201 *Ninth*, and amendments thereto, or by any youth recreation organization exclusively providing services to persons 18 years of age or younger which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for participation in sports, games and other recreational activities; and (2) entry fees and charges for participation in a special event or tournament sanctioned by a national sporting association to which spectators are charged an admission which is taxable pursuant to subsection (e);

(n) the gross receipts received from dues charged by public and private clubs, drinking establishments, organizations and businesses, payment of which entitles a member to the use of facilities for recreation or entertainment, but such tax shall not be levied and collected upon the gross receipts received from: (1) Dues charged by any organization exempt from property taxation pursuant to K.S.A. 79-201 *Eighth* and *Ninth*, and amendments thereto; and (2) sales of memberships in a nonprofit organization which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and whose purpose is to support the operation of a nonprofit zoo;

(o) the gross receipts received from the isolated or occasional sale of motor vehicles or trailers but not including: (1) The transfer of motor vehicles or trailers by a person to a corporation or limited liability company solely in exchange for stock securities or membership interest in such corporation or limited liability company; (2) the transfer of motor vehicles or trailers by one corporation or limited liability company to another when all of the assets of such corporation or limited liability company are transferred to such other corporation or limited liability company; or (3) the sale of motor vehicles or trailers which are subject to taxation pursuant to the provisions of K.S.A. 79-5101 et seq., and amendments thereto, by an immediate family member to another immediate family member. For the purposes of paragraph (3), immediate family member means lineal ascendants or descendants, and their spouses. Any amount of sales tax paid pursuant to the Kansas retailers sales tax act on the isolated or occasional sale of motor vehicles or trailers on and after July 1, 2004, which the base for computing the tax was the value pursuant to K.S.A. 79-5105(a), (b)(1) and (b)(2), and amendments thereto, when such amount was higher than the amount of sales tax which would have been paid under the law as it existed on June 30, 2004, shall be refunded to the taxpayer pursuant to the procedure prescribed by this section. Such refund shall be in an amount equal to the difference between the amount of sales tax paid by the taxpayer and the amount of sales tax which would have been paid by the taxpayer under the law as it existed on June 30, 2004. Each claim for a sales tax refund shall be verified and submitted not later than six months from the effective date of this act to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of tax paid as provided by this act. All such refunds shall be paid from the sales tax refund fund, upon warrants of the director of accounts and reports pursuant to vouchers approved by the director of taxation or the director's designee. No refund for an amount less than \$10 shall be paid pursuant to this act. In determining the base for computing the tax on such isolated or occasional sale, the fair

market value of any motor vehicle or trailer traded in by the purchaser to the seller may be deducted from the selling price;

(p) the gross receipts received for the service of installing or applying tangible personal property which when installed or applied is not being held for sale in the regular course of business, and whether or not such tangible personal property when installed or applied remains tangible personal property or becomes a part of real estate, except that no tax shall be imposed upon the service of installing or applying tangible personal property in connection with the original construction of a building or facility, the original construction, reconstruction, restoration, remodeling, renovation, repair or replacement of a residence or the construction, reconstruction, restoration, replacement or repair of a bridge or highway.

For the purposes of this subsection:

(1) "Original construction" shall mean the first or initial construction of a new building or facility. The term "original construction" shall include the addition of an entire room or floor to any existing building or facility, the completion of any unfinished portion of any existing building or facility and the restoration, reconstruction or replacement of a building, facility or utility structure damaged or destroyed by fire, flood, tornado, lightning, explosion, windstorm, ice loading and attendant winds, terrorism or earthquake, but such term, except with regard to a residence, shall not include replacement, remodeling, restoration, renovation or reconstruction under any other circumstances;

(2) "building" shall mean only those enclosures within which individuals customarily are employed, or which are customarily used to house machinery, equipment or other property, and including the land improvements immediately surrounding such building;

(3) "facility" shall mean a mill, plant, refinery, oil or gas well, water well, feedlot or any conveyance, transmission or distribution line of any cooperative, nonprofit, membership corporation organized under or subject to the provisions of K.S.A. 17-4601 et seq., and amendments thereto, or municipal or quasi-municipal corporation, including the land improvements immediately surrounding such facility;

(4) "residence" shall mean only those enclosures within which individuals customarily live;

(5) "utility structure" shall mean transmission and distribution lines owned by an independent transmission company or cooperative, the Kansas electric transmission authority or natural gas or electric public utility; and

(6) "windstorm" shall mean straight line winds of at least 80 miles per hour as determined by a recognized meteorological reporting agency or organization;

(q) the gross receipts received for the service of repairing, servicing, altering or maintaining tangible personal property which when such services are rendered is not being held for sale in the regular course of business, and whether or not any tangible personal property is transferred in connection therewith. The tax imposed by this subsection shall be applicable to the services of repairing, servicing, altering or maintaining an item of tangible personal property which has been and is fastened to, connected with or built into real property;

(r) the gross receipts from fees or charges made under service or maintenance agreement contracts for services, charges for the providing of which are taxable under the provisions of subsection (p) or (q);

(s) on and after January 1, 2005, the gross receipts received from the sale of prewritten computer software and the sale of the services of modifying, altering, updating or maintaining prewritten computer software, whether the prewritten computer software is installed or delivered electronically by tangible storage media physically transferred to the purchaser or by load and leave;

(t) the gross receipts received for telephone answering services;

(u) the gross receipts received from the sale of prepaid calling service and prepaid wireless calling service as defined in K.S.A. 2018 Supp. 79-3673, and amendments thereto;

(v) all sales of bingo cards, bingo faces and instant bingo tickets by licensees under K.S.A. 2018 Supp. 75-5171 et seq., and amendments thereto, shall be exempt from taxes imposed pursuant to this section; and

(w) all sales of charitable raffle tickets in accordance with K.S.A. 2018 Supp. 75-5171 et seq., and amendments thereto, shall be exempt from taxes imposed pursuant to this section.

Sec. 20. K.S.A. 2018 Supp. 79-3620 is hereby amended to read as follows: 79-3620. (a) All revenue collected or received by the director of taxation from the taxes imposed by this act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury, less amounts withheld as provided in subsection (b) and amounts credited as provided in subsections (c), (d) and (e), to the credit of the state general fund.

(b) A refund fund, designated as "sales tax refund fund" not to exceed \$100,000 shall be set apart and maintained by the director from sales tax collections and estimated tax collections and held by the state treasurer for prompt payment of all sales tax refunds. Such fund shall be in such amount, within the limit set by this section, as the director shall determine is necessary to meet current refunding requirements under this act. In the event such fund as established by this section is, at any time, insufficient to provide for the payment of refunds due claimants thereof, the director shall certify the amount of additional funds required to the director of accounts and reports who shall promptly transfer the required amount from the state general fund to the sales tax refund fund, and notify the state treasurer, who shall make proper entry in the records.

~~(c)(1) On July 1, 2010, the state treasurer shall credit 11.427% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(2) On July 1, 2011, the state treasurer shall credit 11.26% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(3) On July 1, 2012, the state treasurer shall credit 11.233% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(4) On July 1, 2013, the state treasurer shall credit 17.073% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.15%, and deposited as provided by subsection (a), exclusive of~~

amounts credited pursuant to subsection (d), in the state highway fund.

~~(5) On July 1, 2015, the state treasurer shall credit 16.226% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(6) On July 1, 2016, and thereafter, the state treasurer shall credit 16.154% of the revenue collected and received from the tax imposed by K.S.A. 79-3603, and amendments thereto, at the rate of 6.5%, and section 16, and amendments thereto, at the rates prescribed in K.S.A. 79-3603, and amendments thereto, and section 16 or 17, and amendments thereto, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

(d) The state treasurer shall credit all revenue collected or received from the tax imposed by K.S.A. 79-3603, and amendments thereto, as certified by the director, from taxpayers doing business within that portion of a STAR bond project district occupied by a STAR bond project or taxpayers doing business with such entity financed by a STAR bond project as defined in K.S.A. 2018 Supp. 12-17,162, and amendments thereto, that was determined by the secretary of commerce to be of statewide as well as local importance or will create a major tourism area for the state or the project was designated as a STAR bond project as defined in K.S.A. 2018 Supp. 12-17,162, and amendments thereto, to the city bond finance fund, which fund is hereby created. The provisions of this subsection shall expire when the total of all amounts credited hereunder and under K.S.A. 79-3710(d), and amendments thereto, is sufficient to retire the special obligation bonds issued for the purpose of financing all or a portion of the costs of such STAR bond project.

(e) All revenue certified by the director of taxation as having been collected or received from the tax imposed by K.S.A. 79-3603(c), and amendments thereto, on the sale or furnishing of gas, water, electricity and heat for use or consumption within the intermodal facility district described in this subsection, shall be credited by the state treasurer to the state highway fund. Such revenue may be transferred by the secretary of transportation to the rail service improvement fund pursuant to law. The provisions of this subsection shall take effect upon certification by the secretary of transportation that a notice to proceed has been received for the construction of the improvements within the intermodal facility district, but not later than December 31, 2010, and shall expire when the secretary of revenue determines that the total of all amounts credited hereunder and pursuant to K.S.A. 79-3710(e), and amendments thereto, is equal to \$53,300,000, but not later than December 31, 2045. Thereafter, all revenues shall be collected and distributed in accordance with applicable law. For all tax reporting periods during which the provisions of this subsection are in effect, none of the exemptions contained in K.S.A. 79-3601 et seq., and amendments thereto, shall apply to the sale or furnishing of any gas, water, electricity and heat for use or consumption within the intermodal facility district. As used in this subsection, "intermodal facility district" shall consist of an intermodal transportation area as defined by K.S.A. 12-1770a(oo), and amendments thereto, located in Johnson county within the polygonal-shaped area having Waverly Road as the eastern boundary, 191st Street as the southern boundary, Four Corners Road as the western boundary, and Highway 56 as the northern boundary, and the polygonal-shaped area having Poplar Road as the eastern boundary, 183rd Street as the southern boundary, Waverly Road as the western boundary, and the BNSF

mainline track as the northern boundary, that includes capital investment in an amount exceeding \$150 million for the construction of an intermodal facility to handle the transfer, storage and distribution of freight through railway and trucking operations.

Sec. 21. K.S.A. 2018 Supp. 79-3702 is hereby amended to read as follows: 79-3702. For the purposes of this act: (a) "Purchase price" means the consideration paid or given or contracted to be paid or given by any person to the seller of an article of tangible personal property for the article purchased. The term shall include, in addition to the consideration paid or given or contracted to be paid or given, the actual cost of transportation from the place where the article was purchased to the person using the same in this state. If a cash discount is allowed and taken on the sale it shall be deducted in arriving at the purchase price.

(b) The meaning ascribed to words and phrases in K.S.A. 79-3602, and amendments thereto, insofar as is practicable, shall be applicable herein unless otherwise provided. The provisions of K.S.A. 79-3601 ~~to through~~ 79-3625, ~~inclusive,~~ 79-3650, and amendments thereto, and K.S.A. 2018 Supp. 79-3693 and 79-3694, and amendments thereto, relating to enforcement, collection and administration, insofar as practicable, shall have full force and effect with respect to taxes imposed under the provisions of this act.

(c) "Use" means the exercise within this state by any person of any right or power over tangible personal property incident to the ownership of that property, except that it shall not include processing, or the sale of the property in the regular course of business, and except storage as hereinafter defined.

(d) "Storage" means any keeping or retaining in this state for any purpose except sale in the regular course of business or subsequent use solely outside this state of tangible personal property purchased from a retailer.

(e) "Storage" and "use" do not include the keeping, retaining or exercising of any right or power over tangible personal property shipped or brought into this state for the purpose of subsequently transporting it outside the state for use thereafter solely outside the state, or for the purpose of being processed, fabricated, or manufactured into, attached to or incorporated into, other tangible personal property to be transported outside the state and thereafter used solely outside the state.

(f) "Property used in processing" means: (1) Any tangible personal property which, when used in fabrication, compounding, manufacturing or germination, becomes an integral part of the new article resulting from such fabrication, compounding, manufacturing, or germination, and intended to be sold ultimately at retail; and (2) fuel which is consumed in creating power, heat, or steam for processing or for generating electric current.

(g) "Retailer" means every person engaged in the business of selling tangible personal property for use within the meaning of this act, except that, when in the opinion of the director it is necessary for the efficient administration of this act to regard any salesperson, representatives, truckers, peddlers or canvassers as the agents of the dealers, distributors, supervisors, employers or persons under whom they operate or from whom they obtain the tangible personal property sold by them, irrespective of whether they are making sales on their own behalf or on behalf of such dealers, distributors, supervisors, employers, or persons, the director may so regard them and may regard the dealers, distributors, supervisors, employers, or persons as retailers for the purposes of this act.

(h) (1) "Retailer doing business in this state" or any like term, means: (A) Any retailer maintaining in this state, permanently, temporarily, directly or indirectly through a subsidiary, agent or representative, an office, distribution house, sales house, warehouse or other place of business;

(B) any retailer utilizing an employee, independent contractor, agent, representative, salesperson, canvasser, solicitor or other person operating in this state either permanently or temporarily, for the purpose of selling, delivering, installing, assembling, servicing, repairing, soliciting sales or the taking of orders for tangible personal property;

(C) any retailer, including a contractor, repair person or other service provider, who enters this state to perform services that are enumerated in K.S.A. 79-3603, and amendments thereto, and who is required to secure a retailer's sales tax registration certificate before performing those services;

(D) any retailer deriving rental receipts from a lease of tangible personal property situated in this state;

(E) any person regularly maintaining a stock of tangible personal property in this state for sale in the normal course of business; ~~and~~

(F) any retailer who has any other contact with this state that would allow this state to require the retailer to collect and remit tax under the provisions of the constitution and laws of the United States; and

(G) (i) for any retailer that does not satisfy any of the requirements contained in subparagraphs (A) through (F), such retailer shall be a retailer doing business in this state, if:

(a) For calendar year 2018, the retailer had in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state;

(b) for the period beginning on January 1, 2019, through September 30, 2019, the retailer had in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state; or

(c) during the current or immediately preceding calendar year, the retailer had in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state.

(i) (a) For any retailer who satisfies the provisions of subparagraph (G)(i), such retailer shall not be required to collect and remit any taxes from sales occurring prior to October 1, 2019.

(b) For any retailer who satisfies the provisions of subparagraph (G)(i)(c) for sales in the current calendar year for the first time, such retailer shall be required to collect and remit the tax on any sales in excess of the \$100,000 of cumulative gross receipts from sales in the current calendar year by the retailer to customers in this state.

(2) A retailer shall be presumed to be doing business in this state if any of the following occur:

(A) Any person, other than a common carrier acting in its capacity as such, that has nexus with the state sufficient to require such person to collect and remit taxes under the provisions of the constitution and laws of the United States if such person were making taxable retail sales of tangible personal property or services in this state:

(i) Sells the same or a substantially similar line of products as the retailer and does so under the same or a substantially similar business name;

(ii) maintains a distribution house, sales house, warehouse or similar place of

business in Kansas that delivers or facilitates the sale or delivery of property sold by the retailer to consumers;

(iii) uses trademarks, service marks, or trade names in the state that are the same or substantially similar to those used by the retailer;

(iv) delivers, installs, assembles or performs maintenance services for the retailer's customers within the state;

(v) facilitates the retailer's delivery of property to customers in the state by allowing the retailer's customers to pick up property sold by the retailer at an office, distribution facility, warehouse, storage place or similar place of business maintained by the person in the state;

(vi) has a franchisee or licensee operating under its trade name if the franchisee or the licensee is required to collect the tax under the Kansas retailers' sales tax act; or

(vii) conducts any other activities in the state that are significantly associated with the retailer's ability to establish and maintain a market in the state for the retailer's sales.

(B) Any affiliated person conducting activities in this state described in subparagraph (A) or (C) has nexus with this state sufficient to require such person to collect and remit taxes under the provisions of the constitution and laws of the United States if such person were making taxable retail sales of tangible personal property or services in this state.

~~(C) The retailer enters into an agreement with one or more residents of this state under which the resident, for a commission or other consideration, directly or indirectly refers potential customers, whether by a link or an internet website, by telemarketing, by an in-person oral presentation, or otherwise, to the retailer, if the cumulative gross receipts from sales by the retailer to customers in the state who are referred to the retailer by all residents with this type of an agreement with the retailer is in excess of \$10,000 during the preceding 12 months. This presumption may be rebutted by submitting proof that the residents with whom the retailer has an agreement did not engage in any activity within the state that was significantly associated with the retailer's ability to establish or maintain the retailer's market in the state during the preceding 12 months. Such proof may consist of sworn written statements from all of the residents with whom the retailer has an agreement stating that they did not engage in any solicitation in the state on behalf of the retailer during the preceding year, provided that such statements were provided and obtained in good faith. This subparagraph shall take effect 90 days after the enactment of this statute and shall apply to sales made and uses occurring on or after the effective date of this subparagraph and without regard to the date the retailer and the resident entered into the agreement described in this subparagraph. The term "preceding 12 months" as used in this subparagraph includes the 12 months commencing prior to the effective date of this subparagraph.~~

~~(D) The presumptions in subparagraphs (A) and (B) may be rebutted by demonstrating that the activities of the person or affiliated person in the state are not significantly associated with the retailer's ability to establish or maintain a market in this state for the retailer's sales. The retailer is subject to the provisions set forth in subsection (h)(1)(G) for a retailer doing business in this state and has in excess of \$100,000 of cumulative gross receipts from sales by the retailer to customers in this state. Such retailer shall have nexus with this state sufficient to require such retailer to collect and remit taxes under the provisions of the constitution and laws of the United States if such retailer were making taxable retail sales of tangible personal property in~~

this state.

(3) The processing of orders electronically, by fax, telephone, the internet or other electronic ordering process, does not relieve a retailer of responsibility for collection of the tax from the purchaser if the retailer is doing business in this state pursuant to this section.

(i) "Director" means the director of taxation.

(j) ~~As used in this section, "affiliated person" means any person that is a member of the same "controlled group of corporations" as defined in section 1563(a) of the federal internal revenue code as the retailer or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the retailer as a corporation that is a member of the same "controlled group of corporations" as defined in section 1563(a) of the federal internal revenue code.~~ "cumulative gross receipts" means gross receipts as defined in K.S.A. 79-3602, and amendments thereto, and includes the gross receipts received by the retailer from its own direct sales combined with the gross receipts from sales facilitated on behalf of the retailers by a marketplace facilitator or marketplace facilitators, as defined in section 7, and amendments thereto.

Sec. 22. K.S.A. 2018 Supp. 79-3703 is hereby amended to read as follows: 79-3703. There is hereby levied and there shall be collected from every person in this state a tax or excise for the privilege of using, storing, or consuming within this state any article of tangible personal property. Such tax shall be levied and collected in an amount equal to the consideration paid by the taxpayer multiplied by the rate of 6.5% and on and after October 1, 2019, the rate on food and food ingredients as provided in section 16, and amendments thereto. Within a redevelopment district established pursuant to K.S.A. 74-8921, and amendments thereto, there is hereby levied and there shall be collected and paid an additional tax of 2% until the earlier of: (1) The date the bonds issued to finance or refinance the redevelopment project undertaken in the district have been paid in full; or (2) the final scheduled maturity of the first series of bonds issued to finance the redevelopment project. All property purchased or leased within or without this state and subsequently used, stored or consumed in this state shall be subject to the compensating tax if the same property or transaction would have been subject to the Kansas retailers' sales tax had the transaction been wholly within this state.

Sec. 23. K.S.A. 2018 Supp. 79-3710 is hereby amended to read as follows: 79-3710. (a) All revenue collected or received by the director under the provisions of this act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury, less amounts set apart as provided in subsection (b) and amounts credited as provided in subsection (c), (d) and (e), to the credit of the state general fund.

(b) A revolving fund, designated as "compensating tax refund fund" not to exceed \$10,000 shall be set apart and maintained by the director from compensating tax collections and estimated tax collections and held by the state treasurer for prompt payment of all compensating tax refunds. Such fund shall be in such amount, within the limit set by this section, as the director shall determine is necessary to meet current refunding requirements under this act.

~~(c)-(1) On July 1, 2010, the state treasurer shall credit 11.427% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of~~

amounts credited pursuant to subsection (d), in the state highway fund.

~~(2) On July 1, 2011, the state treasurer shall credit 11.26% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(3) On July 1, 2012, the state treasurer shall credit 11.233% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.3%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(4) On July 1, 2013, the state treasurer shall credit 17.073% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.15%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

~~(5) On July 1, 2015, the state treasurer shall credit 16.226% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, at the rate of 6.5%, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.~~

(6) On July 1, 2016, and thereafter, the state treasurer shall credit 16.154% of the revenue collected and received from the tax imposed by K.S.A. 79-3703, and amendments thereto, and section 16, and amendments thereto, at the rate of 6.5% rates provided in K.S.A. 79-3703, and amendments thereto, and section 16 or 17, and amendments thereto, and deposited as provided by subsection (a), exclusive of amounts credited pursuant to subsection (d), in the state highway fund.

(d) The state treasurer shall credit all revenue collected or received from the tax imposed by K.S.A. 79-3703, and amendments thereto, as certified by the director, from taxpayers doing business within that portion of a redevelopment district occupied by a redevelopment project that was determined by the secretary of commerce to be of statewide as well as local importance or will create a major tourism area for the state as defined in K.S.A. 12-1770a, and amendments thereto, to the city bond finance fund created by K.S.A. 79-3620(d), and amendments thereto. The provisions of this subsection shall expire when the total of all amounts credited hereunder and under K.S.A. 79-3620(d), and amendments thereto, is sufficient to retire the special obligation bonds issued for the purpose of financing all or a portion of the costs of such redevelopment project.

This subsection shall not apply to a project designated as a special bond project as defined in K.S.A. 12-1770a(z), and amendments thereto.

(e) All revenue certified by the director of taxation as having been collected or received from the tax imposed by K.S.A. 79-3603(c), and amendments thereto, on the sale or furnishing of gas, water, electricity and heat for use or consumption within the intermodal facility district described in this subsection, shall be credited by the state treasurer to the state highway fund. Such revenue may be transferred by the secretary of transportation to the rail service improvement fund pursuant to law. The provisions of this subsection shall take effect upon certification by the secretary of transportation that a notice to proceed has been received for the construction of the improvements within the intermodal facility district, but not later than December 31, 2010, and shall expire when the secretary of revenue determines that the total of all amounts credited hereunder and pursuant to K.S.A. 79-3620(e), and amendments thereto, is equal to

\$53,300,000, but not later than December 31, 2045. Thereafter, all revenues shall be collected and distributed in accordance with applicable law. For all tax reporting periods during which the provisions of this subsection are in effect, none of the exemptions contained in K.S.A. 79-3601 et seq., and amendments thereto, shall apply to the sale or furnishing of any gas, water, electricity and heat for use or consumption within the intermodal facility district. As used in this subsection, "intermodal facility district" shall consist of an intermodal transportation area as defined by K.S.A. 12-1770a(oo), and amendments thereto, located in Johnson county within the polygonal-shaped area having Waverly Road as the eastern boundary, 191st Street as the southern boundary, Four Corners Road as the western boundary, and Highway 56 as the northern boundary, and the polygonal-shaped area having Poplar Road as the eastern boundary, 183rd Street as the southern boundary, Waverly Road as the western boundary, and the BNSF mainline track as the northern boundary, that includes capital investment in an amount exceeding \$150 million for the construction of an intermodal facility to handle the transfer, storage and distribution of freight through railway and trucking operations.

Sec. 24. K.S.A. 2018 Supp. 79-32,143 is hereby amended to read as follows: 79-32,143. (a) For net operating losses incurred in taxable years beginning after December 31, 1987, and prior to January 1, 2018, a net operating loss deduction shall be allowed in the same manner that it is allowed under the federal internal revenue code except that such net operating loss may only be carried forward to each of the 10 taxable years following the taxable year of the net operating loss. For net operating losses incurred in taxable years beginning after December 31, 2017, a net operating loss deduction shall be allowed in the same manner that it is allowed under the federal internal revenue code except that such net operating loss deduction: (1) May only be carried forward to each of the 20 taxable years following the taxable year of the net operating loss; and (2) shall be the lesser of: (A) The aggregate Kansas net operating loss carryover to such year; or (B) 80% of Kansas taxable income computed without regard to the Kansas net operating loss deduction allowable under this section. For net operating farm losses, as defined by subsection (i) of section 172 of the federal internal revenue code, incurred in taxable years beginning after December 31, 1999, a net operating loss deduction shall be allowed in the same manner that it is allowed under the federal internal revenue code except that such net operating loss may be carried forward to each of the 10 taxable years following the taxable year of the net operating loss. The amount of the net operating loss that may be carried back or forward for Kansas income tax purposes shall be that portion of the federal net operating loss allocated to Kansas under this act in the taxable year that the net operating loss is sustained.

(b) The amount of the loss to be carried back or forward will be the federal net operating loss after: (1) All modifications required under this act applicable to the net loss in the year the loss was incurred; and (2) after apportionment as to source in the case of corporations, nonresident individuals for losses incurred in taxable years beginning prior to January 1, 1978, and nonresident estates and trusts in the same manner that income for such corporations, nonresident individuals, estates and trusts is required to be apportioned.

(c) If a net operating loss was incurred in a taxable year beginning prior to January 1, 1988, the amount of the net operating loss that may be carried back and carried forward and the period for which it may be carried back and carried forward shall be determined under the provisions of the Kansas income tax laws which were in effect

during the year that such net operating loss was incurred.

(d) If any portion of a net operating loss described in subsections (a) and (b) is not utilized prior to the final year of the carryforward period provided in subsection (a), a refund shall be allowable in such final year in an amount equal to the refund which would have been allowable in the taxable year the loss was incurred by utilizing the three year carryback provided under K.S.A. 79-32,143, as in effect on December 31, 1987, multiplied by a fraction, the numerator of which is the unused portion of such net operating loss in the final year, and the denominator of which is the amount of such net operating loss which could have been carried back to the three years immediately preceding the year in which the loss was incurred. In no event may such fraction exceed 1.

(e) Notwithstanding any other provisions of the Kansas income tax act, the net operating loss as computed under subsections (a), (b) and (c) ~~of this section~~ shall be allowed in full in determining Kansas taxable income or at the option of the taxpayer allowed in full in determining Kansas adjusted gross income.

(f) No refund of income tax which results from a net operating farm loss carry back shall be allowed in an amount exceeding \$1,500 in any year. Any overpayment in excess of \$1,500 may be carried forward to any year or years after the year of the loss and may be claimed as a credit against the tax. The refundable portion of such credit shall not exceed \$1,500 in any year.

(g) For tax year 2013, and all tax years thereafter, a net operating loss allowed by this section shall only be available to taxpayers subject to the income tax on corporations imposed pursuant to ~~subsection (e)~~ of K.S.A. 79-32,110(c), and amendments thereto, and used only to determine such taxpayer's corporate income tax liability.

Sec. 25. K.S.A. 2018 Supp. 79-32,143a is hereby amended to read as follows: 79-32,143a. (a) For taxable years beginning after December 31, ~~2011~~ 2018, a taxpayer may elect to take an expense deduction from Kansas net income before expensing or recapture allocated or apportioned to this state for the cost of the following property placed in service in this state during the taxable year: (1) Tangible property eligible for depreciation under the modified accelerated cost recovery system in section 168 of the internal revenue code, as amended, but not including residential rental property, nonresidential real property, any railroad grading or tunnel bore or any other property with an applicable recovery period in excess of 25 years as defined under section 168(c) or (g) of the internal revenue code, as amended; and (2) computer software as defined in section 197(e)(3)(B) of the internal revenue code, as amended, and as described in section 197(e)(3)(A)(i) of the internal revenue code, as amended, to which section 167 of the internal revenue code, as amended, applies. If such election is made, the amount of expense deduction for such cost shall equal the difference between the depreciable cost of such property for federal income tax purposes and the sum of the amount of bonus depreciation being claimed for such property pursuant to section 168(k) and the amount of expensing deduction being claimed for such property pursuant to section 179 of the internal revenue code, as amended, for federal income tax purposes in such tax year, ~~but without regard to any expense deduction being claimed for such property under section 179 of the internal revenue code, as amended,~~ multiplied by the applicable factor, determined by using, the table provided in subsection (f), based on the method of depreciation selected pursuant to section 168(b)(1), (2), or (3) or (g) of the

internal revenue code, as amended, and the applicable recovery period for such property as defined under section 168(c) or (g) of the internal revenue code, as amended. This election shall be made by the due date of the original return, including any extensions, and may be made only for the taxable year in which the property is placed in service, and once made, shall be irrevocable. ~~If the section 179 expense deduction election has been made for federal income tax purposes for any asset, the applicable factor to be utilized is in the IRC § 168 (b)(1) column of the table provided in subsection (f) for the applicable recovery period of the respective assets.~~

(b) If the amount of expense deduction calculated pursuant to subsection (a) exceeds the taxpayer's Kansas net income before expensing or recapture allocated or apportioned to this state, such excess amount shall be treated as a Kansas net operating loss as provided in K.S.A. 79-32,143, and amendments thereto.

(c) If the property for which an expense deduction is taken pursuant to subsection (a) is subsequently sold during the applicable recovery period for such property as defined under section 168(c) of the internal revenue code, as amended, and in a manner that would cause recapture of any previously taken expense or depreciation deductions for federal income tax purposes, or if the situs of such property is otherwise changed such that the property is relocated outside the state of Kansas during such applicable recovery period, then the expense deduction determined pursuant to subsection (a) shall be subject to recapture and treated as Kansas taxable income allocated to this state. The amount of recapture shall be the Kansas expense deduction determined pursuant to subsection (a) multiplied by a fraction, the numerator of which is the number of years remaining in the applicable recovery period for such property as defined under section 168(c) or (g) of the internal revenue code, as amended, after such property is sold or removed from the state including the year of such disposition, and the denominator of which is the total number of years in such applicable recovery period.

(d) The situs of tangible property for purposes of claiming and recapture of the expense deduction shall be the physical location of such property. If such property is mobile, the situs shall be the physical location of the business operations from where such property is used or based. The situs of computer software shall be apportioned to Kansas based on the fraction, the numerator of which is the number of the taxpayer's users located in Kansas of licenses for such computer software used in the active conduct of the taxpayer's business operations, and the denominator of which is the total number of the taxpayer's users of the licenses for such computer software used in the active conduct of the taxpayer's business operations everywhere.

(e) Any member of a unitary group filing a combined report may elect to take an expense deduction pursuant to subsection (a) for an investment in property made by any member of the combined group, provided that the amount calculated pursuant to subsection (a) may only be deducted from the Kansas net income before expensing or recapture allocated to or apportioned to this state by such member making the election.

(f) The following table shall be used in determining the expense deduction calculated pursuant to subsection (a):

IRC§168 Recover Period (year)	Factors		
	IRC§168(b)(1) Depreciation Method	IRC§168(b)(2) Depreciation Method	IRC§168(b)(3) or (g) Depreciation Method
2.5	*	.077	.092
3	.075	.091	.106
3.5	*	.102	.116
4	*	.114	.129
5	.116	.135	.150
6	*	.154	.170
6.5	*	.163	.179
7	.151	.173	.190
7.5	*	.181	.199
8	*	.191	.208
8.5	*	.199	.217
9	*	.208	.226
9.5	*	.216	.235
10	.198	.224	.244
10.5	*	.232	.252
11	*	.240	.261
11.5	*	.248	.269
12	*	.256	.277
12.5	*	.263	.285
13	*	.271	.293
13.5	*	.278	.300
14	*	.285	.308
15	*	.299	.323
16	*	.313	.337
16.5	*	.319	.344
17	*	.326	.351
18	*	.339	.365
19	*	.351	.378
20	*	.363	.391
22	*	.386	.415
24	*	.408	.438
25	*	.419	.449

*Not Applicable

(g) If a taxpayer elects to expense any investment pursuant to subsection (a), such taxpayer shall not be eligible for any tax credit, accelerated depreciation, or deduction for such investment allowed pursuant to K.S.A. 2018 Supp. 79-32,160a(e), 79-32,182b, 79-32,201, 79-32,204, 79-32,211, 79-32,218, 79-32,221, 79-32,222, 79-32,224, 79-32,227, 79-32,229, 79-32,232, 79-32,234, 79-32,237, 79-32,239, 79-32,246, 79-32,249, 79-32,252, 79-32,255, 79-32,256 and 79-32,258, and amendments thereto.

(h) (1) For tax year 2013, the deduction allowed by this section shall only be available to taxpayers subject to the income tax on corporations imposed pursuant to ~~subsection (e)~~ of K.S.A. 79-32,110(c), and amendments thereto, and used only to determine such taxpayer's corporate income tax liability.

(2) For tax-year years 2014, ~~and all tax years thereafter~~ 2015, 2016, 2017 and 2018, the deduction allowed by this section shall only be available to taxpayers subject to the income tax on corporations imposed pursuant to ~~subsection (e) of~~ K.S.A. 79-32,110(c), and amendments thereto, or the privilege tax imposed upon any national banking association, state bank, savings bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, and used only to determine such taxpayer's corporate income or privilege tax liability.

(i) For tax year 2019, and all tax years thereafter, the deduction allowed by this section shall be available to all taxpayers subject to the income tax imposed pursuant to K.S.A. 79-32,110, and amendments thereto, or the privilege tax imposed upon any national banking association, state bank, savings bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, and used only to determine such taxpayer's income or privilege tax liability.".

On page 17, in line 1, by striking "and" and inserting a comma; also in line 1, after "12-189" by inserting ", 79-3221o, 79-32,117, 79-32,120, 79-32,138, 79-32,143, 79-32,143a, 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710"; in line 3, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, before "sales" by inserting "taxation; relating to"; also in line 1, by striking all after "tax"; in line 2, by striking "to" and inserting a comma; in line 5, after "taxation" by inserting ", imposition of tax, nexus, remote sellers, marketplace facilitators, rate on food and food ingredients; income taxation, addition and subtraction modifications, treatment of deferred foreign income, global intangible low-taxed income, capital contributions, FDIC premiums, deductions, expanding the expense deduction to all taxpayers, net operating loss carryforward period for corporations"; also in line 5, by striking the first "and" and inserting a comma; also in line 5, after "12-189" by inserting ", 79-32,117, 79-32,120, 79-32,138, 79-32,143, 79-32,143a, 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710"; in line 6, after "sections" by inserting "; also repealing K.S.A. 2018 Supp. 79-3221o";

And your committee on conference recommends the adoption of this report.

SUSAN WAGLE

DAN KERSHEN

Conferees on part of Senate

STEVEN JOHNSON

LES MASON

Conferees on part of House

On motion of Rep. Johnson, the conference committee report on **HB 2033** was adopted.

On roll call, the vote was: Yeas 83; Nays 41; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delpendang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch,

Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Pannbacker, Parker, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Jacobs.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **HB 2033**. This is a resurrection of the already-vetoed SB 22 – yet another attempt at a tax giveaway for giant multinational corporations. This bill is fiscally irresponsible and would return us to the era of the Brownback tax experiment, an era that devastated our economy, our schools, agencies, and our state. We are just beginning to recover from that devastation. I will not support a bill that benefits giant corporations over the people of Kansas, the people that elected us here to represent them and their interests. – TOM SAWYER, VALDENIA WINN, PONKA-WE VICTORS, PAM CURTIS, BRETT PARKER, EILEEN HORN, CINDY HOLSCHER, NANCY LUSK, SUSAN RUIZ, DENNIS “BOOG” HIGHBERGER, KC OHAEBOSIM, JOHN CARMICHAEL, MONICA MURNAN, JERRY W. STOGSDILL, STEPHANIE CLAYTON, BRANDON WOODARD, RUI XU, VIRGIL WEIGEL, MIKE AMYX, FRED A WARFIELD, JASON PROBST, CINDY NEIGHBOR, TIM C. HODGE, JERROD OUSLEY, ELIZABETH BISHOP

MR. SPEAKER: I’m told that 12-13% of Kansans, 36-39,000 of my fellow citizens, would have likely itemized in Kansas this year had this been law already. While the amount may have been small for some, many of them are greatly impacted by this unintended tax increase. To not provide relief for them is unconscionable. In addition, thousands of citizens’ jobs are provided by the businesses who also need relief from unintended tax increases. There are additional things I’d like to see addressed with our tax code but this is a good start. I vote yes on **HB 2033**. – CHARLOTTE ESAU

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **H Sub SB 25**.

The Senate adopts the Conference Committee report on **HB 2203**.

The Senate adopts the Conference Committee report on **HB 2248**.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2160** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

CARYN TYSON

DAN KERSHEN

Conferees on part of Senate

STEVEN JOHNSON

LES MASON

Conferees on part of House

On motion of Rep. Johnson the conference committee report on **HB 2160** to agree to disagree, was adopted.

Finch thereupon appointed Reps. Johnson, Mason and Gartner as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 28** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 2, by striking all in lines 30 through 43;

By striking all on page 3;

On page 4, by striking all in lines 1 through 25 and inserting:

"New Section 1. (a) This section shall be known and may be cited as Claire and Lola's law.

(b) As used in this section and K.S.A. 2018 Supp. 21-5706, and amendments thereto:

(1) "Cannabidiol treatment preparation" means an oil containing cannabidiol (other trade name: 2-[(3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol)) and tetrahydrocannabinol, as described in K.S.A. 65-4105, and amendments thereto, and having a tetrahydrocannabinol concentration of no more than 5% relative to the cannabidiol concentration in the preparation, verified through testing by a third-party, independent laboratory.

(2) "Debilitating medical condition" means a medically diagnosed chronic disease or medical condition causing a serious impairment of strength or ability to function, including one that produces seizures, for which the patient is under current and active treatment by a physician licensed to practice medicine and surgery in Kansas.

(3) "Tetrahydrocannabinol concentration" means the combined percentage of tetrahydrocannabinol and its optical isomers, their salts and acids and salts of their acids, reported as free tetrahydrocannabinol on a percent by weight basis.

(4) "Third-party, independent laboratory" means an organization:

(A) That is accredited to ISO/IEC 17025 of the international organization for standardization and the international electrotechnical commission by an accreditation body that is a signatory of a multilateral recognition arrangement with the international accreditation forum, international laboratory accreditation cooperation or other similar body;

(B) whose scope of accreditation includes testing for cannabinoid potency; and

(C) that is not affiliated with the producer of the item being tested.

(c) No agency of this state or political subdivision thereof shall initiate proceedings to remove a child from the home of the child's parent or guardian or initiate any child protection action or proceeding based solely upon the parent's or the child's possession or use of cannabidiol treatment preparation in accordance with the provisions of K.S.A. 2018 Supp. 21-5706(d), and amendments thereto.

(d) Nothing in this section shall be construed to require the Kansas medical assistance program or any individual or group health insurance policy, medical service plan, contract, hospital service corporation contract, hospital and medical corporation contract, fraternal benefit society or health maintenance organization that provides coverage for accident and health services and that is delivered, issued for delivery, amended or renewed on or after July 1, 2019, to provide payment or reimbursement for any cannabidiol treatment preparation.

(e) Nothing in this section shall be construed to allow the possession, sale, production, redistribution or use of any other form of cannabis.

Sec. 2. K.S.A. 2018 Supp. 21-5706 is hereby amended to read as follows: 21-5706.

(a) It shall be unlawful for any person to possess any opiates, opium or narcotic drugs, or any stimulant designated in K.S.A. 65-4107(d)(1), (d)(3) or (f)(1), and amendments thereto, or a controlled substance analog thereof.

(b) It shall be unlawful for any person to possess any of the following controlled substances or controlled substance analogs thereof:

(1) Any depressant designated in K.S.A. 65-4105(e), ~~K.S.A. 65-4107(e), K.S.A. 65-4109(b) or (c) or K.S.A. 65-4111(b)~~, and amendments thereto;

(2) any stimulant designated in K.S.A. 65-4105(f), ~~K.S.A. 65-4107(d)(2), (d)(4), (d)(5) or (f)(2) or K.S.A. 65-4109(e)~~, and amendments thereto;

(3) any hallucinogenic drug designated in K.S.A. 65-4105(d), ~~K.S.A. 65-4107(g) or K.S.A. 65-4109(g)~~, and amendments thereto;

(4) any substance designated in K.S.A. 65-4105(g) and ~~K.S.A. 65-4111(c), (d), (e), (f) or (g)~~, and amendments thereto;

(5) any anabolic steroids as defined in K.S.A. 65-4109(f), and amendments thereto;

(6) any substance designated in K.S.A. 65-4113, and amendments thereto; or

(7) any substance designated in K.S.A. 65-4105(h), and amendments thereto.

(c) (1) Violation of subsection (a) is a drug severity level 5 felony.

(2) Except as provided in subsection (c)(3):

(A) Violation of subsection (b) is a class A nonperson misdemeanor, except as provided in ~~subsection (c)(2)~~ subparagraph (B); and

(B) violation of subsection (b)(1) through (b)(5) or (b)(7) is a drug severity level 5 felony if that person has a prior conviction under such subsection, under K.S.A. 65-4162, prior to its repeal, under a substantially similar offense from another jurisdiction, or under any city ordinance or county resolution for a substantially similar offense if the substance involved was 3, 4-methylenedioxymethamphetamine (MDMA), marijuana as designated in K.S.A. 65-4105(d), and amendments thereto, or any substance designated in K.S.A. 65-4105(h), and amendments thereto, or an analog thereof.

(3) If the substance involved is marijuana, as designated in K.S.A. 65-4105(d), and amendments thereto, or tetrahydrocannabinols, as designated in K.S.A. 65-4105(h), and amendments thereto, violation of subsection (b) is a:

(A) Class B nonperson misdemeanor, except as provided in subparagraphs (e)(3)

(B) and ~~(e)(3)~~(C);

(B) class A nonperson misdemeanor if that person has a prior conviction under such subsection, under K.S.A. 65-4162, prior to its repeal, under a substantially similar offense from another jurisdiction, or under any city ordinance or county resolution for a substantially similar offense; and

(C) drug severity level 5 felony if that person has two or more prior convictions under such subsection, under K.S.A. 65-4162, prior to its repeal, under a substantially similar offense from another jurisdiction, or under any city ordinance or county resolution for a substantially similar offense.

(d) It shall be an affirmative defense to prosecution under this section arising out of a person's possession of any cannabidiol treatment preparation if the person:

(1) Has a debilitating medical condition, as defined in section 1, and amendments thereto, or is the parent or guardian of a minor child who has such debilitating medical condition;

(2) is possessing a cannabidiol treatment preparation, as defined in section 1, and amendments thereto, that is being used to treat such debilitating medical condition; and

(3) has possession of a letter, at all times while the person has possession of the cannabidiol treatment preparation, that:

(A) Shall be shown to a law enforcement officer on such officer's request;

(B) is dated within the preceding 15 months and signed by the physician licensed to practice medicine and surgery in Kansas who diagnosed the debilitating medical condition;

(C) is on such physician's letterhead; and

(D) identifies the person or the person's minor child as such physician's patient and identifies the patient's debilitating medical condition.

~~(4)(c)~~ It shall not be a defense to charges arising under this section that the defendant was acting in an agency relationship on behalf of any other party in a transaction involving a controlled substance or controlled substance analog.

Sec. 3. K.S.A. 65-2002 is hereby amended to read as follows: 65-2002. (a) It shall be unlawful for any person to profess to be a podiatrist, to practice or assume the duties incidental to podiatry, to advertise or hold oneself out to the public as a podiatrist, or to use any sign or advertisement with the word or words podiatrist, foot specialist, foot correctionist, foot expert, practapedist or chiropodist, or any other term or terms indicating that such person is a podiatrist or that such person practices or holds oneself out as practicing podiatry or foot correction in any manner, without first obtaining from the board a license authorizing the practice of podiatry in this state, except as hereinafter provided.

(b) A licensed podiatrist shall be authorized to prescribe such drugs or medicine, and to perform such surgery on the human foot, ankle and tendons that insert into the foot, including amputation of the toes or part of the foot, as may be necessary to the proper practice of podiatry, but no podiatrist shall amputate the human foot or administer any anesthetic other than local.

(c) This act shall not prohibit the recommendation, advertising, fitting or sale of corrective shoes, arch supports, or similar mechanical appliances, or foot remedies by manufacturers, wholesalers or retail dealers.

(d) No podiatrist shall perform surgery on the ankle unless such person has completed a two-year post-doctoral surgical residency program prior to July 1, 2007, or

a three-year post-doctoral surgical residency program on or after July 1, 2007, in reconstructive rearfoot/ankle surgery and is either board-certified or board qualified progressing to board certification in reconstructive rearfoot/ankle surgery by a nationally recognized certifying organization acceptable to the board. Surgical treatment of the ankle by a podiatrist shall be performed only in a medical care facility, as defined in K.S.A. 65-425, and amendments thereto.

~~(e) Not later than 90 days after the effective date of this act, the board shall appoint a five-member committee to be known as the podiatry interdisciplinary advisory committee. Such committee shall advise and make recommendations to the board on matters relating to licensure of podiatrists to perform surgery on the ankle pursuant to subsection (d). The podiatry interdisciplinary advisory committee shall consist of five members:~~

~~(1) One member of the board appointed by the board who shall serve as a nonvoting chairperson;~~

~~(2) two persons licensed to practice medicine and surgery specializing in orthopedics, chosen by the board from four names submitted by the Kansas medical society; and~~

~~(3) two podiatrists, at least one of whom shall have completed an accredited residency in foot and ankle surgery, chosen by the board from four names submitted by the Kansas podiatric medical association.~~

~~Members appointed to such committee shall serve at the pleasure of the board without compensation. All expenses of the committee shall be paid by the board. The provisions of this subsection shall expire on July 1, 2018.";~~

Also on page 4, in line 26, before "K.S.A" by inserting "K.S.A. 65-2002 and"; also in line 26, by striking "40-2,118 and 40-2,118a" and inserting "21-5706";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; in line 2, by striking all before the second semicolon and inserting "health and healthcare; relating to the use of cannabidiol with tetrahydrocannabinol to treat certain medical conditions; affirmative defense to prosecution for possession; practice of podiatry; qualifications"; also in line 2, after "amending" by inserting "K.S.A. 65-2002 and"; in line 3, by striking "40-2,118" and inserting "21-5706"; in line 4 by striking ";also repealing K.S.A. 2018 Supp. 40-2,118a";

And your committee on conference recommends the adoption of this report.

FRED PATTON

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

GENE SUELLENTROP

EDWARD BERGER

Conferees on part of Senate

On motion of Rep. Patton, the conference committee report on **SB 28** was adopted.

On roll call, the vote was: Yeas 87; Nays 36; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Benson, Bishop, Burroughs, Capps,

Carlin, Carlson, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Eplee, Finney, Francis, Frownfelter, Gartner, Helgerson, Helmer, Henderson, Hibbard, Highberger, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Humphries, Jennings, Johnson, Karleskint, Kessinger, Kuether, Long, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, F. Patton, Pittman, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Stogsdill, Straub, Sutton, Thimesch, Thomas, Thompson, Toplikar, Victors, Waggoner, Ward, Warfield, Waymaster, Weigel, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Barker, Bergquist, Blex, Burris, W. Carpenter, Corbet, Croft, Delperdang, Ellis, Erickson, Esau, Finch, French, Garber, Hawkins, Highland, Hoffman, Howard, Huebert, Kelly, Landwehr, Lusk, Mason, Orr, Owens, Pannbacker, Resman, Rhiley, Smith, A., Smith, E., Tarwater, Vickrey, Warren, Wasinger, Wheeler.

Present but not voting: None.

Absent or not voting: Jacobs, Phillips.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 53** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 6 through 9; following line 9, by inserting:

"New Section 1. (a) (1) There is hereby created the designation of inactive certificate. The board is authorized to issue an inactive certificate to any person currently certified by the board who makes written application for such inactive certificate on a form provided by the board and remits the fee established by the board in rules and regulations. The board may issue an inactive certificate only to a person who is not directly engaged in the provision of emergency medical services for which certification is required and who does not hold oneself out to the public as being professionally engaged in the provision of emergency medical services. An inactive certificate shall not entitle the holder to engage in the practice of emergency medical services. Each inactive certificate may be renewed subject to the provisions of this section. Each inactive certificate holder shall be subject to the provisions of article 61 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, except as otherwise provided in this subsection. The holder of an inactive certificate shall not be required to submit evidence of satisfactory completion of the continuing education requirement prescribed by the board.

(b) Each inactive certificate holder may apply for an active certificate upon filing a written application with the board. The request shall be on a form provided by the board and shall be accompanied by a fee prescribed by the board in rules and regulations. The inactive certificate holder may be required to complete such additional testing, training or education as the board may deem necessary to establish the inactive certificate holder's current ability to engage in the provision of emergency medical services with reasonable skill and safety.

(c) This section shall be a part of and supplemental to article 61 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 2. K.S.A. 2018 Supp. 8-1,159 is hereby amended to read as follows: 8-1,159.
 (a) On and after January 1, 2008, any owner or lessee of one or more passenger vehicles, trucks of a gross weight of 20,000 pounds or less or motorcycles, who is a resident of the state of Kansas, and who submits satisfactory proof to the director of vehicles that such person is an emergency medical ~~services attendant~~ service provider, as defined in K.S.A. 65-6112, and amendments thereto, upon compliance with the provisions of this section, may be issued one emergency medical services license plate for each such passenger vehicle, truck or motorcycle. Such license plates shall be issued for the same period of time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto.

(b) Any applicant for a license plate authorized by this section may make application for such distinctive license plates, not less than 60 days prior to such applicant's renewal of registration date, on a form prescribed and furnished by the director of vehicles, and any applicant for the distinctive license plates shall furnish the director with proof as the director shall require under subsection (a). Application for the registration of a passenger vehicle, truck or motorcycle and issuance of the license plates under this section shall be made by the owner or lessee in a manner prescribed by the director of vehicles upon forms furnished by the director.

(c) No registration or distinctive license ~~plates~~ plate issued under the authority of this section shall be transferable to any other person.

(d) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection (a), in the manner prescribed in ~~subsection (b) of~~ K.S.A. 8-132(b), and amendments thereto. No renewal of registration shall be made to any applicant until such applicant has filed with the director a form as provided in subsection (b). If such form is not filed, the applicant shall be required to comply with K.S.A. 8-143, and amendments thereto, and return the distinctive license plates to the county treasurer.

Sec. 3. K.S.A. 2018 Supp. 21-6326 is hereby amended to read as follows: 21-6326.
 (a) Unlawful interference with an emergency medical ~~services attendant~~ service provider is knowingly:

(1) Interfering with any ~~attendant~~ emergency medical service provider while engaged in the performance of such ~~attendant's~~ emergency medical service provider's duties; or

(2) obstructing, interfering with or impeding the efforts of any ~~attendant~~ emergency medical service provider to reach the location of an emergency.

(b) Unlawful interference with an emergency medical ~~services attendant~~ service provider is a class B person misdemeanor.

(c) As used in this section, "~~attendant~~" "emergency medical service provider" means the same as in K.S.A. 65-6112, and amendments thereto.

(d) A person who violates the provisions of this section may also be prosecuted for, convicted of; and punished for assault or battery.

Sec. 4. K.S.A. 2018 Supp. 39-1402 is hereby amended to read as follows: 39-1402.
 (a) Any person who is licensed to practice any branch of the healing arts, a licensed psychologist, a licensed master level psychologist, a licensed clinical psychotherapist, a chief administrative officer of a medical care facility, an adult care home administrator or operator, a licensed social worker, a licensed professional nurse, a licensed practical nurse, a licensed marriage and family therapist, a licensed clinical marriage and family

therapist, licensed professional counselor, licensed clinical professional counselor, registered alcohol and drug abuse counselor, a teacher, a bank trust officer and any other officers of financial institutions, a legal representative, a governmental assistance provider or an emergency medical ~~services attendant~~ service provider who has reasonable cause to believe that a resident is being or has been abused, neglected or exploited, or is in a condition ~~which that~~ is the result of such abuse, neglect or exploitation or is in need of protective services, shall report immediately such information or cause a report of such information to be made in any reasonable manner to the Kansas department for aging and disability services with respect to residents defined under K.S.A. 39-1401(a)(1), and amendments thereto, to the department of health and environment with respect to residents defined under K.S.A. 39-1401(a)(2), and amendments thereto, and to the Kansas department for children and families and appropriate law enforcement agencies with respect to all other residents. Reports made to one department ~~which that~~ are required by this subsection to be made to the other department shall be referred by the department to which the report is made to the appropriate department for that report, and any such report shall constitute compliance with this subsection. Reports shall be made during the normal working week days and hours of operation of such departments. Reports shall be made to law enforcement agencies during the time the departments are not open for business. Law enforcement agencies shall submit the report and appropriate information to the appropriate department on the first working day that such department is open for business. A report made pursuant to K.S.A. 65-4923 or 65-4924, and amendments thereto, shall be deemed a report under this section.

(b) The report made pursuant to subsection (a) shall contain the name and address of the person making the report and of the caretaker caring for the resident, the name and address of the involved resident, information regarding the nature and extent of the abuse, neglect or exploitation, the name of the next of kin of the resident, if known, and any other information ~~which that~~ the person making the report believes might be helpful in an investigation of the case and the protection of the resident.

(c) Any other person, not listed in subsection (a), having reasonable cause to suspect or believe that a resident is being or has been abused, neglected or exploited; or is in a condition ~~which that~~ is the result of such abuse, neglect or exploitation or is in need of protective services may report such information to the Kansas department for aging and disability services with respect to residents defined under K.S.A. 39-1401(a)(1), and amendments thereto, to the department of health and environment with respect to residents defined under ~~subsection~~ K.S.A. 39-1401(a)(2), and amendments thereto, and to the Kansas department for children and families with respect to all other residents. Reports made to ~~one the incorrect~~ department ~~which are to be made to the other department~~ under this section shall be referred by ~~the such~~ department ~~to which the report is made~~ to the appropriate department for that report.

(d) Notice of the requirements of this act and the department to which a report is to be made under this act shall be posted in a conspicuous public place in every adult care home and medical care facility in this state.

(e) Any person required to report information or cause a report of information to be made under subsection (a) who knowingly fails to make such report or cause such report to be made shall be guilty of a class B misdemeanor.

Sec. 5. K.S.A. 2018 Supp. 39-1431 is hereby amended to read as follows: 39-1431.

(a) Any person who is licensed to practice any branch of the healing arts, a licensed psychologist, a licensed master level psychologist, a licensed clinical psychotherapist, the chief administrative officer of a medical care facility, a teacher, a licensed social worker, a licensed professional nurse, a licensed practical nurse, a licensed dentist, a licensed marriage and family therapist, a licensed clinical marriage and family therapist, licensed professional counselor, licensed clinical professional counselor, registered alcohol and drug abuse counselor, a law enforcement officer, an emergency medical ~~services-attendant~~ service provider, a case manager, a rehabilitation counselor, a bank trust officer or any other officers of financial institutions, a legal representative, a governmental assistance provider, an owner or operator of a residential care facility, an independent living counselor and the chief administrative officer of a licensed home health agency, the chief administrative officer of an adult family home and the chief administrative officer of a provider of community services and affiliates thereof operated or funded by the Kansas department for aging and disability services or licensed under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, who has reasonable cause to believe that an adult is being or has been abused, neglected or exploited or is in need of protective services shall report, immediately from receipt of the information, such information or cause a report of such information to be made in any reasonable manner. An employee of a domestic violence center shall not be required to report information or cause a report of information to be made under this subsection. Other state agencies receiving reports that are to be referred to the Kansas department for children and families and the appropriate law enforcement agency, shall submit the report to the department and agency within six hours, during normal work days, of receiving the information. Reports shall be made to the Kansas department for children and families during the normal working week days and hours of operation. Reports shall be made to law enforcement agencies during the time the Kansas department for children and families is not in operation. Law enforcement shall submit the report and appropriate information to the Kansas department for children and families on the first working day that the Kansas department for children and families is in operation after receipt of such information.

(b) The report made pursuant to subsection (a) shall contain the name and address of the person making the report and of the caretaker caring for the involved adult, the name and address of the involved adult, information regarding the nature and extent of the abuse, neglect or exploitation, the name of the next of kin of the involved adult, if known, and any other information ~~which~~ that the person making the report believes might be helpful in the investigation of the case and the protection of the involved adult.

(c) Any other person, not listed in subsection (a), having reasonable cause to suspect or believe that an adult is being or has been abused, neglected or exploited or is in need of protective services may report such information to the Kansas department for children and families. Reports shall be made to law enforcement agencies during the time the Kansas department for children and families is not in operation.

(d) A person making a report under subsection (a) shall not be required to make a report under K.S.A. 39-1401 through 39-1410, and amendments thereto.

(e) Any person required to report information or cause a report of information to be made under subsection (a) who knowingly fails to make such report or cause such report not to be made shall be guilty of a class B misdemeanor.

(f) Notice of the requirements of this act and the department to which a report is to

be made under this act shall be posted in a conspicuous public place in every adult family home as defined in K.S.A. 39-1501, and amendments thereto, and every provider of community services and affiliates thereof operated or funded by the Kansas department for aging and disability services or other facility licensed under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, and other institutions included in subsection (a).

Sec. 6. K.S.A. 2018 Supp. 40-2141 is hereby amended to read as follows: 40-2141.

(a) (1) Except as provided in paragraph (2), whenever a municipality provides for the payment of premiums for any health benefit plan for its emergency personnel, it shall pay premiums for the continuation of coverage under COBRA for the surviving spouse and eligible dependent children under the age of 26 years of any emergency personnel who dies in the line of duty. Premiums for continuation of coverage under COBRA shall be paid for 18 months.

(2) A municipality may not be required to pay the premiums described in paragraph (1) for a surviving spouse:

(A) On or after the end of the 18th calendar month after the date of death of the deceased emergency personnel;

(B) upon the remarriage of the deceased emergency personnel's surviving spouse; or

(C) upon the deceased emergency personnel's surviving spouse reaching the age of 65.

(b) For the purposes of this section:

(1) "Emergency personnel" means an ~~attendant~~ emergency medical service provider as such term is defined in K.S.A. 65-6112, and amendments thereto.

(2) "Health benefit plan" shall have the meaning ascribed to it in K.S.A. 40-4602, and amendments thereto.

(3) "Municipality" means a city or county.

Sec. 7. K.S.A. 2018 Supp. 44-131 is hereby amended to read as follows: 44-131.

(a) No employer may discharge any employee by reason of the fact that the employee performs duties as a volunteer firefighter, volunteer certified emergency medical services ~~attendant service provider~~, as defined in K.S.A. 65-6112, and amendments thereto, volunteer reserve law enforcement officer or volunteer part-time law enforcement officer. The provisions of this section shall not apply to an employer when the employee is employed by the employer as a full-time firefighter or law enforcement officer.

(b) For the purposes of this section, the term:

(1) "Employee" shall have the meaning ascribed to it in K.S.A. 44-313, and amendments thereto.

(2) "Employer" shall have the meaning ascribed to it in K.S.A. 44-313, and amendments thereto.

Sec. 8. K.S.A. 2018 Supp. 44-508 is hereby amended to read as follows: 44-508. As used in the workers compensation act:

(a) "Employer" includes: (1) Any person or body of persons, corporate or unincorporated, and the legal representative of a deceased employer or the receiver or trustee of a person, corporation, association or partnership; (2) the state or any department, agency or authority of the state, any city, county, school district or other political subdivision or municipality or public corporation and any instrumentality

thereof; and (3) for the purposes of community service work, the entity for which the community service work is being performed and the governmental agency ~~which that~~ assigned the community service work, if any, if either such entity or such governmental agency has filed a written statement of election with the director to accept the provisions under the workers compensation act for persons performing community service work and in such case such entity and such governmental agency shall be deemed to be the joint employer of the person performing the community service work and both shall have the rights, liabilities and immunities provided under the workers compensation act for an employer with regard to the community service work, except that the liability for providing benefits shall be imposed only on the party ~~which that~~ filed such election with the director; or on both if both parties have filed such election with the director; for purposes of community service work, "governmental agency" shall not include any court or any officer or employee thereof and any case where there is deemed to be a "joint employer" shall not be construed to be a case of dual or multiple employment.

(b) "Workman" or "employee" or "worker" means any person who has entered into the employment of or works under any contract of service or apprenticeship with an employer. Such terms shall include, but not be limited to: Executive officers of corporations; professional athletes; persons serving on a volunteer basis as duly authorized law enforcement officers, ~~attendants~~ emergency medical service providers, as defined in ~~subsection (f) of K.S.A. 65-6112, and amendments thereto, drivers of ambulances as defined in subsection (d) of K.S.A. 65-6112, and amendments thereto,~~ firefighters, but only to the extent and during such periods as they are so serving in such capacities; persons employed by educational, religious and charitable organizations, but only to the extent and during the periods that they are paid wages by such organizations; persons in the service of the state; or any department, agency or authority of the state, any city, school district, or other political subdivision or municipality or public corporation and any instrumentality thereof, under any contract of service, express or implied, and every official or officer thereof, whether elected or appointed, while performing official duties; persons in the service of the state as volunteer members of the Kansas department of civil air patrol, but only to the extent and during such periods as they are officially engaged in the performance of functions specified in K.S.A. 48-3302, and amendments thereto; volunteers in any employment, if the employer has filed an election to extend coverage to such volunteers; minors, whether such minors are legally or illegally employed; and persons performing community service work, but only to the extent and during such periods as they are performing community service work and if an election has been filed an election to extend coverage to such persons. Any reference to an employee who has been injured shall, where the employee is dead, include a reference to the employee's dependents, to the employee's legal representatives; or, if the employee is a minor or an incapacitated person, to the employee's guardian or conservator. Unless there is a valid election in effect ~~which that~~ has been filed as provided in K.S.A. 44-542a, and amendments thereto, such terms shall not include individual employers, limited liability company members, partners or self-employed persons.

(c) (1) "Dependents" means such members of the employee's family as were wholly or in part dependent upon the employee at the time of the accident or injury.

(2) "Members of a family" means only surviving legal spouse and children; or if no

surviving legal spouse or children, then parents or grandparents; or if no parents or grandparents, then grandchildren; or if no grandparents, then brothers and sisters. In the meaning of this section, parents include stepparents, children include stepchildren, grandchildren include stepgrandchildren, brothers and sisters include stepbrothers and stepsisters, and children and parents include that relation by legal adoption. In the meaning of this section, a surviving spouse shall not be regarded as a dependent of a deceased employee or as a member of the family, if the surviving spouse shall have for more than six months willfully or voluntarily deserted or abandoned the employee prior to the date of the employee's death.

(3) "Wholly dependent child or children" means:

(A) A birth child or adopted child of the employee except such a child whose relationship to the employee has been severed by adoption;

(B) a stepchild of the employee who lives in the employee's household;

(C) any other child who is actually dependent in whole or in part on the employee and who is related to the employee by marriage or consanguinity; or

(D) any child as defined in subsection (c)(3)(A), (3)(B) or (3)(C) who is less than 23 years of age and who is not physically or mentally capable of earning wages in any type of substantial and gainful employment or who is a full-time student attending an accredited institution of higher education or vocational education.

(d) "Accident" means an undesigned, sudden and unexpected traumatic event, usually of an afflictive or unfortunate nature and often, but not necessarily, accompanied by a manifestation of force. An accident shall be identifiable by time and place of occurrence, produce at the time symptoms of an injury; and occur during a single work shift. The accident must be the prevailing factor in causing the injury. "Accident" shall in no case be construed to include repetitive trauma in any form.

(e) "Repetitive trauma" refers to cases where an injury occurs as a result of repetitive use, cumulative traumas or microtraumas. The repetitive nature of the injury must be demonstrated by diagnostic or clinical tests. The repetitive trauma must be the prevailing factor in causing the injury. "Repetitive trauma" shall in no case be construed to include occupational disease, as defined in K.S.A. 44-5a01, and amendments thereto.

In the case of injury by repetitive trauma, the date of injury shall be the earliest of:

(1) The date the employee, while employed for the employer against whom benefits are sought, is taken off work by a physician due to the diagnosed repetitive trauma;

(2) the date the employee, while employed for the employer against whom benefits are sought, is placed on modified or restricted duty by a physician due to the diagnosed repetitive trauma;

(3) the date the employee, while employed for the employer against whom benefits are sought, is advised by a physician that the condition is work-related; or

(4) the last day worked, if the employee no longer works for the employer against whom benefits are sought.

In no case shall the date of accident be later than the last date worked.

(f) (1) "Personal injury" and "injury" mean any lesion or change in the physical structure of the body, causing damage or harm thereto. Personal injury or injury may occur only by accident, repetitive trauma or occupational disease as those terms are defined.

(2) An injury is compensable only if it arises out of and in the course of

employment. An injury is not compensable because work was a triggering or precipitating factor. An injury is not compensable solely because it aggravates, accelerates or exacerbates a preexisting condition or renders a preexisting condition symptomatic.

(A) An injury by repetitive trauma shall be deemed to arise out of employment only if:

- (i) The employment exposed the worker to an increased risk or hazard to which the worker would not have been exposed in normal non-employment life;
- (ii) the increased risk or hazard to which the employment exposed the worker is the prevailing factor in causing the repetitive trauma; and
- (iii) the repetitive trauma is the prevailing factor in causing both the medical condition and resulting disability or impairment.

(B) An injury by accident shall be deemed to arise out of employment only if:

- (i) There is a causal connection between the conditions under which the work is required to be performed and the resulting accident; and
- (ii) the accident is the prevailing factor causing the injury, medical condition; and resulting disability or impairment.

(3) (A) The words "arising out of and in the course of employment" as used in the workers compensation act shall not be construed to include:

- (i) Injury ~~which that~~ occurred as a result of the natural aging process or by the normal activities of day-to-day living;
- (ii) accident or injury ~~which that~~ arose out of a neutral risk with no particular employment or personal character;
- (iii) accident or injury ~~which that~~ arose out of a risk personal to the worker; or
- (iv) accident or injury ~~which that~~ arose either directly or indirectly from idiopathic causes.

(B) The words "arising out of and in the course of employment" as used in the workers compensation act shall not be construed to include injuries to the employee occurring while the employee is on the way to assume the duties of employment or after leaving such duties, the proximate cause of which injury is not the employer's negligence. An employee shall not be construed as being on the way to assume the duties of employment or having left such duties at a time when the worker is on the premises owned or under the exclusive control of the employer or on the only available route to or from work ~~which that~~ is a route involving a special risk or hazard connected with the nature of the employment, that is not a risk or hazard to which the general public is exposed and ~~which that~~ is a route not used by the public except in dealings with the employer. An employee shall not be construed as being on the way to assume the duties of employment, if the employee is a provider of emergency services responding to an emergency.

(C) The words, "arising out of and in the course of employment" as used in the workers compensation act shall not be construed to include injuries to employees while engaged in recreational or social events under circumstances where the employee was under no duty to attend and where the injury did not result from the performance of tasks related to the employee's normal job duties or as specifically instructed to be performed by the employer.

(g) "Prevailing" as it relates to the term "factor" means the primary factor, in relation to any other factor. In determining what constitutes the "prevailing factor" in a

given case, the administrative law judge shall consider all relevant evidence submitted by the parties.

(h) "Burden of proof" means the burden of a party to persuade the trier of facts by a preponderance of the credible evidence that such party's position on an issue is more probably true than not true on the basis of the whole record unless a higher burden of proof is specifically required by this act.

(i) "Director" means the director of workers compensation as provided for in K.S.A. 75-5708, and amendments thereto.

(j) "Healthcare provider" means any person licensed, by the proper licensing authority of this state, another state or the District of Columbia, to practice medicine and surgery, osteopathy, chiropractic, dentistry, optometry, podiatry, audiology or psychology.

(k) "Secretary" means the secretary of labor.

(l) "Construction design professional" means any person who is an architect, professional engineer, landscape architect or land surveyor who has been issued a license by the state board of technical professions to practice such technical profession in Kansas or any corporation organized to render professional services through the practice of one or more of such technical professions in Kansas under the professional corporation law of Kansas or any corporation issued a certificate of authorization under K.S.A. 74-7036, and amendments thereto, to practice one or more of such technical professions in Kansas.

(m) "Community service work" means: (1) Public or community service performed as a result of a contract of diversion or of assignment to a community corrections program or conservation camp or suspension of sentence or as a condition of probation or in lieu of a fine imposed by court order; or (2) public or community service or other work performed as a requirement for receipt of any kind of public assistance in accordance with any program administered by the secretary for children and families.

(n) "Utilization review" means the initial evaluation of appropriateness in terms of both the level and the quality of health care and health services provided to a patient, based on accepted standards of the health care profession involved. Such evaluation is accomplished by means of a system ~~which that~~ identifies the utilization of health care services above the usual range of utilization for such services, ~~which that~~ is based on accepted standards of the health care profession involved; and ~~which that~~ refers instances of possible inappropriate utilization to the director for referral to a peer review committee.

(o) "Peer review" means an evaluation by a peer review committee of the appropriateness, quality and cost of health care and health services provided a patient; ~~which that~~ is based on accepted standards of the health care profession involved and ~~which that~~ is conducted in conjunction with utilization review.

(p) "Peer review committee" means a committee composed of health care providers licensed to practice the same health care profession as the health care provider who rendered the health care services being reviewed.

(q) "Group-funded self-insurance plan" includes each group-funded workers compensation pool, ~~which that~~ is authorized to operate in this state under K.S.A. 44-581 through 44-592, and amendments thereto, each municipal group-funded pool under the Kansas municipal group-funded pool act ~~which that~~ is covering liabilities under the workers compensation act; and any other similar group-funded or pooled plan or

arrangement that provides coverage for employer liabilities under the workers compensation act and is authorized by law.

(r) On and after the effective date of this act, "workers compensation board" or "board" means the workers compensation appeals board established under K.S.A. 44-555c, and amendments thereto.

(s) "Usual charge" means the amount most commonly charged by health care providers for the same or similar services.

(t) "Customary charge" means the usual rates or range of fees charged by health care providers in a given locale or area.

(u) "Functional impairment" means the extent, expressed as a percentage, of the loss of a portion of the total physiological capabilities of the human body as established by competent medical evidence and based on the fourth edition of the American medical association guides to the evaluation of impairment, if the impairment is contained therein.

(v) "Authorized treating physician" means a licensed physician or other health care provider authorized by the employer or insurance carrier, or both, or appointed pursuant to court-order to provide those medical services deemed necessary to diagnose and treat an injury arising out of and in the course of employment.

(w) "Mail" means the use of the United States postal service or other land based delivery service or transmission by electronic means, including delivery by fax, e-mail or other electronic delivery method designated by the director of workers compensation.

Sec. 9. K.S.A. 2018 Supp. 44-510h is hereby amended to read as follows: 44-510h.

(a) It shall be the duty of the employer to provide the services of a health care provider; and such medical, surgical and hospital treatment, including nursing, medicines, medical and surgical supplies, ambulance, crutches, apparatus and transportation to and from the home of the injured employee to a place outside the community in which such employee resides; and within such community if the director, in the director's discretion, so orders, including transportation expenses computed in accordance with ~~subsection (a) of K.S.A. 44-515(a)~~, and amendments thereto, as may be reasonably necessary to cure and relieve the employee from the effects of the injury.

(b) (1) If the director finds, upon application of an injured employee, that the services of the health care provider furnished as provided in subsection (a) and rendered on behalf of the injured employee are not satisfactory, the director may authorize the appointment of some other health care provider. In any such case, the employer shall submit the names of two health care providers who, if possible given the availability of local health care providers, are not associated in practice together. The injured employee may select one from the list who shall be the authorized treating health care provider. If the injured employee is unable to obtain satisfactory services from any of the health care providers submitted by the employer under this paragraph, either party or both parties may request the director to select a treating health care provider.

(2) Without application or approval, an employee may consult a health care provider of the employee's choice for the purpose of examination, diagnosis or treatment, but the employer shall only be liable for the fees and charges of such health care provider up to a total amount of \$500. The amount allowed for such examination, diagnosis or treatment shall not be used to obtain a functional impairment rating. Any medical opinion obtained in violation of this prohibition shall not be admissible in any claim proceedings under the workers compensation act.

(c) An injured employee whose injury or disability has been established under the workers compensation act may rely, if done in good faith, solely or partially on treatment by prayer or spiritual means in accordance with the tenets of practice of a church or religious denomination without suffering a loss of benefits subject to the following conditions:

(1) The employer or the employer's insurance carrier agrees thereto in writing either before or after the injury;

(2) the employee submits to all physical examinations required by the workers compensation act;

(3) the cost of such treatment shall be paid by the employee unless the employer or insurance carrier agrees to make such payment;

(4) the injured employee shall be entitled only to benefits that would reasonably have been expected had such employee undergone medical or surgical treatment; and

(5) the employer or insurance carrier that made an agreement under paragraph (1) or (3) ~~of this subsection~~ may withdraw from the agreement on 10 days' written notice.

(d) In any employment to which the workers compensation act applies, the employer shall be liable to each employee who is employed as a duly authorized law enforcement officer, firefighter, ~~driver of an ambulance as defined in subsection (b) of K.S.A. 65-6112, and amendments thereto, an ambulance attendant as defined in subsection (d) of an emergency medical service provider as defined in K.S.A. 65-6112,~~ and amendments thereto, or a member of a regional emergency medical response team as provided in K.S.A. 48-928, and amendments thereto, including any person who is serving on a volunteer basis in such capacity, for all reasonable and necessary preventive medical care and treatment for hepatitis to which such employee is exposed under circumstances arising out of and in the course of employment.

(e) It is presumed that the employer's obligation to provide the services of a health care provider; and such medical, surgical and hospital treatment, including nursing, medicines, medical and surgical supplies, ambulance, crutches, apparatus and transportation to and from the home of the injured employee to a place outside the community in which such employee resides; and within such community if the director, in the director's discretion, so orders, including transportation expenses computed in accordance with ~~subsection (a) of K.S.A. 44-515(a),~~ and amendments thereto, shall terminate upon the employee reaching maximum medical improvement. Such presumption may be overcome with medical evidence that it is more probably true than not that additional medical treatment will be necessary after such time as the employee reaches maximum medical improvement. ~~The term "As used in this subsection," "medical treatment" as used in this subsection (e) means only that treatment provided or prescribed by a licensed health care provider and shall not include home exercise programs or over-the-counter medications.~~

Sec. 10. K.S.A. 2018 Supp. 44-511 is hereby amended to read as follows: 44-511. (a) As used in this section:

(1) The term "money" shall be construed to mean the gross remuneration, on an hourly, output, salary, commission or other basis earned while employed by the employer, including bonuses and gratuities. Money shall not include any additional compensation, as defined in paragraph 2.

(2) (A) The term "additional compensation" shall include and mean only the following: (i) Board and lodging when furnished by the employer as part of the wages,

which shall be valued at a maximum of \$25 per week for board and lodging combined, unless the value has been fixed otherwise by the employer and employee prior to the date of the accident or injury, or unless a higher weekly value is proved; and (ii) employer-paid life insurance, disability insurance, health and accident insurance and employer contributions to pension and profit sharing plans.

(B) In no case shall additional compensation include any amounts of employer taxes paid by the employer under the old-age and survivors insurance system embodied in the federal social security system.

(C) Additional compensation shall not be included in the calculation of average wage until and unless such additional compensation is discontinued. If such additional compensation is discontinued subsequent to a computation of average weekly wages under this section, there shall be a recomputation to include such discontinued additional compensation.

(3) The term "wage" shall be construed to mean the total of the money and any additional compensation ~~which that~~ the employee receives for services rendered for the employer in whose employment the employee sustains an injury arising out of and in the course of such employment.

(b) (1) Unless otherwise provided, the employee's average weekly wage for the purpose of computing any compensation benefits provided by the workers compensation act shall be the wages the employee earned during the calendar weeks employed by the employer, up to 26 calendar weeks immediately preceding the date of the injury, divided by the number of calendar weeks the employee actually worked, or by 26 as the case may be.

(2) If actually employed by the employer for less than one calendar week immediately preceding the accident or injury, the average weekly wage shall be determined by the administrative law judge based upon all of the evidence and circumstances, including the usual wage for similar services paid by the same employer, or if the employer has no employees performing similar services, the usual wage paid for similar services by other employers. The average weekly wage so determined shall not exceed the actual average weekly wage the employee was reasonably expected to earn in the employee's specific employment, including the average weekly value of any additional compensation.

(3) The average weekly wage of an employee who performs the same or a very similar type of work on a part-time basis for each of two or more employers, shall be the sum of the average weekly wages of such employee paid by each of the employers.

(4) In determining an employee's average weekly wage with respect to the employer against whom claim for compensation is made, no money or additional compensation paid to or received by the employee from such employer, or from any source other than from such employer, shall be included as wages, except as provided in this section. No wages, other compensation or benefits of any type, except as provided in this section, shall be considered or included in determining the employee's average weekly wage.

(5) (A) The average weekly wage of a person serving on a volunteer basis as a duly authorized law enforcement officer, ~~ambulance attendants and drivers emergency medical service provider~~ as provided in ~~subsection (b) of~~ K.S.A. 44-508, and amendments thereto, firefighter or ~~members~~ member of a regional emergency medical response ~~teams~~ team as provided in K.S.A. 48-928, and amendments thereto, who

receives no wages for such services, or who receives wages ~~which that~~ are substantially less than the usual wages paid for such services by comparable employers to employees who are not volunteers, shall be computed on the basis of the dollar amount closest to, but not exceeding, 112½% of the state average weekly wage.

(B) The average weekly wage of any person performing community service work shall be deemed to be \$37.50.

(C) The average weekly wage of a volunteer member of the Kansas department of civil air patrol officially engaged in the performance of functions specified in K.S.A. 48-3302, and amendments thereto, shall be deemed to be \$476.38. Whenever the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act are increased for payroll periods chargeable to fiscal years commencing after June 30, 1988, the average weekly wage ~~which that~~ is deemed to be the average weekly wage under the provisions of this subsection for a volunteer member of the Kansas department of civil air patrol shall be increased by an amount, adjusted to the nearest dollar, computed by multiplying the average of the percentage increases in all monthly steps of such pay plan by the average weekly wage deemed to be the average weekly wage of such volunteer member under the provisions of this subsection prior to the effective date of such increase in the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act.

(D) The average weekly wage of any other volunteer under the workers compensation act, who receives no wages for such services, or who receives wages ~~which that~~ are substantially less than the usual wages paid for such services by comparable employers to employees who are not volunteers, shall be computed on the basis of the usual wages paid by the employer for such services to employees who are not volunteers, or, if the employer has no employees performing such services for wages who are not volunteers, the average weekly wage shall be computed on the basis of the usual wages paid for such services by comparable employers to employees who are not volunteers. Volunteer employment is not presumed to be full-time employment.

(c) The state's average weekly wage for any year shall be the average weekly wage paid to employees in insured work subject to Kansas employment security law as determined annually by the secretary of labor as provided in K.S.A. 44-704, and amendments thereto.

(d) Members of a labor union or other association who perform services ~~in on~~ behalf of the labor union or other association and who are not paid as full-time employees of the labor union or other association and who are injured or suffer occupational disease in the course of the performance of duties ~~in on~~ behalf of the labor union or other association shall recover compensation benefits under the workers compensation act from the labor union or other association if the labor union or other association files an election with the director to bring its members who perform such services under the coverage of the workers compensation act. The average weekly wage for the purpose of this subsection shall be based on what the employee would earn in the employee's general occupation if at the time of the injury the employee had been performing work in the employee's general occupation. The insurance coverage shall be furnished by the labor union or other association.

Sec. 11. K.S.A. 2018 Supp. 44-1204 is hereby amended to read as follows: 44-1204. (a) On and after January 1, 1978, no employer shall employ any employee for a workweek longer than 46 hours, unless such employee receives compensation for

employment in excess of 46 hours in a workweek at a rate of not less than 1½ times the hourly wage rate at which such employee is regularly employed.

(b) No employer shall be deemed to have violated subsection (a) with respect to the employment of any employee who is covered by this section, who is engaged in the public or private delivery of emergency medical services as an attendant emergency medical service provider as defined by K.S.A. 65-6112, and amendments thereto, or who is engaged in fire protection or law enforcement activities, including any member of the security personnel in any correctional institution, and who is paid compensation at a rate of not less than 1½ times the regular rate at which such employee is employed:

(1) In any work period of 28 consecutive days in which such employee works for tours of duty ~~which that~~ in the aggregate exceed 258 hours; or

(2) in the case of any such employee to whom a work period of at least seven but less than 28 days applies, in any such work period in which such employee works for tours of duty ~~which that~~ in the aggregate exceed a number of hours ~~which bears that bear~~ the same ratio to the number of consecutive days in such work period as 258 hours bears to 28 days.

(c) The provisions of this section shall not apply to the employment of:

(1) Any employee who is covered under the provisions of section 7 of the fair labor standards act of 1938 as amended, 29 U.S.C.A. § 207, and as amended by the fair labor standards amendments of 1974, and amendments thereto; or

(2) any employee who is primarily engaged in selling motor vehicles, as defined in K.S.A. 8-126, and amendments thereto, for a non-manufacturing employer primarily engaged in the business of selling such vehicles to ultimate purchasers;

(3) any person who is sentenced to the custody of the secretary of corrections and any person serving a sentence in a county jail.

(d) For the purposes of this section, the agreement or practice by employees engaged in fire protection or law enforcement activities of substituting for one another on regularly scheduled tours of duty, or a part thereof, shall be deemed to have no effect on hours of work if:

(1) The substituting is done voluntarily by the employees and not at the behest of the employer;

(2) the reason for substituting is due not to the employer's business practice but to the employee's desire or need to attend to a personal matter;

(3) a record is maintained by the employer of all time substituted by the employer's employees; and

(4) the period during which time is substituted and paid back does not exceed 12 months.

Sec. 12. K.S.A. 65-16,127 is hereby amended to read as follows: 65-16,127. (a) As used in this section:

(1) "Bystander" means a family member, friend, caregiver or other person in a position to assist a person who the family member, friend, caregiver or other person believes, in good faith, to be experiencing an opioid overdose.

(2) "Emergency opioid antagonist" means any drug that inhibits the effects of opioids and that is approved by the United States food and drug administration for the treatment of an opioid overdose.

(3) "First responder" includes any attendant emergency medical service provider, as defined by K.S.A. 65-6112, and amendments thereto, any law enforcement officer, as

defined by K.S.A. 22-2202, and amendments thereto, and any actual member of any organized fire department, whether regular or volunteer.

(4) "First responder agency" includes, but is not limited to, any law enforcement agency, fire department or criminal forensic laboratory of any city, county or the state of Kansas.

(5) "Opioid antagonist protocol" means the protocol established by the state board of pharmacy pursuant to subsection (b).

(6) "Opioid overdose" means an acute condition including, but not limited to, extreme physical illness, decreased level of consciousness, respiratory depression, coma, mania or death, resulting from the consumption or use of an opioid or another substance with which an opioid was combined, or that a layperson would reasonably believe to be resulting from the consumption or use of an opioid or another substance with which an opioid was combined, and for which medical assistance is required.

(7) "Patient" means a person believed to be at risk of experiencing an opioid overdose.

(8) "School nurse" means a professional nurse licensed by the board of nursing and employed by a school district to perform nursing procedures in a school setting.

(9) "Healthcare provider" means a physician licensed to practice medicine and surgery by the state board of healing arts, a licensed dentist, a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto, or any person authorized by law to prescribe medication.

(b) The state board of pharmacy shall issue a statewide opioid antagonist protocol that establishes requirements for a licensed pharmacist to dispense emergency opioid antagonists to a person pursuant to this section. The opioid antagonist protocol shall include procedures to ensure accurate recordkeeping and education of the person to whom the emergency opioid antagonist is furnished, including, but not limited to: Opioid overdose prevention, recognition and response; safe administration of an emergency opioid antagonist; potential side effects or adverse events that may occur as a result of administering an emergency opioid antagonist; a requirement that the administering person immediately contact emergency medical services for a patient; and the availability of drug treatment programs.

(c) A pharmacist may furnish an emergency opioid antagonist to a patient or bystander subject to the requirements of this section, the pharmacy act of the state of Kansas and any rules and regulations adopted by the state board of pharmacy thereunder.

(d) A pharmacist furnishing an emergency opioid antagonist pursuant to this section may not permit the person to whom the emergency opioid antagonist is furnished to waive any consultation required by this section or any rules and regulations adopted thereunder.

(e) Any first responder, scientist or technician operating under a first responder agency or school nurse is authorized to possess, store and administer emergency opioid antagonists as clinically indicated, provided that all personnel with access to emergency opioid antagonists are trained, at a minimum, on the following:

- (1) Techniques to recognize signs of an opioid overdose;
- (2) standards and procedures to store and administer an emergency opioid antagonist;
- (3) emergency follow-up procedures, including the requirement to summon

emergency ambulance services either immediately before or immediately after administering an emergency opioid antagonist to a patient; and

(4) inventory requirements and reporting any administration of an emergency opioid antagonist to a healthcare provider.

(f) (1) Any first responder agency electing to provide an emergency opioid antagonist to its employees or volunteers for the purpose of administering the emergency opioid antagonist shall procure the services of a physician to serve as physician medical director for the first responder agency's emergency opioid antagonist program.

(2) The first responder agency shall utilize the physician medical director or a licensed pharmacist for the purposes of:

- (A) Obtaining a supply of emergency opioid antagonists;
- (B) receiving assistance developing necessary policies and procedures that comply with this section and any rules and regulations adopted thereunder;
- (C) training personnel; and
- (D) coordinating agency activities with local emergency ambulance services and medical directors to provide quality assurance activities.

(g) (1) Any healthcare provider or pharmacist who, in good faith and with reasonable care, prescribes or dispenses an emergency opioid antagonist pursuant to this section shall not, by an act or omission, be subject to civil liability, criminal prosecution or any disciplinary or other adverse action by a professional licensure entity arising from the healthcare provider or pharmacist prescribing or dispensing the emergency opioid antagonist.

(2) Any patient, bystander, ~~or~~ school nurse, or a first responder, scientist or technician operating under a first responder agency, who, in good faith and with reasonable care, receives and administers an emergency opioid antagonist pursuant to this section to a person experiencing a suspected opioid overdose shall not, by an act or omission, be subject to civil liability or criminal prosecution, unless personal injury results from the gross negligence or willful or wanton misconduct in the administration of the emergency opioid antagonist.

(3) Any first responder agency employing or contracting any person that, in good faith and with reasonable care, administers an emergency opioid antagonist pursuant to this section to a person experiencing a suspected opioid overdose shall not, by an act or omission, be subject to civil liability, criminal prosecution, any disciplinary or other adverse action by a professional licensure entity or any professional review.

(h) The state board of pharmacy shall adopt rules and regulations as may be necessary to implement the provisions of this section prior to January 1, 2018.

(i) This section shall be part of and supplemental to the pharmacy act of the state of Kansas.

Sec. 13. K.S.A. 65-1728 is hereby amended to read as follows: 65-1728. For the purpose of removing an eye or part thereof, any embalmer licensed in accordance with the provisions of article 17 of chapter 65 of the Kansas Statutes Annotated, and ~~acts amendatory thereof amendments thereto~~, a licensed nurse, technician employed by a nationally certified eye bank, licensed optometrist, ~~attendant emergency medical service provider~~ as defined ~~under~~ by K.S.A. 65-6112, and amendments thereto, or physician assistant, who has completed a course in eye enucleation at a school certified by the department of ophthalmology, college of medicine of the university of Kansas school of

medicine, and holds a valid certificate of competence from such certified school, or a person licensed to practice medicine and surgery is hereby authorized to enucleate eyes from any body when the gift of such eye has been made in accordance with the terms of the revised uniform anatomical gift act—(K.S.A. 65-3220 through 65-3244, and amendments thereto). Persons certified in accordance with this section and persons licensed to practice medicine and surgery who perform the enucleation of eyes in accordance with the provisions of K.S.A. 65-3220 through 65-3244, and amendments thereto, shall incur no liability, civil or criminal, for his acts in performance of enucleation of eyes.

Sec. 14. K.S.A. 65-2891 is hereby amended to read as follows: 65-2891. (a) Any health care provider who in good faith renders emergency care or assistance at the scene of an emergency or accident including treatment of a minor without first obtaining the consent of the parent or guardian of such minor shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

(b) Any health care provider may render in good faith emergency care or assistance, without compensation, to any minor requiring such care or assistance as a result of having engaged in competitive sports, without first obtaining the consent of the parent or guardian of such minor. Such health care provider shall not be liable for any civil damages other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

(c) Any health care provider may in good faith render emergency care or assistance during an emergency ~~which that~~ occurs within a hospital or elsewhere, with or without compensation, until such time as the physician employed by the patient or by the patient's family or by guardian assumes responsibility for such patient's professional care. The health care provider rendering such emergency care shall not be held liable for any civil damages other than damages occasioned by negligence.

(d) Any provision herein contained notwithstanding, the ordinary standards of care and rules of negligence shall apply in those cases wherein emergency care and assistance is rendered in any physician's or dentist's office, clinic, emergency room or hospital with or without compensation.

(e) As used in this section the term "health care provider" means any person licensed to practice any branch of the healing arts, licensed dentist, licensed optometrist, licensed professional nurse, licensed practical nurse, licensed podiatrist, licensed pharmacist, licensed physical therapist, and any physician assistant who has successfully completed an American medical association approved training program and has successfully completed the national board examination for physician assistants of the American board of medical examiners, any licensed athletic trainer, any licensed occupational therapist, any licensed respiratory therapist, any person who holds a valid ~~attendant's emergency medical service provider's~~ certificate under K.S.A. 65-6129, and amendments thereto, any person who holds a valid certificate for the successful completion of a course in first aid offered or approved by the American red cross, by the American heart association, by the mining enforcement and safety administration of the bureau of mines of the department of interior, by the national safety council or by any instructor-coordinator, as defined in K.S.A. 65-6112, and amendments thereto, and any person engaged in a postgraduate training program approved by the state board of healing arts.

Sec. 15. K.S.A. 65-2913 is hereby amended to read as follows: 65-2913. (a) It shall be unlawful for any person who is not licensed under the physical therapy practice act as a physical therapist or whose license has been suspended or revoked in any manner to represent oneself as a physical therapist or to use in connection with such person's name the words physical therapist, physiotherapist, licensed physical therapist or doctor of physical therapy or use the abbreviations P.T., Ph. T., M.P.T., D.P.T. or L.P.T., or any other letters, words, abbreviations or insignia, indicating or implying that such person is a physical therapist. A violation of this subsection shall constitute a class B nonperson misdemeanor. Nothing in this section shall be construed to prohibit physical therapists licensed under K.S.A. 65-2906 and 65-2909, and amendments thereto, from listing or using in conjunction with their name any letters, words, abbreviations or other insignia to designate any educational degrees, certifications or credentials recognized by the board ~~which~~ that such licensee has earned. Each licensee when using the letters or term "Dr." or "Doctor" in conjunction with such licensee's professional practice, whether in any written or oral communication, shall identify oneself as a "physical therapist" or "doctor of physical therapy."

(b) Any person who, in any manner, represents oneself as a physical therapist assistant, or who uses in connection with such person's name the words or letters physical therapist assistant, certified physical therapist assistant, P.T.A., C.P.T.A. or P.T. Asst., or any other letters, words, abbreviations or insignia, indicating or implying that such person is a physical therapist assistant, without a valid existing certificate as a physical therapist assistant issued to such person pursuant to the physical therapy practice act shall be guilty of a class B nonperson misdemeanor. Nothing in this section shall be construed to prohibit physical therapist assistants certified under K.S.A. 65-2906 and 65-2909, and amendments thereto, from listing or using in conjunction with their name any letters, words, abbreviations or other insignia to designate any educational degrees, certifications or credentials ~~which~~ that such physical therapist assistant has earned.

(c) Nothing in this act is intended to limit, preclude or otherwise interfere with the practices of other health care providers formally trained and practicing their profession. The provisions of the physical therapy practice act shall not apply to the following individuals so long as they do not hold themselves out in a manner prohibited under subsection (a) or (b):

- (1) Persons rendering assistance in the case of an emergency;
- (2) members of any church practicing their religious tenets;
- (3) persons whose services are performed pursuant to the delegation of and under the supervision of a physical therapist who is licensed under this act;
- (4) health care providers in the United States armed forces, public health services, federal facilities and coast guard or other military service when acting in the line of duty in this state;
- (5) licensees under the healing arts act, and practicing their professions, when licensed and practicing in accordance with the provisions of law or persons performing services pursuant to the delegation of a licensee under K.S.A. 65-2872~~(g)~~, and amendments thereto;
- (6) dentists practicing their professions, when licensed and practicing in accordance with the provisions of law;
- (7) nurses practicing their professions, when licensed and practicing in accordance

with the provisions of law or persons performing services pursuant to the delegation of a licensed nurse under K.S.A. 65-1124~~(m)~~, and amendments thereto;

(8) health care providers who have been formally trained and are practicing in accordance with their training or have received specific training in one or more functions included in this act pursuant to established educational protocols or both;

(9) students while in actual attendance in an accredited health care educational program and under the supervision of a qualified instructor;

(10) self-care by a patient or gratuitous care by a friend or family member;

(11) optometrists practicing their profession when licensed and practicing in accordance with the provisions of article 15 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(12) podiatrists practicing their profession when licensed and practicing in accordance with the provisions of article 20 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(13) occupational therapists practicing their profession when licensed and practicing in accordance with the occupational therapy practice act and occupational therapy assistants practicing their profession when licensed and practicing in accordance with the occupational therapy practice act;

(14) respiratory therapists practicing their profession when licensed and practicing in accordance with the respiratory therapy practice act;

(15) physician assistants practicing their profession when licensed and practicing in accordance with the physician assistant licensure act;

(16) persons practicing corrective therapy in accordance with their training in corrective therapy;

(17) athletic trainers practicing their profession when licensed and practicing in accordance with the athletic trainers licensure act;

(18) persons who massage for the purpose of relaxation, muscle conditioning or figure improvement, so long as no drugs are used and such persons do not hold themselves out to be physicians or healers;

(19) barbers practicing their profession when licensed and practicing in accordance with the provisions of article 18 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(20) cosmetologists practicing their profession when licensed and practicing in accordance with the provisions of article 19 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(21) attendants emergency medical service providers practicing their profession when certified and practicing in accordance with the provisions of article 61 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(22) naturopathic doctors practicing their profession when licensed and practicing in accordance with the naturopathic doctor licensure act; and

(23) acupuncturists practicing their profession when licensed and practicing in accordance with the acupuncture practice act.

(d) Any patient monitoring, assessment or other procedures designed to evaluate the effectiveness of prescribed physical therapy must be performed by or pursuant to the delegation of a licensed physical therapist or other health care provider.

(e) Nothing in this act shall be construed to permit the practice of medicine and surgery. No statute granting authority to licensees of the state board of healing arts shall

be construed to confer authority upon physical therapists to engage in any activity not conferred by the physical therapy practice act.

Sec. 16. K.S.A. 65-6001 is hereby amended to read as follows: 65-6001. As used in K.S.A. 65-6001 to ~~65-6007, inclusive, and K.S.A. 65-6008, 65-6009 and through~~ 65-6010, and amendments thereto, unless the context clearly requires otherwise:

- (a) "AIDS" means the disease acquired immune deficiency syndrome.
- (b) "HIV" means the human immunodeficiency virus.
- (c) "Laboratory confirmation of HIV infection" means positive test results from a confirmation test approved by the secretary.
- (d) "Secretary" means the secretary of health and environment.
- (e) "Physician" means any person licensed to practice medicine and surgery.
- (f) "Laboratory director" means the person responsible for the professional, administrative, organizational and educational duties of a laboratory.
- (g) "HIV infection" means the presence of HIV in the body.
- (h) "Racial/ethnic group" shall be designated as either white, black, Hispanic, Asian/Pacific islander or American Indian/Alaskan Native.
- (i) "Corrections officer" means an employee of the department of corrections as ~~defined~~ described in ~~subsections (f) and (g) of K.S.A. 75-5202(f) and (g), and amendments thereto.~~
- (j) "Emergency services employee" means an ~~attendant~~ emergency medical service provider as defined under K.S.A. 65-6112, and amendments thereto, or a firefighter.
- (k) "Law enforcement employee" means:
 - (1) Any police officer or law enforcement officer as defined under K.S.A. 74-5602, and amendments thereto;
 - (2) any person in the service of a city police department or county sheriff's office who performs law enforcement duties without pay and is considered a reserve officer;
 - (3) any person employed by a city or county who is in charge of a jail or section of jail, including jail guards and those who conduct searches of persons taken into custody; or
 - (4) any person employed by a city, county or the state of Kansas who works as a scientist or technician in a forensic laboratory.
- (l) "Employing agency or entity" means the agency or entity employing a corrections officer, emergency services employee, law enforcement employee or jailer.
- (m) "Infectious disease" means AIDS.
- (n) "Infectious disease tests" means tests approved by the secretary for detection of infectious diseases.
- (o) "Juvenile correctional facility staff" means an employee of the juvenile justice authority working in a juvenile correctional facility as defined in K.S.A. 2018 Supp. 38-2302, and amendments thereto.

Sec. 17. K.S.A. 65-4915 is hereby amended to read as follows: 65-4915. (a) As used in this section:

- (1) "Healthcare provider" means: (A) Those persons and entities defined as a health care provider under K.S.A. 40-3401, and amendments thereto; and (B) a dentist licensed by the Kansas dental board, a dental hygienist licensed by the Kansas dental board, a professional nurse licensed by the board of nursing, a practical nurse licensed by the board of nursing, a mental health technician licensed by the board of nursing, a physical therapist licensed by the state board of healing arts, a physical therapist

assistant certified by the state board of healing arts, an occupational therapist licensed by the state board of healing arts, an occupational therapy assistant licensed by the state board of healing arts, a respiratory therapist licensed by the state board of healing arts, a physician assistant licensed by the state board of healing arts and ~~attendants~~ emergency medical service provider and ambulance services certified by the emergency medical services board.

(2) "Healthcare provider group" means:

(A) A state or local association of healthcare providers or one or more committees thereof;

(B) the board of governors created under K.S.A. 40-3403, and amendments thereto;

(C) an organization of healthcare providers formed pursuant to state or federal law and authorized to evaluate medical and healthcare services;

(D) a review committee operating pursuant to K.S.A. 65-2840c, and amendments thereto;

(E) an organized medical staff of a licensed medical care facility as defined by K.S.A. 65-425, and amendments thereto, an organized medical staff of a private psychiatric hospital licensed under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, or an organized medical staff of a state psychiatric hospital or state institution for people with intellectual disability, as follows: Larned state hospital, Osawatimie state hospital, Rainbow mental health facility, Kansas neurological institute and Parsons state hospital and training center;

(F) a healthcare provider;

(G) a professional society of healthcare providers or one or more committees thereof;

(H) a Kansas corporation whose stockholders or members are healthcare providers or an association of healthcare providers, which corporation evaluates medical and health care services;

(I) an insurance company, health maintenance organization or administrator of a health benefits plan ~~which that~~ engages in any of the functions defined as peer review under this section; or

(J) the university of Kansas medical center.

(3) "Peer review" means any of the following functions:

(A) Evaluate and improve the quality of healthcare services rendered by healthcare providers;

(B) determine that health services rendered were professionally indicated or were performed in compliance with the applicable standard of care;

(C) determine that the cost of healthcare rendered was considered reasonable by the providers of professional health services in this area;

(D) evaluate the qualifications, competence and performance of the providers of healthcare or to act upon matters relating to the discipline of any individual provider of healthcare;

(E) reduce morbidity or mortality;

(F) establish and enforce guidelines designed to keep within reasonable bounds the cost of healthcare;

(G) conduct of research;

(H) determine if a hospital's facilities are being properly utilized;

(I) supervise, discipline, admit, determine privileges or control members of a

hospital's medical staff;

(J) review the professional qualifications or activities of healthcare providers;

(K) evaluate the quantity, quality and timeliness of healthcare services rendered to patients in the facility;

(L) evaluate, review or improve methods, procedures or treatments being utilized by the medical care facility or by healthcare providers in a facility rendering healthcare.

(4) "Peer review officer or committee" means:

(A) An individual employed, designated or appointed by, or a committee of or employed, designated or appointed by, a healthcare provider group and authorized to perform peer review; or

(B) a healthcare provider monitoring the delivery of healthcare at correctional institutions under the jurisdiction of the secretary of corrections.

(b) Except as provided by K.S.A. 60-437, and amendments thereto, and by subsections (c) and (d), the reports, statements, memoranda, proceedings, findings and other records submitted to or generated by peer review committees or officers shall be privileged and shall not be subject to discovery, subpoena or other means of legal compulsion for their release to any person or entity or be admissible in evidence in any judicial or administrative proceeding. Information contained in such records shall not be discoverable or admissible at trial in the form of testimony by an individual who participated in the peer review process. The peer review officer or committee creating or initially receiving the record is the holder of the privilege established by this section. This privilege may be claimed by the legal entity creating the peer review committee or officer, or by the commissioner of insurance for any records or proceedings of the board of governors.

(c) Subsection (b) shall not apply to proceedings in which a healthcare provider contests the revocation, denial, restriction or termination of staff privileges or the license, registration, certification or other authorization to practice of the healthcare provider. A licensing agency in conducting a disciplinary proceeding in which admission of any peer review committee report, record or testimony is proposed shall hold the hearing in closed session when any such report, record or testimony is disclosed. Unless otherwise provided by law, a licensing agency conducting a disciplinary proceeding may close only that portion of the hearing in which disclosure of a report or record privileged under this section is proposed. In closing a portion of a hearing as provided by this section, the presiding officer may exclude any person from the hearing location except the licensee, the licensee's attorney, the agency's attorney, the witness, the court reporter and appropriate staff support for either counsel. The licensing agency shall make the portions of the agency record in which such report or record is disclosed subject to a protective order prohibiting further disclosure of such report or record. Such report or record shall not be subject to discovery, subpoena or other means of legal compulsion for their release to any person or entity. No person in attendance at a closed portion of a disciplinary proceeding shall at a subsequent civil, criminal or administrative hearing, be required to testify regarding the existence or content of a report or record privileged under this section that was disclosed in a closed portion of a hearing, nor shall such testimony be admitted into evidence in any subsequent civil, criminal or administrative hearing. A licensing agency conducting a disciplinary proceeding may review peer review committee records, testimony or reports but must prove its findings with independently obtained testimony or records

that shall be presented as part of the disciplinary proceeding in open meeting of the licensing agency. Offering such testimony or records in an open public hearing shall not be deemed a waiver of the peer review privilege relating to any peer review committee testimony, records or report.

(d) Nothing in this section shall limit the authority that may otherwise be provided by law of the commissioner of insurance, the state board of healing arts or other healthcare provider licensing or disciplinary boards of this state to require a peer review committee or officer to report to it any disciplinary action or recommendation of such committee or officer; to transfer to it records of such committee's or officer's proceedings or actions to restrict or revoke the license, registration, certification or other authorization to practice of a healthcare provider; or to terminate the liability of the fund for all claims against a specific healthcare provider for damages for death or personal injury pursuant to K.S.A. 40-3403(i), and amendments thereto. Reports and records so furnished shall not be subject to discovery, subpoena or other means of legal compulsion for their release to any person or entity and shall not be admissible in evidence in any judicial or administrative proceeding other than a disciplinary proceeding by the state board of healing arts or other healthcare provider licensing or disciplinary boards of this state.

(e) A peer review committee or officer may report to and discuss its activities, information and findings to other peer review committees or officers or to a board of directors or an administrative officer of a healthcare provider without waiver of the privilege provided by subsection (b) and the records of all such committees or officers relating to such report shall be privileged as provided by subsection (b).

(f) Nothing in this section shall be construed to prevent an insured from obtaining information pertaining to payment of benefits under a contract with an insurance company, a health maintenance organization or an administrator of a health benefits plan.

Sec. 18. K.S.A. 65-6102 is hereby amended to read as follows: 65-6102. (a) There is hereby established the emergency medical services board. The office of the emergency medical services board shall be located in the city of Topeka, Kansas.

(b) The emergency medical services board shall be composed of 15 members to be appointed as follows:

(1) Eleven members shall be appointed by the governor. Of such members:

(A) Three shall be physicians who are actively involved in emergency medical services;

(B) two shall be county commissioners of counties making a levy for ambulance service, at least one of whom shall be from a county having a population of less than 15,000;

(C) one shall be an instructor-coordinator;

(D) one shall be a hospital administrator actively involved in emergency medical services;

(E) one shall be a member of a firefighting unit ~~which~~ that provides emergency medical service; and

(F) three shall be ~~attendants~~ emergency medical service providers who are actively involved in emergency medical service. At least two classifications of ~~attendants~~ emergency medical service providers shall be represented. At least one of such members shall be from a volunteer emergency medical service; and

(2) four members shall be appointed as follows:

(A) One shall be a member of the Kansas senate to be appointed by the president of the senate;

(B) one shall be a member of the Kansas senate to be appointed by the minority leader of the senate;

(C) one shall be a member of the Kansas house of representatives to be appointed by the speaker of the house of representatives; and

(D) one shall be a member of the Kansas house of representatives to be appointed by the minority leader of the house of representatives.

(c) All members of the board shall be residents of the state of Kansas. Appointments to the board shall be made with due consideration that representation of the various geographical areas of the state is ensured. The governor may remove any member of the board upon recommendation of the board. Any person appointed to a position on the board shall forfeit such position upon vacating the office or position ~~which that~~ qualified such person to be appointed as a member of the board.

~~(d)~~(d) Members shall be appointed for terms of four years and until their successors are appointed and qualified. In the case of a vacancy in the membership of the board, the vacancy shall be filled for the unexpired term.

~~(e)~~(c) The board shall meet at least ~~six~~ four times annually and at least once each quarter and at the call of the chairperson or at the request of the executive director of the emergency medical services board or of any seven members of the board. At the first meeting of the board after January 1 each year, the members shall elect a chairperson and a vice-chairperson who shall serve for a term of one year. The vice-chairperson shall exercise all of the powers of the chairperson in the absence of the chairperson. If a vacancy occurs in the office of the chairperson or vice-chairperson, the board shall fill such vacancy by election of one of its members to serve the unexpired term of such office. Members of the board attending meetings of the board or attending a subcommittee meeting thereof authorized by the board shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

~~(f)~~(f) Except as otherwise provided by law, all vouchers for expenditures and all payrolls of the emergency medical services board shall be approved by the emergency medical services board or a person designated by the board.

Sec. 19. K.S.A. 65-6110 is hereby amended to read as follows: 65-6110. (a) The board shall adopt any rules and regulations necessary for the regulation of ambulance services. Such rules and regulations shall include: (1) A classification of the different types of ambulance services; (2) requirements as to equipment necessary for ambulances ~~and rescue vehicles~~; (3) qualifications and training of ~~attendants, emergency medical service providers and instructor-coordinators and training officers~~; (4) requirements and fees for the licensure, temporary licensure, and renewal of licensure for ambulances ~~and rescue vehicles~~; (5) records and equipment to be maintained by operators, instructor-coordinators, ~~training officers, providers of training sponsoring organizations and attendants~~ emergency medical service providers; (6) requirements for a quality assurance and improvement program for ambulance services; and (7) such other matters as the board deems necessary to implement and administer the provisions of this act.

(b) ~~The provisions of this act shall not apply to rescue vehicles operated by a fire~~

~~department.~~

(~~e~~)—Nothing in this act or in the provisions of article 61 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, shall authorize the board to specify the individuals who may or may not ride on a helicopter while used as an ambulance.

Sec. 20. K.S.A. 65-6111 is hereby amended to read as follows: 65-6111. (a) The emergency medical services board shall:

(1) Adopt any rules and regulations necessary to carry out the provisions of this act;

(2) review and approve the allocation and expenditure of moneys appropriated for emergency medical services;

(3) conduct hearings for all regulatory matters concerning ambulance services, ~~attendants~~ emergency medical service providers, instructor-coordinators, training officers and sponsoring organizations;

(4) submit a budget to the legislature for the operation of the board;

(5) develop a state plan for the delivery of emergency medical services;

(6) enter into contracts as may be necessary to carry out the duties and functions of the board under this act;

(7) review and approve all requests for state and federal funding involving emergency medical services projects in the state or delegate such duties to the executive director;

(8) approve all training programs for ~~attendants, emergency medical service providers and~~ instructor-coordinators and ~~training officers and~~ prescribe certification application fees by rules and regulations;

(9) approve methods of examination for certification of ~~attendants, training officers~~ emergency medical service providers and instructor-coordinators and prescribe examination fees by rules and regulations;

(10) appoint a medical advisory council of not less than six members, including one board member who shall be a physician and not less than five other physicians who are active and knowledgeable in the field of emergency medical services who are not members of the board to advise and assist the board in medical standards and practices as determined by the board. The medical advisory council shall elect a chairperson from among its membership and shall meet upon the call of the chairperson; and

(11) approve sponsoring organizations by prescribing standards and requirements by rules and regulations and withdraw or modify such approval in accordance with the Kansas administrative procedure act and the rules and regulations of the board.

(b) The emergency medical services board may grant a temporary variance from an identified rule or regulation when a literal application or enforcement of the rule or regulation would result in serious hardship and the relief granted would not result in any unreasonable risk to the public interest, safety or welfare.

(c) (1) In addition to or in lieu of any other administrative, civil or criminal remedy provided by law, the board, in accordance with the Kansas administrative procedure act, upon the finding of a violation of a provision of this act or the provisions of article 61 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, or rules and regulations adopted pursuant to such provisions may impose a fine on:

(A) ~~May impose a fine on~~ Any person granted a certificate by the board in an amount not to exceed \$500 for each violation; or

(B) ~~may impose a fine on~~ an ambulance service ~~which that~~ holds a permit to operate in this state or on a sponsoring organization in an amount not to exceed \$2,500

for each violation.

(2) All fines assessed and collected under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

(d) (1) In connection with any investigation by the board, the board or its duly authorized agents or employees shall at all reasonable times have access to, for the purpose of examination and the right to copy any document, report, record or other physical evidence of any person being investigated, or any document, report, record or other evidence maintained by and in possession of any clinic, laboratory, pharmacy, medical care facility or other public or private agency, if such document, report, record or evidence relates to professional competence, unprofessional conduct or the mental or physical ability of the person to perform activities the person is authorized to perform.

(2) For the purpose of all investigations and proceedings conducted by the board:

(A) The board may issue subpoenas compelling the attendance and testimony of witnesses or the production for examination or copying of documents or any other physical evidence if such evidence relates to professional competence, unprofessional conduct or the mental or physical ability of a person being investigated to perform activities the person is authorized to perform. Within five days after the service of the subpoena on any person requiring the production of any evidence in the person's possession or under the person's control, such person may petition the board to revoke, limit or modify the subpoena. The board shall revoke, limit or modify such subpoena if in its opinion the evidence required does not relate to practices ~~which that~~ may be grounds for disciplinary action, is not relevant to the charge ~~which that~~ is the subject matter of the proceeding or investigation; or does not describe with sufficient particularity the physical evidence ~~which that~~ is required to be produced. Any member of the board, or any agent designated by the board, may administer oaths or affirmations, examine witnesses and receive such evidence.

(B) Any person appearing before the board shall have the right to be represented by counsel.

(C) The district court, upon application by the board or by the person subpoenaed, shall have jurisdiction to issue an order:

(i) Requiring such person to appear before the board or the board's duly authorized agent to produce evidence relating to the matter under investigation; or

(ii) revoking, limiting or modifying the subpoena if in the court's opinion the evidence demanded does not relate to practices ~~which that~~ may be grounds for disciplinary action, is not relevant to the charge ~~which that~~ is the subject matter of the hearing or investigation or does not describe with sufficient particularity the evidence ~~which that~~ is required to be produced.

(3) Disclosure or use of any such information received by the board or of any record containing such information, for any purpose other than that provided by this subsection is a class A misdemeanor and shall constitute grounds for removal from office, termination of employment or denial, revocation or suspension of any certificate or permit issued under article 61 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto. Nothing in this subsection shall be construed to make unlawful the disclosure of any such information by the board in a hearing held pursuant to this act.

(4) Patient records, including clinical records, medical reports, laboratory

statements and reports, files, films, other reports or oral statements relating to diagnostic findings or treatment of patients, information from which a patient or a patient's family might be identified, peer review or risk management records or information received and records kept by the board as a result of the investigation procedure outlined in this subsection shall be confidential and shall not be disclosed.

(5) Nothing in this subsection or any other provision of law making communications between a physician and the physician's patient a privileged communication shall apply to investigations or proceedings conducted pursuant to this subsection. The board and its employees, agents and representatives shall keep in confidence the names of any patients whose records are reviewed during the course of investigations and proceedings pursuant to this subsection.

(e) The emergency medical services board shall prepare an annual report on or before January 15 of each year on the number, amount and reasons for the fines imposed by the board and the number of and reasons for subpoenas issued by the board during the previous calendar year. The report shall be provided to the senate committee on federal and state affairs and the house committee on federal and state affairs.

Sec. 21. K.S.A. 65-6112 is hereby amended to read as follows: 65-6112. As used in this act:

(a) "Administrator" means the executive director of the emergency medical services board.

(b) "Advanced emergency medical technician" means a person who holds an advanced emergency medical technician certificate issued pursuant to this act.

(c) "Advanced practice registered nurse" means an advanced practice registered nurse as defined in K.S.A. 65-1113, and amendments thereto.

(d) "Ambulance" means any privately or publicly owned motor vehicle, airplane or helicopter designed, constructed, prepared, staffed and equipped for use in transporting and providing emergency care for individuals who are ill or injured.

(e) "Ambulance service" means any organization operated for the purpose of transporting sick or injured persons to or from a place where medical care is furnished, whether or not such persons may be in need of emergency or medical care in transit.

~~(f) "Attendant" means a first responder, an emergency medical responder, emergency medical technician, emergency medical technician-intermediate, emergency medical technician-defibrillator, emergency medical technician-intermediate/defibrillator, advanced emergency medical technician or paramedic certified pursuant to this act.~~

~~(g)~~ "Board" means the emergency medical services board established pursuant to K.S.A. 65-6102, and amendments thereto.

~~(h)~~~~(g)~~ "Emergency medical service" means the effective and coordinated delivery of such care as may be required by an emergency ~~which that~~ includes the care and transportation of individuals by ambulance services and the performance of authorized emergency care by a physician, advanced practice registered nurse, professional nurse, a licensed physician assistant or ~~attendant~~ emergency medical service provider.

(h) "Emergency medical service provider" means an emergency medical responder, advanced emergency medical technician, emergency medical technician or paramedic certified by the emergency medical services board.

(i) "Emergency medical technician" means a person who holds an emergency medical technician certificate issued pursuant to this act.

~~(j)~~ "Emergency medical technician-defibrillator" means a person who holds an emergency medical technician-defibrillator certificate issued pursuant to this act.

~~(k)~~ "Emergency medical technician-intermediate" means a person who holds an emergency medical technician-intermediate certificate issued pursuant to this act.

~~(l)~~ "Emergency medical technician-intermediate/defibrillator" means a person who holds both an emergency medical technician-intermediate and emergency medical technician-defibrillator certificate issued pursuant to this act.

~~(m)~~ "Emergency medical responder" means a person who holds an emergency medical responder certificate issued pursuant to this act.

~~(n)~~ "First responder" means a person who holds a first responder certificate issued pursuant to this act.

~~(o)~~~~(k)~~ "Hospital" means a hospital as defined by K.S.A. 65-425, and amendments thereto.

~~(p)~~~~(l)~~ "Instructor-coordinator" means a person who is certified under this act to teach or coordinate both initial certification and continuing education classes.

~~(q)~~~~(m)~~ "Medical director" means a physician.

~~(r)~~~~(n)~~ "Medical protocols" mean written guidelines ~~which that~~ authorize ~~attendants~~ emergency medical service providers to perform certain medical procedures prior to contacting a physician, physician assistant authorized by a physician, advanced practice registered nurse authorized by a physician or professional nurse authorized by a physician. The medical protocols shall be approved by a county medical society or the medical staff of a hospital to which the ambulance service primarily transports patients, or if neither of the above are able or available to approve the medical protocols, then the medical protocols shall be submitted to the medical advisory council for approval.

~~(s)~~~~(o)~~ "Municipality" means any city, county, township, fire district or ambulance service district.

~~(t)~~~~(p)~~ "Nonemergency transportation" means the care and transport of a sick or injured person under a foreseen combination of circumstances calling for continuing care of such person. As used in this subsection, transportation includes performance of the authorized level of services of the ~~attendant~~ emergency medical service provider whether within or outside the vehicle as part of such transportation services.

~~(u)~~~~(q)~~ "Operator" means a person or municipality who has a permit to operate an ambulance service in the state of Kansas.

~~(v)~~~~(r)~~ "Paramedic" means a person who holds a paramedic certificate issued pursuant to this act.

~~(w)~~~~(s)~~ "Person" means an individual, a partnership, an association, a joint-stock company or a corporation.

~~(x)~~~~(t)~~ "Physician" means a person licensed by the state board of healing arts to practice medicine and surgery.

~~(y)~~~~(u)~~ "Physician assistant" means a physician assistant as defined in K.S.A. 65-28a02, and amendments thereto.

~~(z)~~~~(v)~~ "Professional nurse" means a licensed professional nurse as defined by K.S.A. 65-1113, and amendments thereto.

~~(aa)~~~~(w)~~ "Sponsoring organization" means any professional association, accredited postsecondary educational institution, ambulance service ~~which that~~ holds a permit to operate in this state, fire department, other officially organized public safety agency, hospital, corporation, governmental entity or emergency medical services regional

council, as approved by the executive director, to offer initial courses of instruction or continuing education programs.

~~(bb) "Training officer" means a person who is certified pursuant to this act to teach or coordinate continuing education as prescribed by the board.~~

Sec. 22. K.S.A. 65-6119 is hereby amended to read as follows: 65-6119. ~~(a)~~ Notwithstanding any other provision of law, ~~mobile intensive care technicians may:~~

~~(1) Perform all the authorized activities identified in K.S.A. 65-6120, 65-6121, 65-6123, 65-6144, and amendments thereto;~~

~~(2) when voice contact or a telemetered electrocardiogram is monitored by a physician, physician assistant where authorized by a physician, an advanced practice registered nurse where authorized by a physician or licensed professional nurse where authorized by a physician and direct communication is maintained, and upon order of such person may administer such medications or procedures as may be deemed necessary by a person identified in subsection (a)(2);~~

~~(3) perform, during an emergency, those activities specified in subsection (a)(2) before contacting a person identified in subsection (a)(2) when specifically authorized to perform such activities by medical protocols; and~~

~~(4) perform, during nonemergency transportation, those activities specified in this section when specifically authorized to perform such activities by medical protocols.~~

~~(b) An individual who holds a valid certificate as a mobile intensive care technician once meeting the continuing education requirements prescribed by the rules and regulations of the board, upon application for renewal, shall be deemed to hold a certificate as a paramedic under this act, and such individual shall not be required to file an original application as a paramedic for certification under this act.~~

~~(c) "Renewal" as used in subsection (b), refers to the first opportunity that a mobile intensive care technician has to apply for renewal of a certificate following the effective date of this act.~~

~~(d) Upon transition notwithstanding any other provision of law, a paramedic may:~~

~~(1)(a) Perform all the authorized activities identified in K.S.A. 65-6120, 65-6121, 65-6144, and amendments thereto;~~

~~(2)(b) when voice contact or a telemetered electrocardiogram is monitored by a physician, physician assistant where authorized by a physician or an advanced practice registered nurse where authorized by a physician or licensed professional nurse where authorized by a physician and direct communication is maintained, and upon order of such person, may administer such medications or procedures as may be deemed necessary by a person identified in this subsection ~~(d)(2)~~;~~

~~(3)(c) perform, during an emergency, those activities specified in subsection ~~(d)(2)~~ (b) before contacting a person identified in subsection ~~(d)(2)~~ (b) when specifically authorized to perform such activities by medical protocols; and~~

~~(4)(d) perform, during nonemergency transportation, those activities specified in this section when specifically authorized to perform such activities by medical protocols.~~

Sec. 23. K.S.A. 65-6120 is hereby amended to read as follows: 65-6120. ~~(a)~~ Notwithstanding any other provision of law to the contrary, ~~an emergency medical technician intermediate may:~~

~~(1) Perform any of the activities identified by K.S.A. 65-6121(a), and amendments thereto;~~

~~(2) when approved by medical protocols or where voice contact by radio or telephone is monitored by a physician, physician assistant where authorized by a physician, advanced practice registered nurse where authorized by a physician or professional nurse where authorized by a physician, and direct communication is maintained, upon order of such person, may perform venipuncture for the purpose of blood sampling collection and initiation and maintenance of intravenous infusion of saline solutions, dextrose and water solutions or ringers lactate IV solutions, endotracheal intubation and administration of nebulized albuterol;~~

~~(3) perform, during an emergency, those activities specified in subsection (a)(2) before contacting the persons identified in subsection (a)(2) when specifically authorized to perform such activities by medical protocols; or~~

~~(4) perform, during nonemergency transportation, those activities specified in this section when specifically authorized to perform such activities by medical protocols.~~

~~(b) An individual who holds a valid certificate as an emergency medical technician-intermediate once successfully completing the board prescribed transition course, and validation of cognitive and psychomotor competency as determined by rules and regulations of the board, may apply to transition to become an advanced emergency medical technician. Alternatively, upon application for renewal, such individual shall be deemed to hold a certificate as an advanced emergency medical technician under this act, provided such individual has completed all continuing education hour requirements inclusive of the successful completion of a transition course and such individual shall not be required to file an original application for certification as an advanced emergency medical technician under this act.~~

~~(c) "Renewal" as used in subsection (b), refers to the first or second opportunity after December 31, 2011, that an emergency medical technician-intermediate has to apply for renewal of a certificate.~~

~~(d) Emergency medical technician-intermediates who fail to meet the transition requirements as specified may complete either the board prescribed emergency medical technician transition course or emergency medical responder transition course, provide validation of cognitive and psychomotor competency and all continuing education hour requirements inclusive of the successful completion of a transition course as determined by rules and regulations of the board. Upon completion, such emergency medical technician-intermediate may apply to transition to become an emergency medical technician or an emergency medical responder, depending on the transition course that was successfully completed. Alternatively, upon application for renewal of an emergency medical technician-intermediate certificate, the applicant shall be renewed as an emergency medical technician or an emergency medical responder, depending on the transition course that was successfully completed. Such individual shall not be required to file an original application for certification as an emergency medical technician or emergency medical responder.~~

~~(e) Failure to successfully complete either an advanced emergency medical technician transition course, an emergency medical technician transition course or emergency medical responder transition course will result in loss of certification.~~

~~(f) Upon transition, notwithstanding any other provision of law to the contrary, an advanced emergency medical technician may:~~

~~(1)(a) Perform any of the activities identified by K.S.A. 65-6121, and amendments thereto; and~~

(2)(b) perform any of the following interventions, by use of the devices, medications and equipment, or any combination thereof, as specifically identified in rules and regulations, after successfully completing an approved course of instruction, local specialized device training and competency validation and when authorized by medical protocols, or upon order when direct communication is maintained by radio, telephone or video conference with a physician, physician assistant where authorized by a physician, an advanced practice registered nurse where authorized by a physician, or professional nurse where authorized by a physician upon order of such a person: ~~(A)(1)~~ Advanced airway management; ~~(B)(2)~~ referral of patient of alternate medical care site based on assessment; ~~(C)(3)~~ transportation of a patient with a capped arterial line; ~~(D)~~ (4) veni-puncture for obtaining blood sample; ~~(E)(5)~~ initiation and maintenance of intravenous infusion or saline lock; ~~(F)(6)~~ initiation of intraosseous infusion; ~~(G)(7)~~ nebulized therapy; ~~(H)(8)~~ manual defibrillation; ~~(I)(9)~~ cardiac monitoring; ~~(J)(10)~~ electrocardiogram interpretation; ~~(K)(11)~~ monitoring of a nasogastric tube; ~~(L)~~ and (12) administration of medications by methods as specified by rules and regulations of the board.

~~(g) An individual who holds a valid certificate as both an emergency medical technician-intermediate and as an emergency medical technician-defibrillator once successfully completing the board prescribed transition course, and validation of cognitive and psychomotor competency as determined by rules and regulations of the board, may apply to transition to an advanced emergency medical technician. Alternatively, upon application for renewal, such individual shall be deemed to hold a certificate as an advanced emergency medical technician under this act, provided such individual has completed all continuing education hour requirements inclusive of successful completion of a transition course, and such individual shall not be required to file an original application for certification as an advanced emergency medical technician under this act.~~

~~(h) "Renewal" as used in subsection (g), refers to the first or second opportunity after December 31, 2011, that an emergency medical technician-intermediate and emergency medical technician-defibrillator has to apply for renewal of a certificate.~~

~~(i) An individual who holds both an emergency medical technician-intermediate certificate and an emergency medical technician-defibrillator certificate, who fails to meet the transition requirements as specified may complete either the board prescribed emergency medical technician transition course or emergency medical responder transition course, and provide validation of cognitive and psychomotor competency and all continuing education hour requirements inclusive of successful completion of a transition course as determined by rules and regulations of the board. Upon completion, such individual may apply to transition to become an emergency medical technician or emergency medical responder, depending on the transition course that was successfully completed. Alternatively, upon application for renewal of an emergency medical technician-intermediate certificate and an emergency medical technician-defibrillator certificate, the applicant shall be renewed as an emergency medical technician or an emergency medical responder, depending on the transition course that was successfully completed. Such individual shall not be required to file an original application for certification as an emergency medical technician or emergency medical responder.~~

~~(j) Failure to successfully complete either the advanced emergency medical technician transition requirements, an emergency medical technician transition course~~

~~or the emergency medical responder transition course will result in loss of certification.~~

Sec. 24. K.S.A. 65-6124 is hereby amended to read as follows: 65-6124. (a) No physician, physician assistant, advanced practice registered nurse or licensed professional nurse, who gives emergency instructions to an attendant emergency medical service provider as defined by K.S.A. 65-6112, and amendments thereto, during an emergency, shall be liable for any civil damages as a result of issuing the instructions, except such damages ~~which that~~ may result from gross negligence in giving such instructions.

(b) No attendant emergency medical service provider as defined by K.S.A. 65-6112, and amendments thereto, who renders emergency care during an emergency pursuant to instructions given by a physician, the supervising physician for a physician assistant, advanced practice registered nurse or licensed professional nurse shall be liable for civil damages as a result of implementing such instructions, except such damages ~~which that~~ may result from gross negligence or by willful or wanton acts or omissions on the part of such attendant emergency medical service provider as defined by K.S.A. 65-6112, and amendments thereto.

(c) No person certified as an instructor-coordinator ~~and no training officer~~ shall be liable for any civil damages ~~which that~~ may result from such instructor-coordinator's ~~or training officer's~~ course of instruction, except such damages ~~which that~~ may result from gross negligence or by willful or wanton acts or omissions on the part of the instructor-coordinator ~~or training officer~~.

(d) No medical ~~adviser~~ director who reviews, approves and monitors the activities of attendants emergency medical service providers shall be liable for any civil damages as a result of such review, approval or monitoring, except such damages ~~which that~~ may result from gross negligence in such review, approval or monitoring.

Sec. 25. K.S.A. 65-6126 is hereby amended to read as follows: 65-6126. Each emergency medical service shall have a medical director appointed by the operator of the service to review and implement medical protocols, approve and monitor the activities, competency and education of the attendants emergency medical service providers. The board may approve an alternative procedure for medical oversight if no medical director is available.

Sec. 26. K.S.A. 65-6127 is hereby amended to read as follows: 65-6127. (a) Application for a permit to operate an ambulance service shall be made to the board by the operator of the ambulance service upon forms provided by the administrator and shall be accompanied by a permit fee ~~which that~~ shall be a base amount plus an amount for each vehicle used by such operator in such operator's ambulance service and ~~which that~~ shall be fixed by rules and regulations of the board to cover all or any part of the cost of regulation of ambulance services.

(b) The application shall state the name of the operator, the names of the attendants emergency medical service providers of such ambulance service, the primary territory for which the permit is sought, the type of service offered, the location and physical description of the facility whereby calls for service will be received, the facility wherein vehicles are to be garaged, a description of vehicles and other equipment to be used by the service and such other information as the board may require.

(c) Nothing in this act shall be construed as granting an exclusive territorial right to operate an ambulance service. Upon change of ownership of an ambulance service the permit issued to such service shall expire 60 days after the change of ownership.

Sec. 27. K.S.A. 65-6129 is hereby amended to read as follows: 65-6129. (a) (1) Application for an ~~attendant's emergency medical service provider~~ certificate shall be made to the board. The board shall not grant an ~~attendant's emergency medical service provider~~ certificate unless the applicant meets the following requirements:

(A) (i) Has successfully completed coursework required by the rules and regulations adopted by the board;

(ii) has successfully completed coursework in another jurisdiction that is substantially equivalent to that required by the rules and regulations adopted by the board; or

(iii) has provided evidence that such applicant holds a current and active certification with the national registry of emergency medical technicians, completed emergency medical technician training as a member of the army, navy, marine corps, air force, air or army national guard, coast guard or any branch of the military reserves of the United States that is substantially equivalent to that required by the rules and regulations adopted by the board, and such applicant separated from such military service with an honorable discharge;

(B) (i) has passed the examination required by the rules and regulations adopted by the board; or

(ii) has passed the certification or licensing examination in another jurisdiction that has been approved by the board; and

(C) has paid an application fee required by the rules and regulations adopted by the board.

(2) The board may grant an ~~attendant's emergency medical service provider~~ certificate to any applicant who meets the requirements under subsection (a)(1)(A)(iii) but was separated from such military service with a general discharge under honorable conditions.

~~(b) (1) The board shall not grant a temporary attendant's certificate unless the applicant meets the following requirements:~~

~~(A) If the applicant is certified or licensed as an attendant in another jurisdiction, but the applicant's coursework is determined not to be substantially equivalent to that required by the board, such temporary certificate shall be valid for one year from the date of issuance or until the applicant has completed the required coursework, whichever occurs first; or~~

~~(B) if the applicant has completed the required coursework, has taken the required examination, but has not received the results of the examination, such temporary certificate shall be valid for 120 days from the date of the examination.~~

~~(2) An applicant who has been granted a temporary certificate shall be under the direct supervision of a physician, a physician assistant, a professional nurse or an attendant holding a certificate at the same level or higher than that of the applicant. The emergency medical services board may require an original applicant for certification as an emergency medical services provider to be fingerprinted and submit to a state and national criminal history record check. The fingerprints shall be used to identify the applicant and to determine whether the applicant has a record of criminal history in this state or another jurisdiction. The emergency medical services board is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The emergency medical services board may use the information obtained from fingerprinting and the~~

applicant's criminal history for purposes of verifying the identification of the applicant and making the official determination of the qualifications and fitness of the applicant to be issued or to maintain a certificate.

(2) Local and state law enforcement officers and agencies shall assist the emergency medical services board in taking the fingerprints of applicants for license, registration, permit or certificate. The Kansas bureau of investigation shall release all records of adult convictions, nonconvictions or adjudications in this state and any other state or country to the emergency medical services board.

(3) The emergency medical services board may fix and collect a fee as may be required by the board in an amount equal to the cost of fingerprinting and the criminal history record check. The emergency medical services board shall remit all moneys received from the fees established by this section to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the emergency medical services criminal history and fingerprinting fund.

(4) There is hereby created in the state treasury the emergency medical services criminal history and fingerprinting fund. All moneys credited to the fund shall be used to pay the Kansas bureau of investigation for the processing of fingerprints and criminal history record checks for the emergency medical services board. The fund shall be administered by the emergency medical services board. All expenditures from the fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chairperson of the emergency medical services board or the chairperson's designee.

(c) The board shall not grant an initial ~~emergency medical technician intermediate certificate~~, advanced emergency medical technician certificate, ~~mobile intensive care technician certificate~~ or paramedic certificate as a result of successful course completion in the state of Kansas, unless the applicant for such an initial certificate is certified as an emergency medical technician.

(d) An ~~attendant's~~ emergency medical service provider certificate shall expire on the date prescribed by the board. An ~~attendant's~~ emergency medical service provider certificate may be renewed for a period of two years upon payment of a fee as prescribed by rule and regulation of the board and upon presentation of satisfactory proof that the ~~attendant~~ emergency medical service provider has successfully completed continuing education as prescribed by the board.

(e) All fees received pursuant to the provisions of this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the emergency medical services operating fund established by K.S.A. 65-6151, and amendments thereto.

(f) If a person who was previously certified as an ~~attendant~~ emergency medical service provider applies for an ~~attendant's~~ emergency medical service provider's certificate after the certificate's expiration, the board may grant a certificate without the person completing an initial course of instruction or passing a certification examination if the person has completed education requirements and has paid a fee as specified in rules and regulations adopted by the board.

(g) The board shall adopt, through rules and regulations, a formal list of graduated sanctions for violations of article 61 of chapter 65 of the Kansas Statutes Annotated, and

amendments thereto, ~~which that~~ shall specify the number and severity of violations for the imposition of each level of sanction.

Sec. 28. K.S.A. 65-6129a is hereby amended to read as follows: 65-6129a. (a) While engaged in a course of training or continuing education approved by the board within a medical care facility, a student or ~~attendant emergency medical service provider~~ engaged in such training or continuing education shall be under the supervision of a physician or a professional nurse. While engaged in training or continuing education in emergency or nonemergency transportation outside a medical care facility, a student or ~~attendant emergency medical service provider~~ shall be under the direct supervision of an ~~attendant emergency medical service provider~~ who is at the minimum certified to provide the level of care for which the student is seeking certification or the ~~attendant emergency medical service provider~~ receiving the training is certified or shall be under the direct supervision of a physician or a professional nurse.

(b) Nothing in the provisions of article 61 of chapter 65 of the Kansas Statutes Annotated ~~or acts amendatory of the provisions thereof or supplemental, and amendments~~ thereto, shall be construed to preclude the provision of authorized activities by students enrolled in a training program while engaged in such program.

Sec. 29. K.S.A. 65-6129b is hereby amended to read as follows: 65-6129b. (a) Application for an instructor-coordinator's certificate shall be made to the board upon forms provided by the executive director. The board may grant an instructor-coordinator's certificate to an ~~attendant emergency medical service provider~~ who: (1) Has served as an ~~attendant emergency medical service provider~~ in the emergency medical services field during the preceding 12 months prior to applying for such certificate; (2) has made application within one year after successfully completing the training, approved by the board, in instructing and coordinating ~~attendant emergency medical service provider~~ training programs; (3) has passed an examination prescribed by the board; and (4) has paid a fee as prescribed by rules and regulations of the board.

(b) The board may grant an instructor-coordinator's certificate to a physician or a professional nurse who: (1) Has made application within one year after successfully completing the training, approved by the board, in instructing and coordinating ~~attendant emergency medical service provider~~ training programs; (2) has passed an examination prescribed by the board; and (3) has paid a fee as prescribed by rules and regulations of the board.

(c) An ~~instructor-coordinator's~~ instructor-coordinator certificate shall expire on the expiration date of the ~~attendant's instructor-coordinator's emergency medical service provider~~ certificate if the instructor-coordinator is an ~~attendant emergency medical service provider~~ or on the expiration date of the physician's or professional nurse's license if the instructor is a physician or professional nurse. An instructor-coordinator's certificate may be renewed for the same period as the ~~attendant's emergency medical service provider~~ certificate or the physician's or professional nurse's license upon payment of a fee as prescribed by rule and regulation of the board and upon presentation of satisfactory proof that the instructor-coordinator has successfully completed continuing education as prescribed by the board. The board may prorate to the nearest whole month the fee fixed under this subsection as necessary to implement the provisions of this subsection.

(d) An ~~instructor-coordinator's~~ instructor-coordinator certificate may be denied,

revoked, limited, modified or suspended by the board or the board may refuse to renew such certificate if such individual:

(1) Does not hold an ~~attendant's~~ emergency medical service provider certificate or a physician's or professional nurse's license;

(2) has made misrepresentations intentionally in obtaining a certificate or renewing a certificate;

(3) has demonstrated incompetence or engaged in unprofessional conduct as defined by rules and regulations adopted by the board;

(4) has violated or aided and abetted in the violation of any provision of this act or rules and regulations adopted by the board; or

(5) has been convicted of any state or federal crime that is related substantially to the qualifications, functions and duties of an instructor-coordinator or any crime punishable as a felony under any state or federal statute, and the board determines that such individual has not been sufficiently rehabilitated to warrant the public trust. A conviction means a plea of guilty, a plea of nolo contendere or a verdict of guilty. The board may take disciplinary action pursuant to this section when the time for appeal has elapsed, or after the judgment of conviction is affirmed on appeal or when an order granting probation is made suspending the imposition of sentence.

(e) The board may deny, limit, modify, revoke or suspend a certificate or the board may refuse to renew such certificate in accordance with the provisions of the Kansas administrative procedure act.

(f) All fees received pursuant to this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

(g) If a person who was previously certified as an instructor-coordinator applies for an instructor-coordinator certificate within two years of the date of its expiration, the board may grant a certificate without the person completing the training or passing an examination if the person complies with the other provisions of subsection (a) or (b) and completes continuing education requirements prescribed by the board.

Sec. 30. K.S.A. 65-6130 is hereby amended to read as follows: 65-6130. (a) The board may inquire into the operation of ambulance services and the conduct of ~~attendants~~ emergency medical service providers, and may conduct periodic inspections of facilities, communications services, materials and equipment at any time without notice.

(b) The board may issue subpoenas in accordance with the provisions of K.S.A. 65-6111(d), and amendments thereto, to compel an operator holding a permit to make access to or for the production of records regarding services performed and to furnish such other information as the board may require to carry out the provisions of this act to the same extent and subject to the same limitations as would apply if the subpoenas were issued or served in aid of a civil action in the district court. A copy of such records shall be kept in the operator's files for a period of not less than three years.

(c) The board also may require operators to submit lists of personnel employed and to notify the board of any changes in personnel or in ownership of the ambulance service.

Sec. 31. K.S.A. 65-6133 is hereby amended to read as follows: 65-6133. (a) An ~~attendant's~~ emergency medical service provider certificate may be denied, revoked,

limited, modified or suspended by the board or the board may refuse to renew such certificate upon proof that such individual:

(1) Has made intentional misrepresentations in obtaining a certificate or renewing a certificate;

(2) has performed or attempted to perform activities not authorized by statute at the level of certification held by the individual;

(3) has demonstrated incompetence as defined by rules and regulations adopted by the board or has provided inadequate patient care as determined by the board;

(4) has violated or aided and abetted in the violation of any provision of this act or the rules and regulations adopted by the board;

(5) has been convicted of a felony and, after investigation by the board, it is determined that such person has not been sufficiently rehabilitated to warrant the public trust;

(6) has demonstrated an inability to perform authorized activities with reasonable skill and safety by reason of illness, alcoholism, excessive use of drugs, controlled substances or any physical or mental condition;

(7) has engaged in unprofessional conduct, as defined by rules and regulations adopted by the board; or

(8) has had a certificate, license or permit to practice emergency medical services as an ~~attendant~~ emergency medical service provider denied, revoked, limited or suspended or has been publicly or privately censured, by a licensing or other regulatory authority of another state, agency of the United States government, territory of the United States or other country or has had other disciplinary action taken against the applicant or holder of a permit, license or certificate by a licensing or other regulatory authority of another state, agency of the United States government, territory of the United States or other country. A certified copy of the record or order of public or private censure, denial, suspension, limitation, revocation or other disciplinary action of the licensing or other regulatory authority of another state, agency of the United States government, territory of the United States or other country shall constitute prima facie evidence of such a fact for purposes of this paragraph.

(b) The board may deny, limit, modify, revoke or suspend an ~~attendant's~~ emergency medical service provider certificate or the board may refuse to renew such certificate in accordance with the provisions of the Kansas administrative procedure act.

Sec. 32. K.S.A. 65-6135 is hereby amended to read as follows: 65-6135. (a) All ambulance services providing emergency care as defined by the rules and regulations adopted by the board shall offer service 24 hours per day every day of the year.

(b) Whenever an operator is required to have a permit, at least one person on each vehicle providing emergency medical service shall be an ~~attendant~~ emergency medical service provider certified pursuant to K.S.A. 65-6119, 65-6120 or 65-6121, and amendments thereto, a physician, a physician assistant, an advanced practice registered nurse or a professional nurse.

Sec. 33. K.S.A. 65-6145 is hereby amended to read as follows: 65-6145. Nothing in this act shall be construed: (a) To preclude any municipality from licensing or otherwise regulating ~~first~~ emergency medical responders operating within its jurisdiction, but any licensing requirements or regulations imposed by a municipality shall be in addition to and not in lieu of the provisions of this act and the rules and regulations adopted pursuant to this act;

(b) to preclude any person certified as an ~~attendant~~ emergency medical service provider from providing emergency medical services to persons requiring such services; or

(c) to preclude any individual who is not a certified ~~attendant~~ emergency medical service provider as defined by K.S.A. 65-6112, and amendments thereto, from providing assistance during an emergency so long as such individual does not represent oneself to be an ~~attendant~~ emergency medical service provider as defined by K.S.A. 65-6112, and amendments thereto.

Sec. 34. K.S.A. 65-6150 is hereby amended to read as follows: 65-6150. (a) It shall be unlawful for any individual to represent oneself as an ~~attendant~~ emergency medical service provider or instructor-coordinator unless such individual holds a valid certificate as such under this act.

(b) Any violation of subsection (a) shall constitute a class B misdemeanor.

Sec. 35. K.S.A. 74-4954a is hereby amended to read as follows: 74-4954a. (a) As used in this section "emergency medical service technician" means any ~~attendant~~ emergency medical service provider as defined by ~~subsection (d) of~~ K.S.A. 65-6112, and amendments thereto, who is certified pursuant to K.S.A. 65-6129, and amendments thereto.

(b) For the purposes of any affiliation under subsection (c), whenever the word "fireman" is used in article 49 of chapter 74, and amendments thereto, it shall be construed to include "emergency medical service technician" as defined by subsection (a).

(c) Any county or city providing emergency medical service as a third function apart from police and fire, as an eligible employer under the Kansas police and firemen's retirement system, may make application or supplemental application to affiliate with the Kansas police and firemen's retirement system in accordance with and subject to K.S.A. 74-4954, and amendments thereto, with regard to coverage of emergency medical service technicians under that system.

Sec. 36. K.S.A. 2018 Supp. 75-4364 is hereby amended to read as follows: 75-4364. (a) As used in this section:

(1) "Dependent" means: (A) A birth child, adopted child or stepchild; or (B) any child other than the foregoing who is actually dependent in whole or in part on the individual and who is related to such individual by marriage or consanguinity.

(2) "Emergency medical services ~~attendant~~ service provider" means ~~an attendant as defined by the same as defined in~~ K.S.A. 65-6112, and amendments thereto.

(3) "Firefighter" means a person who is: (A) Employed by any city, county, township or other political subdivision of the state and who is assigned to the fire department thereof and engaged in the fighting and extinguishment of fires and the protection of life and property therefrom; or (B) a volunteer member of a fire district, fire department or fire company.

(4) "Kansas educational institution" means and includes community colleges, the municipal university, state educational institutions, the institute of technology at Washburn university and technical colleges.

(5) "Law enforcement officer" means a person who by virtue of office or public employment is vested by law with a duty to maintain public order or to make arrests for violation of the laws of the state of Kansas or ordinances of any municipality thereof or with a duty to maintain or assert custody or supervision over persons accused or

convicted of crime, and includes wardens, superintendents, directors, security personnel, officers and employees of adult and juvenile correctional institutions, jails or other institutions or facilities for the detention of persons accused or convicted of crime, while acting within the scope of their authority.

(6) "Military service" means any active service in any armed service of the United States and any active state or federal service in the Kansas army or air national guard.

(7) "Prisoner of war" means any person who was a resident of Kansas at the time the person entered service of the United States armed forces and who, while serving in the United States armed forces, has been declared to be a prisoner of war, as established by the United States secretary of defense, after January 1, 1960.

(8) "Public safety officer" means a law enforcement officer or a firefighter or an emergency medical ~~services attendant~~ service provider.

(9) "Resident of Kansas" means a person who is a domiciliary resident as defined by K.S.A. 76-729, and amendments thereto.

(10) "Spouse" means the spouse of a deceased public safety officer or deceased member of the military service who has not remarried.

(11) "State board" means the state board of regents.

(b) Every Kansas educational institution shall provide for enrollment without charge of tuition or fees for: (1) Any dependent or spouse of a public safety officer who died as the result of injury sustained while performing duties as a public safety officer so long as such dependent or spouse is eligible; (2) any dependent or spouse of any resident of Kansas who died on or after September 11, 2001, while, and as a result of, serving in military service; and (3) any prisoner of war. Any such dependent or spouse and any prisoner of war shall be eligible for enrollment at a Kansas educational institution without charge of tuition or fees for not to exceed 10 semesters of undergraduate instruction, or the equivalent thereof, at all such institutions.

(c) Subject to appropriations therefor, any Kansas educational institution, at which enrollment, without charge of tuition or fees, of a prisoner of war or a dependent or spouse is provided for under subsection (b), may file a claim with the state board for reimbursement of the amount of such tuition and fees. The state board shall include in its budget estimates pursuant to K.S.A. 75-3717, and amendments thereto, a request for appropriations to cover tuition and fee claims pursuant to this section. The state board shall be responsible for payment of reimbursements to Kansas educational institutions upon certification by each such institution of the amount of reimbursement to which entitled. Payments to Kansas educational institutions shall be made upon vouchers approved by the state board and upon warrants of the director of accounts and reports. Payments may be made by issuance of a single warrant to each Kansas educational institution at which one or more eligible dependents or spouses or prisoners of war are enrolled for the total amount of tuition and fees not charged for enrollment at that institution. The director of accounts and reports shall cause such warrant to be delivered to the Kansas educational institution at which any such eligible dependents or spouses or prisoners of war are enrolled. If an eligible dependent or spouse or prisoner of war discontinues attendance before the end of any semester, after the Kansas educational institution has received payment under this subsection, the institution shall pay to the state the entire amount ~~which that~~ such eligible dependent or spouse or prisoner of war would otherwise qualify to have refunded, not to exceed the amount of the payment made by the state in behalf of such dependent or spouse or prisoner of war for the

semester. All amounts paid to the state by Kansas educational institutions under this subsection shall be deposited in the state treasury and credited to the state general fund.

(d) The state board shall adopt rules and regulations for administration of the provisions of this section and shall determine the qualification of persons as dependents and spouses of public safety officers or United States military personnel and the eligibility of such persons for the benefits provided for under this section.

Sec. 37. K.S.A. 2018 Supp. 75-5664 is hereby amended to read as follows: 75-5664. (a) There is hereby established an advisory committee on trauma. The advisory committee on trauma shall be advisory to the secretary of health and environment and shall be within the division of public health of the department of health and environment as a part thereof.

(b) On July 1, 2001, the advisory committee on trauma in existence immediately prior to July 1, 2001, is hereby abolished and a new advisory committee on trauma is created in accordance with this section. The terms of all members of the advisory committee on trauma in existence prior to July 1, 2001, are hereby terminated. On and after July 1, 2001, the advisory committee on trauma shall be composed of 24 members representing both rural and urban areas of the state appointed as follows:

(1) Two members shall be persons licensed to practice medicine and surgery appointed by the governor. At least 30 days prior to the expiration of terms described in this section, for each member to be appointed under this section, the Kansas medical society shall submit to the governor a list of three names of persons of recognized ability and qualification. The governor shall consider such list of persons in making appointments to the board under this paragraph.

(2) One member shall be licensed to practice osteopathic medicine appointed by the governor. At least 30 days prior to the expiration of the term of the member appointed under this section, the Kansas association of osteopathic medicine shall submit to the governor a list of three persons of recognized ability and qualification. The governor shall consider such list of persons in making appointments to the board under this paragraph.

(3) Three members shall be representatives of hospitals appointed by the governor. At least 30 days before the expiration of terms described in this section, for each member to be appointed under this section, the Kansas hospital association shall submit to the governor a list of three names of persons of recognized ability and qualification. The governor shall consider such list of persons in making appointments to the board under this paragraph.

(4) Two members shall be licensed professional nurses specializing in trauma care or emergency nursing appointed by the governor. At least 30 days before the expiration of terms described in this section, for each member to be appointed under this section, the Kansas state nurses association shall submit to the governor a list of three names of persons of recognized ability and qualification. The governor shall consider such list of persons in making appointments to the board under this paragraph.

(5) Two members shall be ~~attendants~~ emergency medical service providers as defined in K.S.A. 65-6112, and amendments thereto, who are on the roster of an ambulance service permitted by the board of emergency medical services. At least 30 days prior to the expiration of one of these positions, the Kansas emergency medical services association shall submit to the governor a list of three persons of recognized ability and qualification. The governor shall consider such list of persons in making this

appointment to the board. For the other member appointed under this section, at least 30 days prior to the expiration of the term of such member, the Kansas emergency medical technician association shall submit a list of three persons of recognized ability and qualification. The governor shall consider such list of persons in making appointments to the board under this paragraph.

(6) Two members shall be administrators of ambulance services, one rural and one urban, appointed by the governor. At least 30 days prior to the expiration of the terms of such members, the Kansas emergency medical services association and Kansas emergency medical technician association in consultation shall submit to the governor a list of four persons of recognized ability and qualification. The governor shall consider such list of persons in making this appointment to the board under this paragraph.

(7) Six members shall be representatives of regional trauma councils, one per council, appointed by the governor. At least 30 days prior to the expiration of one of these positions, the relevant regional trauma council shall submit to the governor a list of three persons of recognized ability and qualification. The governor shall consider such list of persons in making these appointments to the board.

(8) The secretary of health and environment or the secretary's designee of an appropriately qualified person shall be an ex officio representative of the department of health and environment.

(9) The chairperson of the ~~board~~ of emergency medical services board or the chairperson's designee shall be an ex officio member.

(10) Four legislators selected as follows shall be members: The chairperson and ranking minority member or their designees of the committee on health and human services of the house of representatives, and the chairperson and ranking minority member or their designees from the committee on public health and welfare of the senate shall be members.

(c) All members shall be residents of the state of Kansas. Particular attention shall be given so that rural and urban interests and geography are balanced in representation. Organizations that submit lists of names to be considered for appointment by the governor under this section shall insure that names of people who reside in both rural and urban areas of the state are among those submitted. At least one person from each congressional district shall be among the members. Of the members appointed under subsection (b)(1) through (b)(7): Six shall be appointed to initial terms of two years; six shall be appointed to initial terms of three years; and six shall be appointed to initial terms of four years. Thereafter members shall serve terms of four years and until a successor is appointed and qualified. In the case of a vacancy in the membership of the advisory committee, the vacancy shall be filled for the unexpired term in like manner as that provided in subsection (b).

(d) The advisory committee shall meet quarterly and at the call of the chairperson or at the request of a majority of the members. At the first meeting of the advisory committee after July 1 each year, the members shall elect a chairperson and vice-chairperson who shall serve for terms of one year. The vice-chairperson shall exercise all of the powers of the chairperson in the absence of the chairperson.

(e) The advisory committee shall be advisory to the secretary of health and environment on all matters relating to the implementation and administration of this act.

(f) (1) Any meeting of the advisory committee or any part of a meeting of the advisory committee during which a review of incidents of trauma injury or trauma care

takes place shall be conducted in closed session. The advisory committee and officers thereof when acting in their official capacity in considering incidents of trauma injury or trauma care shall constitute a peer review committee and peer review officers for all purposes of K.S.A. 65-4915, and amendments thereto.

(2) The advisory committee or an officer thereof may advise, report to and discuss activities, information and findings of the committee ~~which that~~ relate to incidents of trauma injury or trauma care with the secretary of health and environment as provided in subsections (a) and (e) without waiver of the privilege provided by this subsection and K.S.A. 65-4915, and amendments thereto, and the records and findings of such committee or officer ~~which that~~ are privileged under this subsection and K.S.A. 65-4915, and amendments thereto, shall remain privileged as provided by this subsection and K.S.A. 65-4915, and amendments thereto, prior to July 1, 2021.

(3) The provisions of this subsection shall expire on July 1, 2021, unless the legislature reviews and reenacts this provision prior to July 1, 2021.

(g) Members of the advisory committee attending meetings of the advisory committee or attending a subcommittee of the advisory committee or other authorized meeting of the advisory committee shall not be paid compensation but shall be paid amounts provided in K.S.A. 75-3223(e), and amendments thereto.

Sec. 38. K.S.A. 80-1557 is hereby amended to read as follows: 80-1557. (a) As used in this section:

(1) "Rescue service" means a service ~~which that~~ provides emergency care by qualified personnel through a township or fire district fire department.

(2) "Emergency care" means the services provided after the onset of a medical condition manifesting itself by acute symptoms of sufficient severity such that the absence of immediate medical attention could reasonably be expected to: (A) Place the patient's health in serious jeopardy; (B) seriously impair bodily functions; or (C) result in serious dysfunction of any bodily organ or part.

(3) "Qualified personnel" means any individual who holds a certificate as an attendant emergency medical service provider as defined in K.S.A. 65-6112, and amendments thereto.

(4) "Township" means any township ~~which that~~ has established a fire department pursuant to K.S.A. 80-1901 et seq., and amendments thereto.

(5) "Fire district" means any fire district ~~which that~~ has established a fire department pursuant to K.S.A. 80-1540 et seq., and amendments thereto.

(b) The township board or governing body of the fire district may authorize the township or fire district fire department to provide rescue service as a township or fire district function, within or without the township or fire district, or may contract with any person or governmental entity for the furnishing of rescue service and upon such terms and conditions, and for such compensation as may be agreed upon which shall be payable from the township general fund or the fire fund or the fire district fund.

(c) The township board or governing body of the fire district may establish charges to persons receiving rescue service inside or outside of such township or fire district. The charges so made and received shall be deposited in the general funds of the township or fire district, and the same may be used in addition to funds received under the tax levies authorized by K.S.A. 80-1546 and 80-1903, and amendments thereto.

(d) Qualified personnel providing rescue service shall be compensated in the same manner as other fire department employees and volunteers as provided by K.S.A. 80-

1544 and 80-1904, and amendments thereto.

Sec. 39. K.S.A. 65-16,127, 65-1728, 65-2891, 65-2913, 65-4915, 65-6001, 65-6102, 65-6110, 65-6111, 65-6112, 65-6119, 65-6120, 65-2123, 65-6124, 65-6126, 65-6127, 65-6129, 65-6129a, 65-6129b, 65-6129c, 65-6130, 65-6133, 65-6135, 65-6145, 65-6150, 74-4954a and 80-1557 and K.S.A. 2018 Supp. 8-1,159, 21-6326, 39-1402, 39-1431, 40-2141, 44-131, 44-508, 44-510h, 44-511, 44-1204, 75-4364 and 75-5664 are hereby repealed.";

And by renumbering sections accordingly;

Also on page 1, in the title, by striking all in lines 1 and 2; in line 3, by striking all before the period and inserting "AN ACT concerning emergency medical services; relating to the emergency medical services board; powers and duties thereof; authorized activities of certain emergency medical services providers; creating the designation of inactive certificate; establishing the medical services criminal history and fingerprinting fund; updating terminology and references related thereto; amending K.S.A. 65-16,127, 65-1728, 65-2891, 65-2913, 65-4915, 65-6001, 65-6102, 65-6110, 65-6111, 65-6112, 65-6119, 65-6120, 65-6124, 65-6126, 65-6127, 65-6129, 65-6129a, 65-6129b, 65-6130, 65-6133, 65-6135, 65-6145, 65-6150, 74-4954a and 80-1557 and K.S.A. 2018 Supp. 8-1,159, 21-6326, 39-1402, 39-1431, 40-2141, 44-131, 44-508, 44-510h, 44-511, 44-1204, 75-4364 and 75-5664 and repealing the existing sections; also repealing K.S.A. 65-6123 and 65-6129c";

And your committee on conference recommends the adoption of this report.

JOHN BARKER
FRANCIS AWERKAMP
LOUIS RUIZ

Conferees on part of House

BUD ESTES
ROB OLSON
OLETHA FAUST-GOUDEAU

Conferees on part of Senate

On motion of Rep. Barker, the conference committee report on **SB 53** was adopted.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claey's, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple,

K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Jacobs, Phillips.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2290** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 2, following line 4, by inserting:

"New Section 1. (a) There is hereby established the Kansas closed case task force.

The task force shall be composed of 15 voting members, as follows:

- (1) The chairperson of the standing senate committee on judiciary;
- (2) the ranking minority member of the standing senate committee on judiciary;
- (3) the chairperson of the standing house committee on judiciary;
- (4) the ranking minority member of the standing house committee on judiciary;
- (5) the governor or the governor's designee;
- (6) the attorney general or the attorney general's designee;
- (7) the director of the Kansas bureau of investigation or the director's designee;
- (8) the state combined DNA index system (CODIS) administrator as designated by the director of the Kansas bureau of investigation forensic science laboratory;
- (9) a sheriff as designated by the Kansas sheriff's association;
- (10) a chief of police as designated by the Kansas association of chiefs of police;
- (11) a prosecutor as designated by the Kansas county and district attorneys association;
- (12) the executive director of the state board of indigents' defense services or the executive director's designee;
- (13) the president of the Kansas bar association or the president's designee;
- (14) the director of victim services of the department of corrections or the director's designee; and
- (15) one member designated by the governor who represents an organization that litigates claims of innocence.

(b) (1) Members shall be appointed to the task force on or before September 1, 2019. The initial meeting of the task force shall be convened on or before October 1, 2019.

(2) The chairperson of the standing senate committee on judiciary and the chairperson of the standing house committee on judiciary shall serve as co-chairs of the task force.

(3) The task force shall meet in an open meeting at any time and at any place within the state of Kansas upon the call of either co-chairperson of the task force. A majority of the voting members of the task force constitutes a quorum. Any action by the task force shall be by motion adopted by a majority of the voting members present when there is a quorum.

(c) The task force, in consultation with practitioners and experts, shall develop a plan to ensure uniform statewide policies and procedures that address, at a minimum:

(1) Timely receipt of the data relating to hits to the combined DNA index system (CODIS) from the forensic laboratory;

(2) directly connecting the data relating to hits to the combined DNA index system (CODIS) to the relevant case file;

(3) proper policies and procedures to ensure all hits are accounted for and followed up;

(4) procedures to address how the key parties can conduct a reasonable and timely investigation into the significance of the hit; and

(5) sharing the hits in data from both solved and unsolved cases with other key parties, including the relevant prosecutors' offices, the original defense attorney and the last known attorney of record, crime victims and surviving relatives, and a local organization that litigates claims of innocence.

(d) The task force shall complete a plan for implementation of a protocol relating to hits to closed cases by October 1, 2020. The plan shall include a mechanism to ensure uniform compliance at the local law enforcement agency level.

(e) On or before December 1, 2020, the task force shall submit a report containing a plan for uniform implementation of the protocol throughout the state, including articulated benchmarks to facilitate and measure adoption. This report shall be posted on a public website maintained by the Kansas bureau of investigation and presented to the governor, the speaker of the house of representatives and the president of the senate.

(f) Legislative members of the task force attending meetings authorized by the task force shall be paid amounts provided in K.S.A. 75-3223(e), and amendments thereto. Non-legislative members of the task force may be reimbursed by their appointing authority.

(g) The provisions of this section shall expire on December 30, 2020.

New Sec. 2. (a) There is hereby created the Kansas criminal justice reform commission.

(b) The commission shall:

(1) Analyze the sentencing guidelines grids for drug and nondrug crimes and make recommendations for legislation that would ensure sentences are appropriate;

(2) review the sentences imposed for criminal conduct to determine whether the sentences are proportionate to other sentences imposed for criminal offenses;

(3) analyze diversion programs utilized throughout the state and make recommendations with respect to expanding diversion options and implementation of a state-wide diversion standards;

(4) review the supervision levels and programming available for offenders who serve sentences for felony offenses on community supervision;

(5) study specialty courts and make recommendations for the use of specialty courts throughout the state;

(6) survey the availability of evidence-based programming for offenders provided both in correctional facilities and in the community, and make recommendations for changes in available programming;

(7) study the policies of the department of corrections for placement of offenders within the correctional facility system and make recommendations with respect to specialty facilities, including, but not limited to, geriatric, healthcare and substance abuse facilities;

(8) evaluate existing information management data systems and make

recommendations for improvements to data systems that will enhance the ability of criminal justice agencies to evaluate and monitor the efficacy of the criminal justice system at all points in the criminal justice process; and

(9) study other matters, that, as the commission determines, are appropriate and necessary to complete a thorough review of the criminal justice system.

(c) The commission shall be made of the following members:

(1) One member of the Kansas senate appointed by the president of the senate;

(2) one member of the Kansas senate appointed by the minority leader of the senate;

(3) one member of the Kansas house of representatives appointed by the speaker of the Kansas house of representatives;

(4) one member of the Kansas house of representatives appointed by the minority leader of the Kansas house of representatives;

(5) one member of the judicial branch court services appointed by the chief justice of the supreme court;

(6) one criminal defense attorney or public defender appointed by the governor;

(7) one county or district attorney from an urban area and one county attorney from a rural area appointed by the Kansas county and district attorneys association;

(8) one sheriff and one chief of police appointed by the attorney general;

(9) one professor of law from the university of Kansas school of law and one professor of law from Washburn university school of law, appointed by the deans of such schools;

(10) one drug and alcohol addiction treatment provider who provides services pursuant to the certified drug abuse treatment program appointed by the Kansas sentencing commission;

(11) one district judge appointed by the Kansas district judges association;

(12) one district magistrate judge appointed by the Kansas district magistrate judges association;

(13) one member representative of the faith-based community appointed by the governor;

(14) one member of a criminal justice reform advocacy organization appointed by the legislative coordinating council;

(15) one mental health professional appointed by the Kansas community mental health association;

(16) one member representative of community corrections appointed by the secretary of corrections; and

(17) the attorney general, the secretary of corrections and the executive director of the Kansas sentencing commission, or such persons' designees, shall serve as ex officio, nonvoting members of the commission.

(d) Members of the commission shall be appointed before August 1, 2019. The appointing authorities shall provide notice of such appointments to the office of revisor of statutes and the legislative research department.

(e) The members of the commission shall elect officers from among its members necessary to discharge its duties. The commission shall receive testimony from interested parties at public hearings to be conducted in the various geographic areas of the state.

(f) If approved by the legislative coordinating council, legislative members of the

commission attending meetings authorized by the commission shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(g) The commission shall have the authority to organize and appoint such task forces or subcommittees as may be deemed necessary to discharge such commission's duties, including adding ex officio, nonvoting members to such task forces or subcommittees.

(h) The commission shall work with the Kansas judicial council, the department of corrections, the office of judicial administration and the Kansas sentencing commission and review studies and findings of the Kansas sentencing commission concerning proportionality of sentencing.

(i) The commission shall prepare and submit its interim report to the legislature on or before December 1, 2019. A final report and recommendations shall be submitted to the legislature on or before December 1, 2020.

(j) The staff of the office of revisor of statutes and the legislative research department shall provide such assistance as may be requested by the commission as authorized by the legislative coordinating council.

(k) The governor shall appoint a facilitator to assist the commission in developing a project plan and who shall assist the commission in carrying out the duties of the commission in an orderly manner. The facilitator shall work in collaboration with the commission chairperson and staff of the office of revisor of statutes and the legislative research department. The facilitator shall not be a member of the commission. The facilitator, in coordination with the office of revisor of statutes and the legislative research department, shall call the first meeting of the commission, which shall take place during August 2019.

New Sec. 3. (a) As used in this section:

(1) "Care" means the provision of treatment, education, training, instruction, supervision or recreation to children, the elderly or individuals with disabilities.

(2) "Provider" means a person who:

(A) Is employed by a qualified entity and has, seeks to have, or may have supervised or unsupervised access to children, the elderly or individuals with disabilities to whom the qualified entity provides care;

(B) is a volunteer of a qualified entity and has, seeks to have, or may have supervised or unsupervised access to children, the elderly or individuals with disabilities to whom the qualified entity provides care; or

(C) owns, operates or seeks to own or operate a qualified entity.

(3) "Qualified entity" means a business or organization that provides care to children, the elderly or individuals with disabilities that is private, for profit, not-for-profit or voluntary, except such businesses or organizations that are subject to the provisions of K.S.A. 39-970, 65-516 or 65-5117, and amendments thereto, or K.S.A. 2018 Supp. 39-2009 or 75-53,105, and amendments thereto.

(b) A qualified entity may request the Kansas bureau of investigation to conduct a state and national criminal history record check on any person who will serve as a provider, or is currently a provider with such entity. The qualified entity may request a state and national criminal history record check by submitting the following:

(1) The person's fingerprints; and

(2) a copy of a completed and signed statement furnished by the qualified entity

that includes:

(A) A waiver permitting the qualified entity to request and receive a criminal history record check for the purpose of determining the person's qualification and fitness to serve as a provider;

(B) the name, address and date of birth of the person as it appears on a valid identification document;

(C) a disclosure of whether or not the person has ever been convicted of or is the subject of pending charges for a criminal offense and, if convicted, a description of the crime and the result of the conviction; and

(D) a notice to the person that they are entitled to obtain a copy of the criminal history record check to challenge the accuracy and completeness of any information contained in any such report before any final determination is made by the qualified entity.

(c) A qualified entity is authorized to require a person to be fingerprinted and to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The qualified entity shall use the fingerprints to identify the person and to determine whether the person has a record of criminal history in this state or other jurisdictions or countries. The qualified entity may use the information obtained from the fingerprints and such state and national criminal history record checks in the official determination of the qualifications and fitness of the person to be permitted to serve as a provider.

(d) Local and state law enforcement officers and agencies shall assist the qualified entity in taking and processing a person's fingerprints as authorized by this section.

(e) The Kansas bureau of investigation shall release all records of the person's adult convictions and diversions, and adult convictions and diversions from another state, jurisdiction or country, to the qualified entity to make a final determination of the qualification of such person to serve as a provider.

(f) A qualified entity shall be solely responsible for making any determination that a person's criminal history record shows that such person has been convicted of a crime that bears upon the fitness of such person to serve as a provider. This section does not require the Kansas bureau of investigation to make such a determination on behalf of any qualified entity.";

On page 3, following line 38, by inserting:

"Sec. 7. K.S.A. 2018 Supp. 9-513c is hereby amended to read as follows: 9-513c.

(a) Notwithstanding any other provision of law, all information or reports obtained and prepared by the commissioner in the course of licensing or examining a person engaged in money transmission business shall be confidential and may not be disclosed by the commissioner except as provided in subsection (c) or (d).

(b) ~~(1)~~ All confidential information shall be the property of the state of Kansas and shall not be subject to disclosure except upon the written approval of the state bank commissioner.

~~(2) The provisions of this subsection shall expire on June 30, 2019, unless the legislature acts to reenact such provisions. The provisions of this paragraph shall be reviewed by the legislature prior to July 1, 2019.~~

(c) (1) The commissioner shall have the authority to share supervisory information, including reports of examinations, with other state or federal agencies having regulatory authority over the person's money transmission business and shall have the authority to

conduct joint examinations with other regulatory agencies.

(2) The requirements under any federal or state law regarding the confidentiality of any information or material provided to the nationwide multi-state licensing system, and any privilege arising under federal or state law, including the rules of any federal or state court, with respect to such information or material, shall continue to apply to such information or material after the information or material has been disclosed to the system. Such information and material may be shared with all state and federal regulatory officials with financial services industry oversight authority without the loss of confidentiality protections provided by federal and state laws.

(d) The commissioner may provide for the release of information to law enforcement agencies or prosecutorial agencies or offices who shall maintain the confidentiality of the information.

(e) The commissioner may accept a report of examination or investigation from another state or federal licensing agency, in which the accepted report is an official report of the commissioner. Acceptance of an examination or investigation report does not waive any fee required by this act.

(f) Nothing shall prohibit the commissioner from releasing to the public a list of persons licensed or their agents or from releasing aggregated financial data on such persons.

(g) The provisions of subsection (a) shall expire on July 1, 2021, unless the legislature acts to reauthorize such provisions. The provisions of subsection (a) shall be reviewed by the legislature prior to July 1, 2021.

Sec. 8. K.S.A. 2018 Supp. 40-3407 is hereby amended to read as follows: 40-3407.

(a) Except for investment purposes, all payments from the fund shall be upon warrants of the state of Kansas issued pursuant to vouchers approved by the executive director or the executive director's designee, and, with respect to claim payments, accompanied by: (1) A file stamped copy of a final judgment against a healthcare provider or inactive healthcare provider for which the fund is liable; or (2) a file stamped copy of a court approved settlement against a healthcare provider or inactive healthcare provider for which the fund is liable.

(b) For investment purposes amounts shall be paid from the fund upon vouchers approved by the chairperson of the pooled money investment board.

~~(c)-(4)~~ Payments from the fund for attorney fees, expert witness fees, and other costs related to claims, including invoices, statements and other documentation thereof, shall not be subject to K.S.A. 45-218, and amendments thereto.

~~(2) The provisions of this subsection shall expire on June 30, 2019, unless the legislature acts to reenact such provisions. The provisions of this section shall be reviewed by the legislature prior to July 1, 2019.~~

Sec. 9. K.S.A. 2018 Supp. 45-229 is hereby amended to read as follows: 45-229.

(a) It is the intent of the legislature that exceptions to disclosure under the open records act shall be created or maintained only if:

- (1) The public record is of a sensitive or personal nature concerning individuals;
- (2) the public record is necessary for the effective and efficient administration of a governmental program; or
- (3) the public record affects confidential information.

The maintenance or creation of an exception to disclosure must be compelled as measured by these criteria. Further, the legislature finds that the public has a right to

have access to public records unless the criteria in this section for restricting such access to a public record are met and the criteria are considered during legislative review in connection with the particular exception to disclosure to be significant enough to override the strong public policy of open government. To strengthen the policy of open government, the legislature shall consider the criteria in this section before enacting an exception to disclosure.

(b) Subject to the provisions of subsections (g) and (h), any new exception to disclosure or substantial amendment of an existing exception shall expire on July 1 of the fifth year after enactment of the new exception or substantial amendment, unless the legislature acts to continue the exception. A law that enacts a new exception or substantially amends an existing exception shall state that the exception expires at the end of five years and that the exception shall be reviewed by the legislature before the scheduled date.

(c) For purposes of this section, an exception is substantially amended if the amendment expands the scope of the exception to include more records or information. An exception is not substantially amended if the amendment narrows the scope of the exception.

(d) This section is not intended to repeal an exception that has been amended following legislative review before the scheduled repeal of the exception if the exception is not substantially amended as a result of the review.

(e) In the year before the expiration of an exception, the revisor of statutes shall certify to the president of the senate and the speaker of the house of representatives, by July 15, the language and statutory citation of each exception that will expire in the following year ~~which that~~ meets the criteria of an exception as defined in this section. Any exception that is not identified and certified to the president of the senate and the speaker of the house of representatives is not subject to legislative review and shall not expire. If the revisor of statutes fails to certify an exception that the revisor subsequently determines should have been certified, the revisor shall include the exception in the following year's certification after that determination.

(f) "Exception" means any provision of law that creates an exception to disclosure or limits disclosure under the open records act pursuant to K.S.A. 45-221, and amendments thereto, or pursuant to any other provision of law.

(g) A provision of law that creates or amends an exception to disclosure under the open records law shall not be subject to review and expiration under this act if such provision:

- (1) Is required by federal law;
- (2) applies solely to the legislature or to the state court system;
- (3) has been reviewed and continued in existence twice by the legislature; or
- (4) has been reviewed and continued in existence by the legislature during the 2013 legislative session and thereafter.

(h) (1) The legislature shall review the exception before its scheduled expiration and consider as part of the review process the following:

- (A) What specific records are affected by the exception;
- (B) whom does the exception uniquely affect, as opposed to the general public;
- (C) what is the identifiable public purpose or goal of the exception;
- (D) whether the information contained in the records may be obtained readily by alternative means and how it may be obtained;

(2) an exception may be created or maintained only if it serves an identifiable public purpose and may be no broader than is necessary to meet the public purpose it serves. An identifiable public purpose is served if the legislature finds that the purpose is sufficiently compelling to override the strong public policy of open government and cannot be accomplished without the exception and if the exception:

(A) Allows the effective and efficient administration of a governmental program; ~~which administration that~~ would be significantly impaired without the exception;

(B) protects information of a sensitive personal nature concerning individuals, the release of ~~which such~~ information would be defamatory to such individuals or cause unwarranted damage to the good name or reputation of such individuals or would jeopardize the safety of such individuals. Only information that would identify the individuals may be excepted under this paragraph; or

(C) protects information of a confidential nature concerning entities, including, but not limited to, a formula, pattern, device, combination of devices, or compilation of information ~~which that~~ is used to protect or further a business advantage over those who do not know or use it, if the disclosure of ~~which such~~ information would injure the affected entity in the marketplace.

(3) Records made before the date of the expiration of an exception shall be subject to disclosure as otherwise provided by law. In deciding whether the records shall be made public, the legislature shall consider whether the damage or loss to persons or entities uniquely affected by the exception of the type specified in paragraph (2)(B) or (2)(C) would occur if the records were made public.

(i) (1) Exceptions contained in the following statutes as continued in existence in section 2 of chapter 126 of the 2005 Session Laws of Kansas and that have been reviewed and continued in existence twice by the legislature as provided in subsection (g) are hereby continued in existence: 1-401, 2-1202, 5-512, 9-1137, 9-1712, 9-2217, 10-630, 11-306, 12-189, 12-1,108, 12-1694, 12-1698, 12-2819, 12-4516, 16-715, 16a-2-304, 17-1312e, 17-2227, 17-5832, 17-7511, 17-7514, 17-76,139, 19-4321, 21-2511, 22-3711, 22-4707, 22-4909, 22a-243, 22a-244, 23-605, 23-9,312, 25-4161, 25-4165, 31-405, 34-251, 38-2212, 39-709b, 39-719e, 39-934, 39-1434, 39-1704, 40-222, 40-2,156, 40-2c20, 40-2c21, 40-2d20, 40-2d21, 40-409, 40-956, 40-1128, 40-2807, 40-3012, 40-3304, 40-3308, 40-3403b, 40-3421, 40-3613, 40-3805, 40-4205, 44-510j, 44-550b, 44-594, 44-635, 44-714, 44-817, 44-1005, 44-1019, 45-221(a)(1) through (43), 46-256, 46-259, 46-2201, 47-839, 47-844, 47-849, 47-1709, 48-1614, 49-406, 49-427, 55-1,102, 58-4114, 59-2135, 59-2802, 59-2979, 59-29b79, 60-3333, 60-3336, 65-102b, 65-118, 65-119, 65-153f, 65-170g, 65-177, 65-1,106, 65-1,113, 65-1,116, 65-1,157a, 65-1,163, 65-1,165, 65-1,168, 65-1,169, 65-1,171, 65-1,172, 65-436, 65-445, 65-507, 65-525, 65-531, 65-657, 65-1135, 65-1467, 65-1627, 65-1831, 65-2422d, 65-2438, 65-2836, 65-2839a, 65-2898a, 65-3015, 65-3447, 65-34,108, 65-34,126, 65-4019, 65-4922, 65-4925, 65-5602, 65-5603, 65-6002, 65-6003, 65-6004, 65-6010, 65-67a05, 65-6803, 65-6804, 66-101c, 66-117, 66-151, 66-1,190, 66-1,203, 66-1220a, 66-2010, 72-996, 72-4311, 72-4452, 72-5214, 72-53,106, 72-5427, 72-8903, 73-1228, 74-2424, 74-2433f, 74-4905, 74-4909, 74-50,131, 74-5515, 74-7308, 74-7338, 74-8104, 74-8307, 74-8705, 74-8804, 74-9805, 75-104, 75-712, 75-7b15, 75-1267, 75-2943, 75-4332, 75-4362, 75-5133, 75-5266, 75-5665, 75-5666, 75-7310, 76-355, 76-359, 76-493, 76-12b11, 76-3305, 79-1119, 79-1437f, 79-3234, 79-3395, 79-3420, 79-3499, 79-34,113, 79-3614, 79-3657, 79-4301 and 79-5206.

(2) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) and that have been reviewed during the 2015 legislative session and continued in existence by the legislature as provided in subsection (g) are hereby continued in existence: 17-2036, 40-5301, 45-221(a)(45), (46) and (49), 48-16a10, 58-4616, 60-3351, 72-972a, 74-50,217 and 75-53,105.

(j) (1) Exceptions contained in the following statutes as continued in existence in section 1 of chapter 87 of the 2006 Session Laws of Kansas and that have been reviewed and continued in existence twice by the legislature as provided in subsection (g) are hereby continued in existence: 1-501, 9-1303, 12-4516a, 39-970, 65-525, 65-5117, 65-6016, 65-6017 and 74-7508.

(2) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2015 and that have been reviewed during the 2016 legislative session are hereby continued in existence: 12-5611, 22-4906, 22-4909, 38-2310, 38-2311, 38-2326, 40-955, 44-1132, 45-221(a)(10)(F) and (a)(50), 60-3333, 65-4a05, 65-445(g), 65-6154, 71-218, 75-457, 75-712c, 75-723 and 75-7c06.

(k) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) and that have been reviewed during the 2014 legislative session and continued in existence by the legislature as provided in subsection (g) are hereby continued in existence: 1-205, 2-2204, 8-240, 8-247, 8-255c, 8-1324, 8-1325, 12-17,150, 12-2001, 17-12a607, 38-1008, 38-2209, 40-5006, 40-5108, 41-2905, 41-2906, 44-706, 44-1518, 45-221(a)(44), (45), (46), (47) and (48), 50-6a11, 56-1a610, 56a-1204, 65-1,243, 65-16,104, 65-3239, 74-50,184, 74-8134, 74-99b06, 77-503a and 82a-2210.

(l) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2016 and that have been reviewed during the 2017 legislative session are hereby continued in existence: 12-5711, 21-2511, 22-4909, 38-2313, 45-221(a)(51) and (52), 65-516, 65-1505, 74-2012, 74-5607, 74-8745, 74-8752, 74-8772, 75-7d01, 75-7d05, 75-5133, 75-7427 and 79-3234.

(m) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2012 and that have been reviewed during the 2013 legislative session and continued in existence by the legislature as provided in subsection (g) are hereby continued in existence: 12-5811, 40-222, 40-223j, 40-5007a, 40-5009a, 40-5012a, 65-1685, 65-1695, 65-2838a, 66-1251, 66-1805, 72-60c01, 75-712 and 75-5366.

(n) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) and that have been reviewed during the 2018 legislative session are hereby continued in existence: 9-513c(c)(2), 39-709, 45-221(a)(26), (53) and (54), 65-6832, 65-6834, 75-7c06 and 75-7c20.

are hereby continued in existence: 21-2511(h)(2), 21-5905(a)(7), 22-2302(b) and (c), 22-2502(d) and (e), 40-222(k)(7), 44-714(e), 45-221(a)(55), 46-1106(g) regarding 46-1106(i), 65-2836(i), 65-2839a(c), 65-2842(d), 65-28a05(n), article 6(d) of 65-6230, 72-6314(a) and 74-7047(b).";

On page 4, in line 41, by striking "3" and inserting "6";

On page 7, in line 35, by striking "3" and inserting "6";

On page 8, in line 23, by striking "3" and inserting "6";

On page 10, in line 2, by striking "of a claim" and inserting "in an action, proceeding or investigation"; in line 9, after "Supp." by inserting "9-513c, 40-3407, 45-229 and";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "public agencies; establishing the Kansas closed case task force; creating the Kansas criminal justice reform commission; relating to the Kansas bureau of investigation; criminal history record checks for entities providing care to children, the elderly or individuals with disabilities; relating to"; in line 7, after the semicolon by inserting "relating to the Kansas open records act; legislative review of exceptions to disclosure of public records"; in line 10, after "Supp." by inserting "9-513c, 40-3407, 45-229 and";

And your committee on conference recommends the adoption of this report.

RICHARD E. WILBORN

ERIC RUCKER

VIC MILLER

Conferees on part of Senate

FRED PATTON

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2290** was adopted.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Pittman, Probst, Prochl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.
 Absent or not voting: Jacobs, Phillips.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **HB 2203, HB 2248**.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2203** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows:

On page 1, by striking all in lines 10 through 34;

By striking all on pages 2 through 8;

On page 9, by striking all in lines 1 through 35; following line 35, by inserting:

"Section 1. K.S.A. 2018 Supp. 21-5413 is hereby amended to read as follows: 21-5413. (a) Battery is:

(1) Knowingly or recklessly causing bodily harm to another person; or

(2) knowingly causing physical contact with another person when done in a rude, insulting or angry manner.

(b) Aggravated battery is:

(1) (A) Knowingly causing great bodily harm to another person or disfigurement of another person;

(B) knowingly causing bodily harm to another person with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted; or

(C) knowingly causing physical contact with another person when done in a rude, insulting or angry manner with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted;

(2) (A) recklessly causing great bodily harm to another person or disfigurement of another person;

(B) recklessly causing bodily harm to another person with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted; or

(3) (A) committing an act described in K.S.A. 8-1567, and amendments thereto, when great bodily harm to another person or disfigurement of another person results from such act; or

(B) committing an act described in K.S.A. 8-1567, and amendments thereto, when bodily harm to another person results from such act under circumstances whereby great bodily harm, disfigurement or death can result from such act; or

(4) committing an act described in K.S.A. 8-1567, and amendments thereto, when great bodily harm to another person or disfigurement of another person results from such act while:

(A) In violation of any restriction imposed on such person's driving privileges pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto;

(B) such person's driving privileges are suspended or revoked pursuant to article 10

of chapter 8 of the Kansas Statutes Annotated, and amendments thereto; or

(C) such person has been deemed a habitual violator as defined in K.S.A. 8-285, and amendments thereto, including at least one violation of K.S.A. 8-1567, and amendments thereto, or violating an ordinance of any city in this state, any resolution of any county in this state or any law of another state, which ordinance, resolution or law declares to be unlawful the acts prohibited by that statute.

(c) Battery against a law enforcement officer is:

(1) Battery, as defined in subsection (a)(2), committed against a:

(A) Uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;

(B) uniformed or properly identified state, county or city law enforcement officer, other than a state correctional officer or employee, a city or county correctional officer or employee or a juvenile detention facility officer, or employee, while such officer is engaged in the performance of such officer's duty;

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;

(D) judge, while such judge is engaged in the performance of such judge's duty;

~~(D)~~(E) attorney, while such attorney is engaged in the performance of such attorney's duty; or

~~(E)~~(F) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty;

(2) battery, as defined in subsection (a)(1), committed against a:

(A) Uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;~~or~~

(B) uniformed or properly identified state, county or city law enforcement officer, other than a state correctional officer or employee, a city or county correctional officer or employee or a juvenile detention facility officer, or employee, while such officer is engaged in the performance of such officer's duty;

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;

(D) judge, while such judge is engaged in the performance of such judge's duty;

~~(D)~~(E) attorney, while such attorney is engaged in the performance of such attorney's duty; or

~~(E)~~(F) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty; or

(3) battery, as defined in subsection (a) committed against a:

(A) State correctional officer or employee by a person in custody of the secretary of corrections, while such officer or employee is engaged in the performance of such officer's or employee's duty;

(B) state correctional officer or employee by a person confined in such juvenile correctional facility, while such officer or employee is engaged in the performance of such officer's or employee's duty;

(C) juvenile detention facility officer or employee by a person confined in such juvenile detention facility, while such officer or employee is engaged in the performance of such officer's or employee's duty; or

(D) city or county correctional officer or employee by a person confined in a city holding facility or county jail facility, while such officer or employee is engaged in the

performance of such officer's or employee's duty.

(d) Aggravated battery against a law enforcement officer is:

(1) An aggravated battery, as defined in subsection (b)(1)(A) committed against a:

(A) Uniformed or properly identified state, county or city law enforcement officer while the officer is engaged in the performance of the officer's duty;

(B) uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;

(D) judge, while such judge is engaged in the performance of such judge's duty;

~~(D)(E)~~ attorney, while such attorney is engaged in the performance of such attorney's duty; or

~~(E)(F)~~ community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty;

(2) an aggravated battery, as defined in subsection (b)(1)(B) or (b)(1)(C), committed against a:

(A) Uniformed or properly identified state, county or city law enforcement officer while the officer is engaged in the performance of the officer's duty;

(B) uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty;

(D) judge, while such judge is engaged in the performance of such judge's duty;

~~(D)(E)~~ attorney, while such attorney is engaged in the performance of such attorney's duty; or

~~(E)(F)~~ community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty; or

(3) knowingly causing, with a motor vehicle, bodily harm to a:

(A) Uniformed or properly identified state, county or city law enforcement officer while the officer is engaged in the performance of the officer's duty; ~~or~~

(B) uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty; ~~or~~

(C) uniformed or properly identified federal law enforcement officer while such officer is engaged in the performance of such officer's duty.

(e) Battery against a school employee is a battery, as defined in subsection (a), committed against a school employee in or on any school property or grounds upon which is located a building or structure used by a unified school district or an accredited nonpublic school for student instruction or attendance or extracurricular activities of pupils enrolled in kindergarten or any of the grades one through 12 or at any regularly scheduled school sponsored activity or event, while such employee is engaged in the performance of such employee's duty.

(f) Battery against a mental health employee is a battery, as defined in subsection (a), committed against a mental health employee by a person in the custody of the secretary for aging and disability services, while such employee is engaged in the performance of such employee's duty.

(g) (1) Battery is a class B person misdemeanor.

(2) Aggravated battery as defined in:

- (A) Subsection (b)(1)(A) or (b)(4) is a severity level 4, person felony;
 - (B) subsection (b)(1)(B) or (b)(1)(C) is a severity level 7, person felony;
 - (C) subsection (b)(2)(A) or (b)(3)(A) is a severity level 5, person felony; and
 - (D) subsection (b)(2)(B) or (b)(3)(B) is a severity level 8, person felony.
- (3) Battery against a law enforcement officer as defined in:
- (A) Subsection (c)(1) is a class A person misdemeanor;
 - (B) subsection (c)(2) is a severity level 7, person felony; and
 - (C) subsection (c)(3) is a severity level 5, person felony.
- (4) Aggravated battery against a law enforcement officer as defined in:
- (A) Subsection (d)(1) or (d)(3) is a severity level 3, person felony; and
 - (B) subsection (d)(2) is a severity level 4, person felony.
- (5) Battery against a school employee is a class A person misdemeanor.
- (6) Battery against a mental health employee is a severity level 7, person felony.
- (h) As used in this section:
- (1) "Correctional institution" means any institution or facility under the supervision and control of the secretary of corrections;
 - (2) "state correctional officer or employee" means any officer or employee of the Kansas department of corrections or any independent contractor, or any employee of such contractor, whose duties include working at a correctional institution;
 - (3) "juvenile detention facility officer or employee" means any officer or employee of a juvenile detention facility as defined in K.S.A. 2018 Supp. 38-2302, and amendments thereto;
 - (4) "city or county correctional officer or employee" means any correctional officer or employee of the city or county or any independent contractor, or any employee of such contractor, whose duties include working at a city holding facility or county jail facility;
 - (5) "school employee" means any employee of a unified school district or an accredited nonpublic school for student instruction or attendance or extracurricular activities of pupils enrolled in kindergarten or any of the grades one through 12;
 - (6) "mental health employee" means: (A) An employee of the Kansas department for aging and disability services working at Larned state hospital, Osawatomie state hospital, Kansas neurological institute and Parsons state hospital and training center and the treatment staff as defined in K.S.A. 59-29a02, and amendments thereto; and (B) contractors and employees of contractors under contract to provide services to the Kansas department for aging and disability services working at any such institution or facility;
 - (7) "judge" means a duly elected or appointed justice of the supreme court, judge of the court of appeals, judge of any district court of Kansas, district magistrate judge or municipal court judge;
 - (8) "attorney" means a: (A) County attorney, assistant county attorney, special assistant county attorney, district attorney, assistant district attorney, special assistant district attorney, attorney general, assistant attorney general or special assistant attorney general; and (B) public defender, assistant public defender, contract counsel for the state board of indigents' defense services or an attorney who is appointed by the court to perform services for an indigent person as provided by article 45 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto;
 - (9) "community corrections officer" means an employee of a community

correctional services program responsible for supervision of adults or juveniles as assigned by the court to community corrections supervision and any other employee of a community correctional services program that provides enhanced supervision of offenders such as house arrest and surveillance programs; ~~and~~

(10) "court services officer" means an employee of the Kansas judicial branch or local judicial district responsible for supervising, monitoring or writing reports relating to adults or juveniles as assigned by the court, or performing related duties as assigned by the court; ~~and~~

(11) "federal law enforcement officer" means a law enforcement officer employed by the United States federal government who, as part of such officer's duties, is permitted to make arrests and to be armed.

Sec. 2. K.S.A. 2018 Supp. 38-2212 is hereby amended to read as follows: 38-2212.

(a) *Principle of appropriate access.* Information contained in confidential agency records concerning a child alleged or adjudicated to be in need of care may be disclosed as provided in this section. Disclosure shall in all cases be guided by the principle of providing access only to persons or entities with a need for information that is directly related to achieving the purposes of this code.

(b) *Free exchange of information.* Pursuant to K.S.A. 2018 Supp. 38-2210, and amendments thereto, the secretary and juvenile intake and assessment agencies shall participate in the free exchange of information concerning a child who is alleged or adjudicated to be in need of care.

(c) *Necessary access.* The following persons or entities shall have access to information from agency records. Access shall be limited to information reasonably necessary to carry out their lawful responsibilities, to maintain their personal safety and the personal safety of individuals in their care, or to educate, diagnose, treat, care for or protect a child alleged to be in need of care. Information authorized to be disclosed pursuant to this subsection shall not contain information ~~which that~~ identifies a reporter of a child who is alleged or adjudicated to be a child in need of care.

(1) A child named in the report or records, a guardian ad litem appointed for the child and the child's attorney.

(2) A parent or other person responsible for the welfare of a child, or such person's legal representative.

(3) A court-appointed special advocate for a child, a citizen review board or other advocate ~~which that~~ reports to the court.

(4) A person licensed to practice the healing arts or mental health profession in order to diagnose, care for, treat or supervise: (A) A child whom such service provider reasonably suspects may be in need of care; (B) a member of the child's family; or (C) a person who allegedly abused or neglected the child.

(5) A person or entity licensed or registered by the secretary of health and environment or approved by the secretary for children and families to care for, treat or supervise a child in need of care.

(6) A coroner or medical examiner when such person is determining the cause of death of a child.

(7) The state child death review board established under K.S.A. 22a-243, and amendments thereto.

(8) An attorney for a private party who files a petition pursuant to K.S.A. 2018 Supp. 38-2233(b), and amendments thereto.

(9) A foster parent, prospective foster parent, permanent custodian, prospective permanent custodian, adoptive parent or prospective adoptive parent. In order to assist such persons in making an informed decision regarding acceptance of a particular child, to help the family anticipate problems—~~which that~~ may occur during the child's placement, and to help the family meet the needs of the child in a constructive manner, the secretary shall seek and shall provide the following information to such persons as the information becomes available to the secretary:

- (A) Strengths, needs and general behavior of the child;
- (B) circumstances ~~which that~~ necessitated placement;
- (C) information about the child's family and the child's relationship to the family ~~which that~~ may affect the placement;
- (D) important life experiences and relationships ~~which that~~ may affect the child's feelings, behavior, attitudes or adjustment;
- (E) medical history of the child, including third-party coverage ~~which that~~ may be available to the child; and
- (F) education history, to include present grade placement, special strengths and weaknesses.

(10) The state protection and advocacy agency as provided by K.S.A. 65-5603(a) (10) or K.S.A. 74-5515(a)(2)(A) and (B), and amendments thereto.

(11) Any educational institution to the extent necessary to enable the educational institution to provide the safest possible environment for its pupils and employees.

(12) Any educator to the extent necessary to enable the educator to protect the personal safety of the educator and the educator's pupils.

(13) Any other federal, state or local government executive branch entity or any agent of such entity, having a need for such information in order to carry out such entity's responsibilities under the law to protect children from abuse and neglect.

(d) *Specified access.* The following persons or entities shall have access to information contained in agency records as specified. Information authorized to be disclosed pursuant to this subsection shall not contain information ~~which that~~ identifies a reporter of a child who is alleged or adjudicated to be a child in need of care.

(1) Information from confidential agency records of the Kansas department for children and families, a law enforcement agency or any juvenile intake and assessment worker of a child alleged or adjudicated to be in need of care shall be available to members of the standing house or senate committee on judiciary, house committee on corrections and juvenile justice, house committee on appropriations, senate committee on ways and means, legislative post audit committee and any joint committee with authority to consider children's and families' issues, when carrying out such member's or committee's official functions in accordance with K.S.A. 75-4319, and amendments thereto, in a closed or executive meeting. Except in limited conditions established by $\frac{2}{3}$ of the members of such committee, records and reports received by the committee shall not be further disclosed. Unauthorized disclosure may subject such member to discipline or censure from the house of representatives or senate. The secretary for children and families shall not summarize the outcome of department actions regarding a child alleged to be a child in need of care in information available to members of such committees.

(2) The secretary for children and families may summarize the outcome of department actions regarding a child alleged to be a child in need of care to a person

having made such report.

(3) Information from confidential reports or records of a child alleged or adjudicated to be a child in need of care may be disclosed to the public when:

(A) The individuals involved or their representatives have given express written consent; or

(B) the investigation of the abuse or neglect of the child or the filing of a petition alleging a child to be in need of care has become public knowledge, provided, however, that the agency shall limit disclosure to confirmation of procedural details relating to the handling of the case by professionals.

(c) *Court order.* Notwithstanding the provisions of this section, a court of competent jurisdiction, after in camera inspection, may order disclosure of confidential agency records pursuant to a determination that the disclosure is in the best interests of the child who is the subject of the reports or that the records are necessary for the proceedings of the court. The court shall specify the terms of disclosure and impose appropriate limitations.

(f) (1) Notwithstanding any other provision of law to the contrary, except as provided in paragraph (6), in the event that child abuse or neglect results in a child fatality or near fatality, reports or records of a child alleged or adjudicated to be in need of care received by the secretary, a law enforcement agency or any juvenile intake and assessment worker shall become a public record and subject to disclosure pursuant to K.S.A. 45-215, and amendments thereto.

(2) Within seven days of receipt of a request in accordance with the procedures adopted under K.S.A. 45-220, and amendments thereto, the secretary shall notify any affected individual that an open records request has been made concerning such records. The secretary or any affected individual may file a motion requesting the court to prevent disclosure of such record or report, or any select portion thereof. Notice of the filing of such motion shall be provided to all parties requesting the records or reports, and such party or parties shall have a right to hearing, upon request, prior to the entry of any order on such motion. If the affected individual does not file such motion within seven days of notification, and the secretary has not filed a motion, the secretary shall release the reports or records. If such motion is filed, the court shall consider the effect such disclosure may have upon an ongoing criminal investigation, a pending prosecution, or the privacy of the child, if living, or the child's siblings, parents or guardians, and the public's interest in the disclosure of such records or reports. The court shall make written findings on the record justifying the closing of the records and shall provide a copy of the journal entry to the affected parties and the individual requesting disclosure pursuant to the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto.

(3) Notwithstanding the provisions of paragraph (2), in the event that child abuse or neglect results in a child fatality, the secretary shall release the following information in response to an open records request made pursuant to the Kansas open records act, within seven business days of receipt of such request, as allowed by applicable law:

(A) Age and sex of the child;

(B) date of the fatality;

(C) a summary of any previous reports of abuse or neglect received by the secretary involving the child, along with the findings of such reports; and

(D) any department recommended services provided to the child.

(4) Notwithstanding the provisions of paragraph (2), in the event that a child fatality occurs while such child was in the custody of the secretary for children and families, the secretary shall release the following information in response to an open records request made pursuant to the Kansas open records act, within seven business days of receipt of such request, as allowed by applicable law:

- (A) Age and sex of the child;
- (B) date of the fatality; and
- (C) a summary of the facts surrounding the death of the child.

(5) For reports or records requested pursuant to this subsection, the time limitations specified in this subsection shall control to the extent of any inconsistency between this subsection and K.S.A. 45-218, and amendments thereto. As used in this section, "near fatality" means an act that, as certified by a person licensed to practice medicine and surgery, places the child in serious or critical condition.

(6) Nothing in this subsection shall allow the disclosure of reports, records or documents concerning the child and such child's biological parents that were created prior to such child's adoption. Nothing herein is intended to require that an otherwise privileged communication lose its privileged character.

Sec. 3. K.S.A. 2018 Supp. 38-2232 is hereby amended to read as follows: 38-2232.

(a) (1) To the extent possible, when any law enforcement officer takes into custody a child under the age of 18 years without a court order, the child shall promptly be delivered to the custody of the child's parent or other custodian unless there are reasonable grounds to believe that such action would not be in the best interests of the child.

(2) Except as provided in subsection (b), if the child is not delivered to the custody of the child's parent or other custodian, the child shall promptly be delivered to a:

- (A) (i) Shelter facility designated by the court;
- (ii) court services officer;
- (iii) juvenile intake and assessment worker;
- (iv) licensed attendant care center;
- (v) juvenile crisis intervention center after written authorization by a community mental health center; or
- (vi) other person;
- (B) if the child is 15 years of age or younger, to a facility or person designated by the secretary; or

(C) if the child is 16 or 17 years of age and the child has no identifiable parental or family resources or shows signs of physical, mental, emotional or sexual abuse, to a facility or person designated by the secretary.

(3) If, after delivery of the child to a shelter facility, the person in charge of the shelter facility at that time and the law enforcement officer determine that the child will not remain in the shelter facility and if the child is presently alleged, but not yet adjudicated, to be a child in need of care solely pursuant to K.S.A. 2018 Supp. 38-2202(d)(9) or (d)(10), and amendments thereto, the law enforcement officer shall deliver the child to a ~~juvenile detention facility or other~~ secure facility, designated by the court, where the child shall be detained for not more than 24 hours, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible.

(4) No child taken into custody pursuant to this code shall be placed in a ~~juvenile~~

~~detention facility or other~~ secure facility, except as authorized by this section and by K.S.A. 2018 Supp. 38-2242, 38-2243 and 38-2260, and amendments thereto.

(5) It shall be the duty of the law enforcement officer to furnish to the county or district attorney, without unnecessary delay, all the information in the possession of the officer pertaining to the child, the child's parents or other persons interested in or likely to be interested in the child and all other facts and circumstances which caused the child to be taken into custody.

(b) (1) When any law enforcement officer takes into custody any child as provided in K.S.A. 2018 Supp. 38-2231(b)(2), and amendments thereto, proceedings shall be initiated in accordance with the provisions of the interstate compact on juveniles, K.S.A. 38-1001 et seq., and amendments thereto, or K.S.A. 2018 Supp. 38-1008, and amendments thereto, when effective. Any child taken into custody pursuant to the interstate compact on juveniles may be detained in a juvenile detention facility or other secure facility.

(2) When any law enforcement officer takes into custody any child as provided in K.S.A. 2018 Supp. 38-2231(b)(3), and amendments thereto, the law enforcement officer shall place the child in protective custody and may deliver the child to a staff secure facility. The law enforcement officer shall contact the department for children and families to begin an assessment to determine safety, placement and treatment needs for the child. Such child shall not be placed in a ~~juvenile detention facility or other~~ secure facility, except as authorized by this section and by K.S.A. 2018 Supp. 38-2242, 38-2243 and 38-2260, and amendments thereto.

(3) When any law enforcement officer takes into custody any child as provided in K.S.A. 2018 Supp. 38-2231(b)(4), and amendments thereto, the law enforcement officer shall place the child in protective custody and may deliver the child to a juvenile crisis intervention center after written authorization by a community mental health center. Such child shall not be placed in a juvenile detention facility or other secure facility.

(c) Whenever a child under the age of 18 years is taken into custody by a law enforcement officer without a court order and is thereafter placed as authorized by subsection (a), the facility or person shall, upon written application of the law enforcement officer, have physical custody and provide care and supervision for the child. The application shall state:

- (1) The name and address of the child, if known;
- (2) the names and addresses of the child's parents or nearest relatives and persons with whom the child has been residing, if known; and
- (3) the officer's belief that the child is a child in need of care and that there are reasonable grounds to believe that the circumstances or condition of the child is such that the child would be harmed unless placed in the immediate custody of the shelter facility or other person.

(d) A copy of the application shall be furnished by the facility or person receiving the child to the county or district attorney without unnecessary delay.

(e) The shelter facility or other person designated by the court who has custody of the child pursuant to this section shall discharge the child not later than 72 hours following admission, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible, unless a court has entered an order pertaining to temporary custody or release.

(f) In absence of a court order to the contrary, the county or district attorney or the

placing law enforcement agency shall have the authority to direct the release of the child at any time.

(g) When any law enforcement officer takes into custody any child as provided in K.S.A. 2018 Supp. 38-2231(d), and amendments thereto, the child shall promptly be delivered to the school in which the child is enrolled, any location designated by the school in which the child is enrolled or the child's parent or other custodian.

Sec. 4. K.S.A. 2018 Supp. 38-2242 is hereby amended to read as follows: 38-2242.

(a) The court, upon verified application, may issue ex parte an order directing that a child be held in protective custody and, if the child has not been taken into custody, an order directing that the child be taken into custody. The application shall state for each child:

- (1) The applicant's belief that the child is a child in need of care;
- (2) that the child is likely to sustain harm if not immediately removed from the home;
- (3) that allowing the child to remain in the home is contrary to the welfare of the child; and
- (4) the facts relied upon to support the application, including efforts known to the applicant to maintain the family unit and prevent the unnecessary removal of the child from the child's home, or the specific facts supporting that an emergency exists which threatens the safety of the child.

(b) (1) The order of protective custody may be issued only after the court has determined there is probable cause to believe the allegations in the application are true. The order shall remain in effect until the temporary custody hearing provided for in K.S.A. 2018 Supp. 38-2243, and amendments thereto, unless earlier rescinded by the court.

(2) No child shall be held in protective custody for more than 72 hours, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible, unless within the 72-hour period a determination is made as to the necessity for temporary custody in a temporary custody hearing. The time spent in custody pursuant to K.S.A. 2018 Supp. 38-2232, and amendments thereto, shall be included in calculating the 72-hour period. Nothing in this subsection shall be construed to mean that the child must remain in protective custody for 72 hours. If a child is in the protective custody of the secretary, the secretary shall allow at least one supervised visit between the child and the parent or parents within such time period as the child is in protective custody. The court may prohibit such supervised visit if the court determines it is not in the best interest of the child.

(c) (1) Whenever the court determines the necessity for an order of protective custody, the court may place the child in the protective custody of:

(A) A parent or other person having custody of the child and may enter a restraining order pursuant to subsection (e);

(B) a person, other than the parent or other person having custody, who shall not be required to be licensed under article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(C) a youth residential facility;

(D) a shelter facility;

(E) a staff secure facility, notwithstanding any other provision of law, if the child has been subjected to human trafficking or aggravated human trafficking, as defined by

K.S.A. 2018 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2018 Supp. 21-6422, and amendments thereto, or the child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2018 Supp. 21-6419, and amendments thereto;

(F) after written authorization by a community mental health center, a juvenile crisis intervention center as described in K.S.A. 65-536, and amendments thereto; or

(G) the secretary, if the child is 15 years of age or younger, or 16 or 17 years of age if the child has no identifiable parental or family resources or shows signs of physical, mental, emotional or sexual abuse.

(2) If the secretary presents the court with a plan to provide services to a child or family which the court finds will assure the safety of the child, the court may only place the child in the protective custody of the secretary until the court finds the services are in place. The court shall have the authority to require any person or entity agreeing to participate in the plan to perform as set out in the plan. When the child is placed in the protective custody of the secretary, the secretary shall have the discretionary authority to place the child with a parent or to make other suitable placement for the child. When the child is placed in the temporary custody of the secretary and the child has been subjected to human trafficking or aggravated human trafficking, as defined by K.S.A. 2018 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2018 Supp. 21-6422, and amendments thereto, or the child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2018 Supp. 21-6419, and amendments thereto, the secretary shall have the discretionary authority to place the child in a staff secure facility, notwithstanding any other provision of law. When the child is presently alleged, but not yet adjudicated, to be a child in need of care solely pursuant to K.S.A. 2018 Supp. 38-2202(d)(9) or (d)(10), and amendments thereto, the child may be placed in a ~~juvenile detention facility or other~~ secure facility pursuant to an order of protective custody for a period of not to exceed 24 hours, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible.

(d) The order of protective custody shall be served pursuant to K.S.A. 2018 Supp. 38-2237(a), and amendments thereto, on the child's parents and any other person having legal custody of the child. The order shall prohibit the removal of the child from the court's jurisdiction without the court's permission.

(e) If the court issues an order of protective custody, the court may also enter an order restraining any alleged perpetrator of physical, sexual, mental or emotional abuse of the child from residing in the child's home; visiting, contacting, harassing or intimidating the child, other family member or witness; or attempting to visit, contact, harass or intimidate the child, other family member or witness. Such restraining order shall be served by personal service pursuant to K.S.A. 2018 Supp. 38-2237(a), and amendments thereto, on any alleged perpetrator to whom the order is directed.

(f) (1) The court shall not enter the initial order removing a child from the custody of a parent pursuant to this section unless the court first finds probable cause that: (A)

(i) The child is likely to sustain harm if not immediately removed from the home;

(ii) allowing the child to remain in home is contrary to the welfare of the child; or

(iii) immediate placement of the child is in the best interest of the child; and

(B) reasonable efforts have been made to maintain the family unit and prevent the unnecessary removal of the child from the child's home or that an emergency exists

which threatens the safety to the child.

(2) Such findings shall be included in any order entered by the court. If the child is placed in the custody of the secretary, the court shall provide the secretary with a written copy of any orders entered upon making the order.

Sec. 5. K.S.A. 2018 Supp. 38-2243 is hereby amended to read as follows: 38-2243.

(a) Upon notice and hearing, the court may issue an order directing who shall have temporary custody and may modify the order during the pendency of the proceedings as will best serve the child's welfare.

(b) A hearing pursuant to this section shall be held within 72 hours, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible, following a child having been taken into protective custody.

(c) Whenever it is determined that a temporary custody hearing is required, the court shall immediately set the time and place for the hearing. Notice of a temporary custody hearing shall be given to all parties and interested parties.

(d) Notice of the temporary custody hearing shall be given at least 24 hours prior to the hearing. The court may continue the hearing to afford the 24 hours prior notice or, with the consent of the party or interested party, proceed with the hearing at the designated time. If an order of temporary custody is entered and the parent or other person having custody of the child has not been notified of the hearing, did not appear or waive appearance and requests a rehearing, the court shall rehear the matter without unnecessary delay.

(e) Oral notice may be used for giving notice of a temporary custody hearing where there is insufficient time to give written notice. Oral notice is completed upon filing a certificate of oral notice.

(f) The court may enter an order of temporary custody after determining there is probable cause to believe that the: (1) Child is dangerous to self or to others; (2) child is not likely to be available within the jurisdiction of the court for future proceedings; (3) health or welfare of the child may be endangered without further care; (4) child has been subjected to human trafficking or aggravated human trafficking, as defined by K.S.A. 2018 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2018 Supp. 21-6422, and amendments thereto; (5) child is experiencing a mental health crisis and is in need of treatment; or (6) child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2018 Supp. 21-6419, and amendments thereto.

(g) (1) Whenever the court determines the necessity for an order of temporary custody the court may place the child in the temporary custody of:

(A) A parent or other person having custody of the child and may enter a restraining order pursuant to subsection (h);

(B) a person, other than the parent or other person having custody, who shall not be required to be licensed under article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto;

(C) a youth residential facility;

(D) a shelter facility;

(E) a staff secure facility, notwithstanding any other provision of law, if the child has been subjected to human trafficking or aggravated human trafficking, as defined by K.S.A. 2018 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2018 Supp. 21-6422, and amendments

thereto, or the child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2018 Supp. 21-6419, and amendments thereto;

(F) after written authorization by a community mental health center, a juvenile crisis intervention center, as described in K.S.A. 65-536, and amendments thereto; or

(G) the secretary, if the child is 15 years of age or younger, or 16 or 17 years of age if the child has no identifiable parental or family resources or shows signs of physical, mental, emotional or sexual abuse.

(2) If the secretary presents the court with a plan to provide services to a child or family which the court finds will assure the safety of the child, the court may only place the child in the temporary custody of the secretary until the court finds the services are in place. The court shall have the authority to require any person or entity agreeing to participate in the plan to perform as set out in the plan. When the child is placed in the temporary custody of the secretary, the secretary shall have the discretionary authority to place the child with a parent or to make other suitable placement for the child. When the child is placed in the temporary custody of the secretary and the child has been subjected to human trafficking or aggravated human trafficking, as defined by K.S.A. 2018 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2018 Supp. 21-6422, and amendments thereto, or the child committed an act which, if committed by an adult, would constitute a violation of K.S.A. 2018 Supp. 21-6419, and amendments thereto, the secretary shall have the discretionary authority to place the child in a staff secure facility, notwithstanding any other provision of law. When the child is presently alleged, but not yet adjudicated to be a child in need of care solely pursuant to K.S.A. 2018 Supp. 38-2202(d)(9) or (d)(10), and amendments thereto, the child may be placed in a ~~juvenile detention facility or other~~ secure facility, but the total amount of time that the child may be held in such facility under this section and K.S.A. 2018 Supp. 38-2242, and amendments thereto, shall not exceed 24 hours, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible. The order of temporary custody shall remain in effect until modified or rescinded by the court or an adjudication order is entered but not exceeding 60 days, unless good cause is shown and stated on the record.

(h) If the court issues an order of temporary custody, the court may also enter an order restraining any alleged perpetrator of physical, sexual, mental or emotional abuse of the child from residing in the child's home; visiting, contacting, harassing or intimidating the child; or attempting to visit, contact, harass or intimidate the child, other family members or witnesses. Such restraining order shall be served by personal service pursuant to K.S.A. 2018 Supp. 38-2237(a), and amendments thereto, on any alleged perpetrator to whom the order is directed.

(i) (1) The court shall not enter the initial order removing a child from the custody of a parent pursuant to this section unless the court first finds probable cause that: (A)

(i) The child is likely to sustain harm if not immediately removed from the home;

(ii) allowing the child to remain in home is contrary to the welfare of the child; or

(iii) immediate placement of the child is in the best interest of the child; and

(B) reasonable efforts have been made to maintain the family unit and prevent the unnecessary removal of the child from the child's home or that an emergency exists which threatens the safety to the child.

(2) Such findings shall be included in any order entered by the court. If the child is

placed in the custody of the secretary, upon making the order the court shall provide the secretary with a written copy.

(j) If the court enters an order of temporary custody that provides for placement of the child with a person other than the parent, the court shall make a child support determination pursuant to K.S.A. 2018 Supp. 38-2277, and amendments thereto.

Sec. 6. K.S.A. 2018 Supp. 39-1431 is hereby amended to read as follows: 39-1431.

(a) Any person who is licensed to practice any branch of the healing arts, a licensed psychologist, a licensed master level psychologist, a licensed clinical psychotherapist, the chief administrative officer of a medical care facility, a teacher, a licensed social worker, a licensed professional nurse, a licensed practical nurse, a licensed dentist, a licensed marriage and family therapist, a licensed clinical marriage and family therapist, licensed professional counselor, licensed clinical professional counselor, registered alcohol and drug abuse counselor, a law enforcement officer, an emergency medical services attendant, a case manager, a rehabilitation counselor, a bank trust officer or any other officers of financial institutions, a legal representative, a governmental assistance provider, an owner or operator of a residential care facility, an independent living counselor and the chief administrative officer of a licensed home health agency, the chief administrative officer of an adult family home and the chief administrative officer of a provider of community services and affiliates thereof operated or funded by the Kansas department for aging and disability services or licensed under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, who has reasonable cause to believe that an adult is being or has been abused, neglected or exploited or is in need of protective services shall report, immediately from receipt of the information, such information or cause a report of such information to be made in any reasonable manner. An employee of a domestic violence center shall not be required to report information or cause a report of information to be made under this subsection. Other state agencies receiving reports that are to be referred to the Kansas department for children and families and the appropriate law enforcement agency, shall submit the report to the department and agency within six hours, during normal work days, of receiving the information. Reports shall be made to the Kansas department for children and families during the normal working week days and hours of operation. Reports shall be made to law enforcement agencies during the time the Kansas department for children and families is not in operation. Law enforcement shall submit the report and appropriate information to the Kansas department for children and families on the first working day that the Kansas department for children and families is in operation after receipt of such information.

(b) The report made pursuant to subsection (a) shall contain the name and address of the person making the report and of the caretaker caring for the involved adult, the name and address of the involved adult, information regarding the nature and extent of the abuse, neglect or exploitation, the name of the next of kin of the involved adult, if known, and any other information ~~which~~ that the person making the report believes might be helpful in the investigation of the case and the protection of the involved adult.

(c) Any other person, not listed in subsection (a), having reasonable cause to suspect or believe that an adult is being or has been abused, neglected or exploited or is in need of protective services may report such information to the Kansas department for children and families. Reports shall be made to law enforcement agencies during the time the Kansas department for children and families is not in operation.

(d) A person making a report under subsection (a) shall not be required to make a report under K.S.A. 39-1401 through 39-1410, and amendments thereto.

(e) Any person required to report information or cause a report of information to be made under subsection (a) who knowingly fails to make such report or cause such report not to be made shall be guilty of a class B misdemeanor.

(f) Notice of the requirements of this act and the department to which a report is to be made under this act shall be posted in a conspicuous public place in every adult family home as defined in K.S.A. 39-1501, and amendments thereto, and every provider of community services and affiliates thereof operated or funded by the Kansas department for aging and disability services or other facility licensed under K.S.A. 2018 Supp. 39-2001 et seq., and amendments thereto, and other institutions included in subsection (a).

Sec. 7. K.S.A. 2016 Supp. 41-102, as amended by section 2 of chapter 99 of the 2018 Session Laws of Kansas, is hereby amended to read as follows: 41-102. As used in this act, unless the context clearly requires otherwise:

(a) "Alcohol" means the product of distillation of any fermented liquid, whether rectified or diluted, whatever its origin, and includes synthetic ethyl alcohol but does not include denatured alcohol or wood alcohol.

(b) "Alcoholic candy" means:

(1) For purposes of manufacturing, any candy or other confectionery product with an alcohol content greater than 0.5% alcohol by volume; and

(2) for purposes of sale at retail, any candy or other confectionery product with an alcohol content greater than 1% alcohol by volume.

(c) "Alcoholic liquor" means alcohol, spirits, wine, beer, alcoholic candy and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed by a human being, but shall not include any cereal malt beverage.

(d) "Beer" means a beverage, containing more than 3.2% alcohol by weight, obtained by alcoholic fermentation of an infusion or concoction of barley, or other grain, malt and hops in water and includes beer, ale, stout, lager beer, porter and similar beverages having such alcoholic content.

(e) "Caterer" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

(f) "Cereal malt beverage" has the meaning provided by K.S.A. 41-2701, and amendments thereto.

(g) "Club" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

(h) "Director" means the director of alcoholic beverage control of the department of revenue.

(i) "Distributor" means the person importing or causing to be imported into the state, or purchasing or causing to be purchased within the state, alcoholic liquor for sale or resale to retailers licensed under this act or cereal malt beverage for sale or resale to retailers licensed under K.S.A. 41-2702, and amendments thereto.

(j) "Domestic beer" means beer which contains not more than 15% alcohol by weight and which is manufactured in this state.

(k) "Domestic fortified wine" means wine which contains more than 14%, but not more than 20% alcohol by volume and which is manufactured in this state.

(l) "Domestic table wine" means wine which contains not more than 14% alcohol by volume and which is manufactured without rectification or fortification in this state.

(m) "Drinking establishment" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

(n) "Farm winery" means a winery licensed by the director to manufacture, store and sell domestic table wine and domestic fortified wine.

(o) "Hard cider" means any alcoholic beverage that:

- (1) Contains less than 8.5% alcohol by volume;
- (2) has a carbonation level that does not exceed 6.4 grams per liter; and
- (3) is obtained by the normal alcoholic fermentation of the juice of sound, ripe apples or pears, including such beverages containing sugar added for the purpose of correcting natural deficiencies.

(p) "Manufacture" means to distill, rectify, ferment, brew, make, mix, concoct, process, blend, bottle or fill an original package with any alcoholic liquor, beer or cereal malt beverage.

(q) (1) "Manufacturer" means every brewer, fermenter, distiller, rectifier, wine maker, blender, processor, bottler or person who fills or refills an original package and others engaged in brewing, fermenting, distilling, rectifying or bottling alcoholic liquor, beer or cereal malt beverage.

(2) "Manufacturer" does not include a microbrewery, microdistillery or a farm winery.

(r) "Microbrewery" means a brewery licensed by the director to manufacture, store and sell domestic beer and hard cider.

(s) "Microdistillery" means a facility which produces spirits from any source or substance that is licensed by the director to manufacture, store and sell spirits.

(t) "Minor" means any person under 21 years of age.

(u) "Nonbeverage user" means any manufacturer of any of the products set forth and described in K.S.A. 41-501, and amendments thereto, when the products contain alcohol or wine, and all laboratories using alcohol for nonbeverage purposes.

(v) "Original package" means any bottle, flask, jug, can, cask, barrel, keg, hogshead or other receptacle or container whatsoever, used, corked or capped, sealed and labeled by the manufacturer of alcoholic liquor, to contain and to convey any alcoholic liquor. Original container does not include a sleeve.

(w) "Person" means any natural person, corporation, partnership, trust or association.

(x) "Powdered alcohol" means alcohol that is prepared in a powdered or crystal form for either direct use or for reconstitution in a nonalcoholic liquid.

(y) "Primary American source of supply" means the manufacturer, the owner of alcoholic liquor at the time it becomes a marketable product or the manufacturer's or owner's exclusive agent who, if the alcoholic liquor cannot be secured directly from such manufacturer or owner by American wholesalers, is the source closest to such manufacturer or owner in the channel of commerce from which the product can be secured by American wholesalers.

(z) (1) "Retailer" means a person who is licensed under the Kansas liquor control act and sells at retail, or offers for sale at retail, alcoholic liquors or cereal malt beverages.

(2) "Retailer" does not include a microbrewery, microdistillery or a farm winery.

(aa) "Sale" means any transfer, exchange or barter in any manner or by any means whatsoever for a consideration and includes all sales made by any person, whether

principal, proprietor, agent, servant or employee.

(bb) "Salesperson" means any natural person who:

(1) Procures or seeks to procure an order, bargain, contract or agreement for the sale of alcoholic liquor or cereal malt beverage; or

(2) is engaged in promoting the sale of alcoholic liquor or cereal malt beverage, or in promoting the business of any person, firm or corporation engaged in the manufacturing and selling of alcoholic liquor or cereal malt beverage, whether the seller resides within the state of Kansas and sells to licensed buyers within the state of Kansas, or whether the seller resides without the state of Kansas and sells to licensed buyers within the state of Kansas.

(cc) "Sample" means a serving of alcoholic liquor that contains not more than: (1) One-half ounce of distilled spirits; (2) one ounce of wine; or (3) two ounces of beer or cereal malt beverage. A sample of a mixed alcoholic beverage shall contain not more than ½ ounce of distilled spirits.

(dd) "Secretary" means the secretary of revenue.

~~(dd)~~(ee) (1) "Sell at retail" and "sale at retail" refer to and mean sales for use or consumption and not for resale in any form and sales to clubs, licensed drinking establishments, licensed caterers or holders of temporary permits.

(2) "Sell at retail" and "sale at retail" do not refer to or mean sales by a distributor, a microbrewery, a farm winery, a licensed club, a licensed drinking establishment, a licensed caterer or a holder of a temporary permit.

~~(ee)~~(ff) "To sell" includes to solicit or receive an order for, to keep or expose for sale and to keep with intent to sell.

~~(ff)~~(gg) "Sleeve" means a package of two or more 50-milliliter (3.2-fluid-ounce) containers of spirits.

~~(gg)~~(hh) "Spirits" means any beverage which contains alcohol obtained by distillation, mixed with water or other substance in solution, and includes brandy, rum, whiskey, gin or other spirituous liquors, and such liquors when rectified, blended or otherwise mixed with alcohol or other substances.

~~(hh)~~(ii) "Supplier" means a manufacturer of alcoholic liquor or cereal malt beverage or an agent of such manufacturer, other than a salesperson.

~~(ii)~~(jj) "Temporary permit" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

~~(jj)~~(kk) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including such beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. The term "wine" shall include hard cider and any other product that is commonly known as a subset of wine.

Sec. 8. K.S.A. 2018 Supp. 79-32,117 is hereby amended to read as follows: 79-32,117. (a) The Kansas adjusted gross income of an individual means such individual's federal adjusted gross income for the taxable year, with the modifications specified in this section.

(b) There shall be added to federal adjusted gross income:

(i) Interest income less any related expenses directly incurred in the purchase of state or political subdivision obligations, to the extent that the same is not included in federal adjusted gross income, on obligations of any state or political subdivision thereof, but to the extent that interest income on obligations of this state or a political

subdivision thereof issued prior to January 1, 1988, is specifically exempt from income tax under the laws of this state authorizing the issuance of such obligations, it shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income. Interest income on obligations of this state or a political subdivision thereof issued after December 31, 1987, shall be excluded from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

(ii) Taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state or any other taxing jurisdiction to the extent deductible in determining federal adjusted gross income and not credited against federal income tax. This paragraph shall not apply to taxes imposed under the provisions of K.S.A. 79-1107 or 79-1108, and amendments thereto, for privilege tax year 1995, and all such years thereafter.

(iii) The federal net operating loss deduction, except that the federal net operating loss deduction shall not be added to an individual's federal adjusted gross income for tax years beginning after December 31, 2016.

(iv) Federal income tax refunds received by the taxpayer if the deduction of the taxes being refunded resulted in a tax benefit for Kansas income tax purposes during a prior taxable year. Such refunds shall be included in income in the year actually received regardless of the method of accounting used by the taxpayer. For purposes hereof, a tax benefit shall be deemed to have resulted if the amount of the tax had been deducted in determining income subject to a Kansas income tax for a prior year regardless of the rate of taxation applied in such prior year to the Kansas taxable income, but only that portion of the refund shall be included as bears the same proportion to the total refund received as the federal taxes deducted in the year to which such refund is attributable bears to the total federal income taxes paid for such year. For purposes of the foregoing sentence, federal taxes shall be considered to have been deducted only to the extent such deduction does not reduce Kansas taxable income below zero.

(v) The amount of any depreciation deduction or business expense deduction claimed on the taxpayer's federal income tax return for any capital expenditure in making any building or facility accessible to the handicapped, for which expenditure the taxpayer claimed the credit allowed by K.S.A. 79-32,177, and amendments thereto.

(vi) Any amount of designated employee contributions picked up by an employer pursuant to K.S.A. 12-5005, 20-2603, 74-4919 and 74-4965, and amendments thereto.

(vii) The amount of any charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 79-32,196, and amendments thereto.

(viii) The amount of any costs incurred for improvements to a swine facility, claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp. 79-32,204, and amendments thereto.

(ix) The amount of any ad valorem taxes and assessments paid and the amount of any costs incurred for habitat management or construction and maintenance of improvements on real property, claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 79-32,203, and amendments thereto.

(x) Amounts received as nonqualified withdrawals, as defined by K.S.A. 2018 Supp. 75-643, and amendments thereto, if, at the time of contribution to a family postsecondary education savings account, such amounts were subtracted from the federal adjusted gross income pursuant to K.S.A. 79-32,117(c)(xv), and amendments thereto, or if such amounts are not already included in the federal adjusted gross income.

(xi) The amount of any contribution made to the same extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 74-50,154, and amendments thereto.

(xii) For taxable years commencing after December 31, 2004, amounts received as withdrawals not in accordance with the provisions of K.S.A. 74-50,204, and amendments thereto, if, at the time of contribution to an individual development account, such amounts were subtracted from the federal adjusted gross income pursuant to subsection (c)(xiii), or if such amounts are not already included in the federal adjusted gross income.

(xiii) The amount of any expenditures claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp. 79-32,217 through 79-32,220 or 79-32,222, and amendments thereto.

(xiv) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,221, and amendments thereto.

(xv) The amount of any expenditures claimed for deduction in determining federal adjusted gross income, to the extent the same is claimed as the basis for any credit allowed pursuant to K.S.A. 2018 Supp. 79-32,223 through 79-32,226, 79-32,228 through 79-32,231, 79-32,233 through 79-32,236, 79-32,238 through 79-32,241, 79-32,245 through 79-32,248 or 79-32,251 through 79-32,254, and amendments thereto.

(xvi) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,227, 79-32,232, 79-32,237, 79-32,249, 79-32,250 or 79-32,255, and amendments thereto.

(xvii) The amount of any amortization deduction claimed in determining federal adjusted gross income to the extent the same is claimed for deduction pursuant to K.S.A. 2018 Supp. 79-32,256, and amendments thereto.

(xviii) For taxable years commencing after December 31, 2006, the amount of any ad valorem or property taxes and assessments paid to a state other than Kansas or local government located in a state other than Kansas by a taxpayer who resides in a state other than Kansas, when the law of such state does not allow a resident of Kansas who earns income in such other state to claim a deduction for ad valorem or property taxes or assessments paid to a political subdivision of the state of Kansas in determining taxable income for income tax purposes in such other state, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xix) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Loss from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) loss from rental real estate, royalties, partnerships, S corporations, except those with wholly owned subsidiaries subject to the Kansas privilege tax, estates, trusts, residual interest in real

estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) farm loss as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent deducted or subtracted in determining the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011, and as revised thereafter by the internal revenue service.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for self-employment taxes under section 164(f) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer, to the extent the deduction is attributable to income reported on schedule C, E or F and on line 12, 17 or 18 of the taxpayer's form 1040 federal income tax return.

(xxi) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for pension, profit sharing, and annuity plans of self-employed individuals under section 62(a)(6) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for health insurance under section 162(l) of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any deduction for domestic production activities under section 199 of the federal internal revenue code as in effect on January 1, 2012, and amendments thereto, in determining the federal adjusted gross income of an individual taxpayer.

(xxiv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid for medical care of the taxpayer or the taxpayer's spouse or dependents when such expenses were paid or incurred for an abortion, or for a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 2018 Supp. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as an itemized deduction for federal income tax purposes.

(xxv) For taxable years commencing after December 31, 2013, that portion of the amount of any expenditure deduction claimed in determining federal adjusted gross income for expenses paid by a taxpayer for health care when such expenses were paid or incurred for abortion coverage, a health benefit plan, as defined in K.S.A. 65-6731, and amendments thereto, when such expenses were paid or incurred for abortion coverage or amounts contributed to health savings accounts for such taxpayer's employees for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 2018 Supp. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as a deduction for federal income tax purposes.

(xxvi) For all taxable years beginning after December 31, 2016, the amount of any

charitable contribution made to the extent the same is claimed as the basis for the credit allowed pursuant to K.S.A. 72-99a07, and amendments thereto, and is also claimed as an itemized deduction for federal income tax purposes.

(c) There shall be subtracted from federal adjusted gross income:

(i) Interest or dividend income on obligations or securities of any authority, commission or instrumentality of the United States and its possessions less any related expenses directly incurred in the purchase of such obligations or securities, to the extent included in federal adjusted gross income but exempt from state income taxes under the laws of the United States.

(ii) Any amounts received which are included in federal adjusted gross income but which are specifically exempt from Kansas income taxation under the laws of the state of Kansas.

(iii) The portion of any gain or loss from the sale or other disposition of property having a higher adjusted basis for Kansas income tax purposes than for federal income tax purposes on the date such property was sold or disposed of in a transaction in which gain or loss was recognized for purposes of federal income tax that does not exceed such difference in basis, but if a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to that portion of such gain which is included in federal adjusted gross income.

(iv) The amount necessary to prevent the taxation under this act of any annuity or other amount of income or gain which was properly included in income or gain and was taxed under the laws of this state for a taxable year prior to the effective date of this act, as amended, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain.

(v) The amount of any refund or credit for overpayment of taxes on or measured by income or fees or payments in lieu of income taxes imposed by this state, or any taxing jurisdiction, to the extent included in gross income for federal income tax purposes.

(vi) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income.

(vii) Amounts received as annuities under the federal civil service retirement system from the civil service retirement and disability fund and other amounts received as retirement benefits in whatever form which were earned for being employed by the federal government or for service in the armed forces of the United States.

(viii) Amounts received by retired railroad employees as a supplemental annuity under the provisions of 45 U.S.C. §§ 228b (a) and 228c (a)(1) et seq.

(ix) Amounts received by retired employees of a city and by retired employees of any board of such city as retirement allowances pursuant to K.S.A. 13-14,106, and amendments thereto, or pursuant to any charter ordinance exempting a city from the provisions of K.S.A. 13-14,106, and amendments thereto.

(x) For taxable years beginning after December 31, 1976, the amount of the federal tentative jobs tax credit disallowance under the provisions of 26 U.S.C. § 280 C. For taxable years ending after December 31, 1978, the amount of the targeted jobs tax credit and work incentive credit disallowances under 26 U.S.C. § 280 C.

(xi) For taxable years beginning after December 31, 1986, dividend income on stock issued by Kansas venture capital, inc.

(xii) For taxable years beginning after December 31, 1989, amounts received by

retired employees of a board of public utilities as pension and retirement benefits pursuant to K.S.A. 13-1246, 13-1246a and 13-1249, and amendments thereto.

(xiii) For taxable years beginning after December 31, 2004, amounts contributed to and the amount of income earned on contributions deposited to an individual development account under K.S.A. 74-50,201 et seq., and amendments thereto.

(xiv) For all taxable years commencing after December 31, 1996, that portion of any income of a bank organized under the laws of this state or any other state, a national banking association organized under the laws of the United States, an association organized under the savings and loan code of this state or any other state, or a federal savings association organized under the laws of the United States, for which an election as an S corporation under subchapter S of the federal internal revenue code is in effect, which accrues to the taxpayer who is a stockholder of such corporation and which is not distributed to the stockholders as dividends of the corporation. For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of modification under this subsection shall exclude the portion of income or loss reported on schedule E and included on line 17 of the taxpayer's form 1040 federal individual income tax return.

(xv) For all taxable years beginning after December 31, ~~2006~~ 2017, the cumulative amounts not exceeding \$3,000, or \$6,000 for a married couple filing a joint return, for each designated beneficiary ~~which that~~ are contributed to: (1) A family postsecondary education savings account established under the Kansas postsecondary education savings program or a qualified tuition program established and maintained by another state or agency or instrumentality thereof pursuant to section 529 of the internal revenue code of 1986, as amended, for the purpose of paying the qualified higher education expenses of a designated beneficiary at an institution of postsecondary education; or (2) an achieving a better life experience (ABLE) account established under the Kansas ABLE savings program or a qualified ABLE program established and maintained by another state or agency or instrumentality thereof pursuant to section 529A of the internal revenue code of 1986, as amended, for the purpose of saving private funds to support an individual with a disability. The terms and phrases used in this paragraph shall have the meaning respectively ascribed thereto by the provisions of K.S.A. 2018 Supp. 75-643 and 75-652, and amendments thereto, and the provisions of such ~~section~~ sections are hereby incorporated by reference for all purposes thereof.

(xvi) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are or were members of the armed forces of the United States, including service in the Kansas army and air national guard, as a recruitment, sign up or retention bonus received by such taxpayer as an incentive to join, enlist or remain in the armed services of the United States, including service in the Kansas army and air national guard, and amounts received for repayment of educational or student loans incurred by or obligated to such taxpayer and received by such taxpayer as a result of such taxpayer's service in the armed forces of the United States, including service in the Kansas army and air national guard.

(xvii) For all taxable years beginning after December 31, 2004, amounts received by taxpayers who are eligible members of the Kansas army and air national guard as a reimbursement pursuant to K.S.A. 48-281, and amendments thereto, and amounts received for death benefits pursuant to K.S.A. 48-282, and amendments thereto, or pursuant to section 1 or section 2 of chapter 207 of the 2005 Session Laws of Kansas,

and amendments thereto, to the extent that such death benefits are included in federal adjusted gross income of the taxpayer.

(xviii) For the taxable year beginning after December 31, 2006, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$50,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly; and for all taxable years beginning after December 31, 2007, amounts received as benefits under the federal social security act which are included in federal adjusted gross income of a taxpayer with federal adjusted gross income of \$75,000 or less, whether such taxpayer's filing status is single, head of household, married filing separate or married filing jointly.

(xix) Amounts received by retired employees of Washburn university as retirement and pension benefits under the university's retirement plan.

(xx) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of any: (1) Net profit from business as determined under the federal internal revenue code and reported from schedule C and on line 12 of the taxpayer's form 1040 federal individual income tax return; (2) net income, not including guaranteed payments as defined in section 707(c) of the federal internal revenue code and as reported to the taxpayer from federal schedule K-1, (form 1065-B), in box 9, code F or as reported to the taxpayer from federal schedule K-1, (form 1065) in box 4, from rental real estate, royalties, partnerships, S corporations, estates, trusts, residual interest in real estate mortgage investment conduits and net farm rental as determined under the federal internal revenue code and reported from schedule E and on line 17 of the taxpayer's form 1040 federal individual income tax return; and (3) net farm profit as determined under the federal internal revenue code and reported from schedule F and on line 18 of the taxpayer's form 1040 federal income tax return; all to the extent included in the taxpayer's federal adjusted gross income. For purposes of this subsection, references to the federal form 1040 and federal schedule C, schedule E, and schedule F, shall be to such form and schedules as they existed for tax year 2011 and as revised thereafter by the internal revenue service.

(xxi) For all taxable years beginning after December 31, 2013, amounts equal to the unreimbursed travel, lodging and medical expenditures directly incurred by a taxpayer while living, or a dependent of the taxpayer while living, for the donation of one or more human organs of the taxpayer, or a dependent of the taxpayer, to another person for human organ transplantation. The expenses may be claimed as a subtraction modification provided for in this section to the extent the expenses are not already subtracted from the taxpayer's federal adjusted gross income. In no circumstances shall the subtraction modification provided for in this section for any individual, or a dependent, exceed \$5,000. As used in this section, "human organ" means all or part of a liver, pancreas, kidney, intestine, lung or bone marrow. The provisions of this paragraph shall take effect on the day the secretary of revenue certifies to the director of the budget that the cost for the department of revenue of modifications to the automated tax system for the purpose of implementing this paragraph will not exceed \$20,000.

(xxii) For taxable years beginning after December 31, 2012, and ending before January 1, 2017, the amount of net gain from the sale of: (1) Cattle and horses, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 24 months or more from the date of acquisition; and (2)

other livestock, regardless of age, held by the taxpayer for draft, breeding, dairy or sporting purposes, and held by such taxpayer for 12 months or more from the date of acquisition. The subtraction from federal adjusted gross income shall be limited to the amount of the additions recognized under the provisions of subsection (b)(xix) attributable to the business in which the livestock sold had been used. As used in this paragraph, the term "livestock" shall not include poultry.

(xxiii) For all taxable years beginning after December 31, 2012, amounts received under either the Overland Park, Kansas police department retirement plan or the Overland Park, Kansas fire department retirement plan, both as established by the city of Overland Park, pursuant to the city's home rule authority.

(xxiv) For taxable years beginning after December 31, 2013, and ending before January 1, 2017, the net gain from the sale from Christmas trees grown in Kansas and held by the taxpayer for six years or more.

(d) There shall be added to or subtracted from federal adjusted gross income the taxpayer's share, as beneficiary of an estate or trust, of the Kansas fiduciary adjustment determined under K.S.A. 79-32,135, and amendments thereto.

(e) The amount of modifications required to be made under this section by a partner which relates to items of income, gain, loss, deduction or credit of a partnership shall be determined under K.S.A. 79-32,131, and amendments thereto, to the extent that such items affect federal adjusted gross income of the partner.

(f) No taxpayer shall be assessed penalties and interest from the underpayment of taxes due to changes to this section that became law on July 1, 2017, so long as such underpayment is rectified on or before April 17, 2018.

Sec. 9. K.S.A. 2018 Supp. 79-3602 is hereby amended to read as follows: 79-3602. Except as otherwise provided, as used in the Kansas retailers' sales tax act:

(a) "Agent" means a person appointed by a seller to represent the seller before the member states.

(b) "Agreement" means the multistate agreement entitled the streamlined sales and use tax agreement approved by the streamlined sales tax implementing states at Chicago, Illinois on November 12, 2002.

(c) "Alcoholic beverages" means beverages that are suitable for human consumption and contain 0.05% or more of alcohol by volume.

(d) "Certified automated system (CAS)" means software certified under the agreement to calculate the tax imposed by each jurisdiction on a transaction, determine the amount of tax to remit to the appropriate state and maintain a record of the transaction.

(e) "Certified service provider (CSP)" means an agent certified under the agreement to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(f) "Computer" means an electronic device that accepts information in digital or similar form and manipulates it for a result based on a sequence of instructions.

(g) "Computer software" means a set of coded instructions designed to cause a computer or automatic data processing equipment to perform a task.

(h) "Delivered electronically" means delivered to the purchaser by means other than tangible storage media.

(i) "Delivery charges" means charges by the seller of personal property or services for preparation and delivery to a location designated by the purchaser of personal

property or services including, but not limited to, transportation, shipping, postage, handling, crating and packing. Delivery charges shall not include charges for delivery of direct mail if the charges are separately stated on an invoice or similar billing document given to the purchaser.

(j) "Direct mail" means printed material delivered or distributed by United States mail or other delivery services to a mass audience or to addressees on a mailing list provided by the purchaser or at the direction of the purchaser when the cost of the items are not billed directly to the recipients. Direct mail includes tangible personal property supplied directly or indirectly by the purchaser to the direct mail seller for inclusion in the package containing the printed material. Direct mail does not include multiple items of printed material delivered to a single address.

(k) "Director" means the state director of taxation.

(l) "Educational institution" means any nonprofit school, college and university that offers education at a level above the 12th grade, and conducts regular classes and courses of study required for accreditation by, or membership in, the higher learning commission, the state board of education, or that otherwise qualify as an "educational institution," as defined by K.S.A. 74-50,103, and amendments thereto. Such phrase shall include: (1) A group of educational institutions that operates exclusively for an educational purpose; (2) nonprofit endowment associations and foundations organized and operated exclusively to receive, hold, invest and administer moneys and property as a permanent fund for the support and sole benefit of an educational institution; (3) nonprofit trusts, foundations and other entities organized and operated principally to hold and own receipts from intercollegiate sporting events and to disburse such receipts, as well as grants and gifts, in the interest of collegiate and intercollegiate athletic programs for the support and sole benefit of an educational institution; and (4) nonprofit trusts, foundations and other entities organized and operated for the primary purpose of encouraging, fostering and conducting scholarly investigations and industrial and other types of research for the support and sole benefit of an educational institution.

(m) "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

(n) "Food and food ingredients" means substances, whether in liquid, concentrated, solid, frozen, dried or dehydrated form, that are sold for ingestion or chewing by humans and are consumed for their taste or nutritional value. "Food and food ingredients" does not include alcoholic beverages or tobacco.

(o) "Gross receipts" means the total selling price or the amount received as defined in this act, in money, credits, property or other consideration valued in money from sales at retail within this state; and embraced within the provisions of this act. The taxpayer, may take credit in the report of gross receipts for: (1) An amount equal to the selling price of property returned by the purchaser when the full sale price thereof, including the tax collected, is refunded in cash or by credit; and (2) an amount equal to the allowance given for the trade-in of property.

(p) "Ingredient or component part" means tangible personal property which is necessary or essential to, and which is actually used in and becomes an integral and material part of tangible personal property or services produced, manufactured or compounded for sale by the producer, manufacturer or compounder in its regular course of business. The following items of tangible personal property are hereby declared to be ingredients or component parts, but the listing of such property shall not be deemed to

be exclusive nor shall such listing be construed to be a restriction upon, or an indication of, the type or types of property to be included within the definition of "ingredient or component part" as herein set forth:

(1) Containers, labels and shipping cases used in the distribution of property produced, manufactured or compounded for sale which are not to be returned to the producer, manufacturer or compounder for reuse.

(2) Containers, labels, shipping cases, paper bags, drinking straws, paper plates, paper cups, twine and wrapping paper used in the distribution and sale of property taxable under the provisions of this act by wholesalers and retailers and which is not to be returned to such wholesaler or retailer for reuse.

(3) Seeds and seedlings for the production of plants and plant products produced for resale.

(4) Paper and ink used in the publication of newspapers.

(5) Fertilizer used in the production of plants and plant products produced for resale.

(6) Feed for animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber, fur, or the production of offspring for use for any such purpose or purposes.

(q) "Isolated or occasional sale" means the nonrecurring sale of tangible personal property, or services taxable hereunder by a person not engaged at the time of such sale in the business of selling such property or services. Any religious organization which makes a nonrecurring sale of tangible personal property acquired for the purpose of resale shall be deemed to be not engaged at the time of such sale in the business of selling such property. Such term shall include: (1) Any sale by a bank, savings and loan institution, credit union or any finance company licensed under the provisions of the Kansas uniform consumer credit code of tangible personal property which has been repossessed by any such entity; and (2) any sale of tangible personal property made by an auctioneer or agent on behalf of not more than two principals or households if such sale is nonrecurring and any such principal or household is not engaged at the time of such sale in the business of selling tangible personal property.

(r) "Lease or rental" means any transfer of possession or control of tangible personal property for a fixed or indeterminate term for consideration. A lease or rental may include future options to purchase or extend.

(1) Lease or rental does not include: (A) A transfer of possession or control of property under a security agreement or deferred payment plan that requires the transfer of title upon completion of the required payments;

(B) a transfer of possession or control of property under an agreement that requires the transfer of title upon completion of required payments and payment of an option price does not exceed the greater of \$100 or 1% of the total required payments; or

(C) providing tangible personal property along with an operator for a fixed or indeterminate period of time. A condition of this exclusion is that the operator is necessary for the equipment to perform as designed. For the purpose of this subsection, an operator must do more than maintain, inspect or set-up the tangible personal property.

(2) Lease or rental does include agreements covering motor vehicles and trailers

where the amount of consideration may be increased or decreased by reference to the amount realized upon sale or disposition of the property as defined in 26 U.S.C. § 7701(h)(1).

(3) This definition shall be used for sales and use tax purposes regardless if a transaction is characterized as a lease or rental under generally accepted accounting principles, the internal revenue code, the uniform commercial code, K.S.A. 84-1-101 et seq., and amendments thereto, or other provisions of federal, state or local law.

(4) This definition will be applied only prospectively from the effective date of this act and will have no retroactive impact on existing leases or rentals.

(s) "Load and leave" means delivery to the purchaser by use of a tangible storage media where the tangible storage media is not physically transferred to the purchaser.

(t) "Member state" means a state that has entered in the agreement, pursuant to provisions of article VIII of the agreement.

(u) "Model 1 seller" means a seller that has selected a CSP as its agent to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(v) "Model 2 seller" means a seller that has selected a CAS to perform part of its sales and use tax functions, but retains responsibility for remitting the tax.

(w) "Model 3 seller" means a seller that has sales in at least five member states, has total annual sales revenue of at least \$500,000,000, has a proprietary system that calculates the amount of tax due each jurisdiction and has entered into a performance agreement with the member states that establishes a tax performance standard for the seller. As used in this subsection a seller includes an affiliated group of sellers using the same proprietary system.

(x) "Municipal corporation" means any city incorporated under the laws of Kansas.

(y) "Nonprofit blood bank" means any nonprofit place, organization, institution or establishment that is operated wholly or in part for the purpose of obtaining, storing, processing, preparing for transfusing, furnishing, donating or distributing human blood or parts or fractions of single blood units or products derived from single blood units, whether or not any remuneration is paid therefor, or whether such procedures are done for direct therapeutic use or for storage for future use of such products.

(z) "Persons" means any individual, firm, copartnership, joint adventure, association, corporation, estate or trust, receiver or trustee, or any group or combination acting as a unit, and the plural as well as the singular number; and shall specifically mean any city or other political subdivision of the state of Kansas engaging in a business or providing a service specifically taxable under the provisions of this act.

(aa) "Political subdivision" means any municipality, agency or subdivision of the state which is, or shall hereafter be, authorized to levy taxes upon tangible property within the state or which certifies a levy to a municipality, agency or subdivision of the state which is, or shall hereafter be, authorized to levy taxes upon tangible property within the state. Such term also shall include any public building commission, housing, airport, port, metropolitan transit or similar authority established pursuant to law and the horsethief reservoir benefit district established pursuant to K.S.A. 82a-2201, and amendments thereto.

(bb) "Prescription" means an order, formula or recipe issued in any form of oral, written, electronic or other means of transmission by a duly licensed practitioner authorized by the laws of this state.

(cc) "Prewritten computer software" means computer software, including prewritten upgrades, which is not designed and developed by the author or other creator to the specifications of a specific purchaser. The combining of two or more prewritten computer software programs or prewritten portions thereof does not cause the combination to be other than prewritten computer software. Prewritten computer software includes software designed and developed by the author or other creator to the specifications of a specific purchaser when it is sold to a person other than the purchaser. Where a person modifies or enhances computer software of which the person is not the author or creator, the person shall be deemed to be the author or creator only of such person's modifications or enhancements. Prewritten computer software or a prewritten portion thereof that is modified or enhanced to any degree, where such modification or enhancement is designed and developed to the specifications of a specific purchaser, remains prewritten computer software, except that where there is a reasonable, separately stated charge or an invoice or other statement of the price given to the purchaser for such modification or enhancement, such modification or enhancement shall not constitute prewritten computer software.

(dd) "Property which is consumed" means tangible personal property which is essential or necessary to and which is used in the actual process of and consumed, depleted or dissipated within one year in: (1) The production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property; (2) the providing of services; (3) the irrigation of crops, for sale in the regular course of business; or (4) the storage or processing of grain by a public grain warehouse or other grain storage facility, and which is not reusable for such purpose. The following is a listing of tangible personal property, included by way of illustration but not of limitation, which qualifies as property which is consumed:

(A) Insecticides, herbicides, germicides, pesticides, fungicides, fumigants, antibiotics, biologicals, pharmaceuticals, vitamins and chemicals for use in commercial or agricultural production, processing or storage of fruit, vegetables, feeds, seeds, grains, animals or animal products whether fed, injected, applied, combined with or otherwise used;

(B) electricity, gas and water; and

(C) petroleum products, lubricants, chemicals, solvents, reagents and catalysts.

(ee) "Purchase price" applies to the measure subject to use tax and has the same meaning as sales price.

(ff) "Purchaser" means a person to whom a sale of personal property is made or to whom a service is furnished.

(gg) "Quasi-municipal corporation" means any county, township, school district, drainage district or any other governmental subdivision in the state of Kansas having authority to receive or hold moneys or funds.

(hh) "Registered under this agreement" means registration by a seller with the member states under the central registration system provided in article IV of the agreement.

(ii) "Retailer" means a seller regularly engaged in the business of selling, leasing or renting tangible personal property at retail or furnishing electrical energy, gas, water, services or entertainment, and selling only to the user or consumer and not for resale.

(jj) "Retail sale" or "sale at retail" means any sale, lease or rental for any purpose other than for resale, sublease or subrent.

(kk) "Sale" or "sales" means the exchange of tangible personal property, as well as the sale thereof for money, and every transaction, conditional or otherwise, for a consideration, constituting a sale, including the sale or furnishing of electrical energy, gas, water, services or entertainment taxable under the terms of this act and including, except as provided in the following provision, the sale of the use of tangible personal property by way of a lease, license to use or the rental thereof regardless of the method by which the title, possession or right to use the tangible personal property is transferred. The term "sale" or "sales" shall not mean the sale of the use of any tangible personal property used as a dwelling by way of a lease or rental thereof for a term of more than 28 consecutive days.

(ll) (1) "Sales or selling price" applies to the measure subject to sales tax and means the total amount of consideration, including cash, credit, property and services, for which personal property or services are sold, leased or rented, valued in money, whether received in money or otherwise, without any deduction for the following:

- (A) The seller's cost of the property sold;
 - (B) the cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller and any other expense of the seller;
 - (C) charges by the seller for any services necessary to complete the sale, other than delivery and installation charges;
 - (D) delivery charges; and
 - (E) installation charges.
- (2) "Sales or selling price" includes consideration received by the seller from third parties if:

- (A) The seller actually receives consideration from a party other than the purchaser and the consideration is directly related to a price reduction or discount on the sale;
- (B) the seller has an obligation to pass the price reduction or discount through to the purchaser;
- (C) the amount of the consideration attributable to the sale is fixed and determinable by the seller at the time of the sale of the item to the purchaser; and
- (D) one of the following criteria is met:
 - (i) The purchaser presents a coupon, certificate or other documentation to the seller to claim a price reduction or discount where the coupon, certificate or documentation is authorized, distributed or granted by a third party with the understanding that the third party will reimburse any seller to whom the coupon, certificate or documentation is presented;
 - (ii) the purchaser identifies to the seller that the purchaser is a member of a group or organization entitled to a price reduction or discount. A preferred customer card that is available to any patron does not constitute membership in such a group; or
 - (iii) the price reduction or discount is identified as a third party price reduction or discount on the invoice received by the purchaser or on a coupon, certificate or other documentation presented by the purchaser.

- (3) "Sales or selling price" shall not include:
- (A) Discounts, including cash, term or coupons that are not reimbursed by a third party that are allowed by a seller and taken by a purchaser on a sale;
 - (B) interest, financing and carrying charges from credit extended on the sale of personal property or services, if the amount is separately stated on the invoice, bill of

sale or similar document given to the purchaser;

(C) any taxes legally imposed directly on the consumer that are separately stated on the invoice, bill of sale or similar document given to the purchaser;

(D) the amount equal to the allowance given for the trade-in of property, if separately stated on the invoice, billing or similar document given to the purchaser; and

(E) commencing on July 1, 2018, and ending on June 30, 2021, cash rebates granted by a manufacturer to a purchaser or lessee of a new motor vehicle if paid directly to the retailer as a result of the original sale.

(mm) "Seller" means a person making sales, leases or rentals of personal property or services.

(nn) "Service" means those services described in and taxed under the provisions of K.S.A. 79-3603, and amendments thereto.

(oo) "Sourcing rules" means the rules set forth in K.S.A. 2018 Supp. 79-3670 through 79-3673, K.S.A. 12-191 and 12-191a, and amendments thereto, which shall apply to identify and determine the state and local taxing jurisdiction sales or use taxes to pay, or collect and remit on a particular retail sale.

(pp) "Tangible personal property" means personal property that can be seen, weighed, measured, felt or touched, or that is in any other manner perceptible to the senses. Tangible personal property includes electricity, water, gas, steam and prewritten computer software.

(qq) "Taxpayer" means any person obligated to account to the director for taxes collected under the terms of this act.

(rr) "Tobacco" means cigarettes, cigars, chewing or pipe tobacco or any other item that contains tobacco.

(ss) "Entity-based exemption" means an exemption based on who purchases the product or who sells the product. An exemption that is available to all individuals shall not be considered an entity-based exemption.

(tt) "Over-the-counter drug" means a drug that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. The over-the-counter drug label includes: (1) A drug facts panel; or (2) a statement of the active ingredients with a list of those ingredients contained in the compound, substance or preparation. Over-the-counter drugs do not include grooming and hygiene products such as soaps, cleaning solutions, shampoo, toothpaste, antiperspirants and sun tan lotions and screens.

(uu) "Ancillary services" means services that are associated with or incidental to the provision of telecommunications services, including, but not limited to, detailed telecommunications billing, directory assistance, vertical service and voice mail services.

(vv) "Conference bridging service" means an ancillary service that links two or more participants of an audio or video conference call and may include the provision of a telephone number. Conference bridging service does not include the telecommunications services used to reach the conference bridge.

(ww) "Detailed telecommunications billing service" means an ancillary service of separately stating information pertaining to individual calls on a customer's billing statement.

(xx) "Directory assistance" means an ancillary service of providing telephone number information or address information, or both.

(yy) "Vertical service" means an ancillary service that is offered in connection with

one or more telecommunications services, which offers advanced calling features that allow customers to identify callers and to manage multiple calls and call connections, including conference bridging services.

(zz) "Voice mail service" means an ancillary service that enables the customer to store, send or receive recorded messages. Voice mail service does not include any vertical services that the customer may be required to have in order to utilize the voice mail service.

(aaa) "Telecommunications service" means the electronic transmission, conveyance or routing of voice, data, audio, video or any other information or signals to a point, or between or among points. The term telecommunications service includes such transmission, conveyance or routing in which computer processing applications are used to act on the form, code or protocol of the content for purposes of transmissions, conveyance or routing without regard to whether such service is referred to as voice over internet protocol services or is classified by the federal communications commission as enhanced or value added. Telecommunications service does not include:

(1) Data processing and information services that allow data to be generated, acquired, stored, processed or retrieved and delivered by an electronic transmission to a purchaser where such purchaser's primary purpose for the underlying transaction is the processed data or information;

(2) installation or maintenance of wiring or equipment on a customer's premises;

(3) tangible personal property;

(4) advertising, including, but not limited to, directory advertising;

(5) billing and collection services provided to third parties;

(6) internet access service;

(7) radio and television audio and video programming services, regardless of the medium, including the furnishing of transmission, conveyance and routing of such services by the programming service provider. Radio and television audio and video programming services shall include, but not be limited to, cable service as defined in 47 U.S.C. § 522(6) and audio and video programming services delivered by commercial mobile radio service providers, as defined in 47 C.F.R. § 20.3;

(8) ancillary services; or

(9) digital products delivered electronically, including, but not limited to, software, music, video, reading materials or ring tones.

(bbb) "800 service" means a telecommunications service that allows a caller to dial a toll-free number without incurring a charge for the call. The service is typically marketed under the name 800, 855, 866, 877 and 888 toll-free calling, and any subsequent numbers designated by the federal communications commission.

(ccc) "900 service" means an inbound toll telecommunications service purchased by a subscriber that allows the subscriber's customers to call in to the subscriber's prerecorded announcement or live service. 900 service does not include the charge for collection services provided by the seller of the telecommunications services to the subscriber, or service or product sold by the subscriber to the subscriber's customer. The service is typically marketed under the name 900 service, and any subsequent numbers designated by the federal communications commission.

(ddd) "Value-added non-voice data service" means a service that otherwise meets the definition of telecommunications services in which computer processing applications are used to act on the form, content, code or protocol of the information or

data primarily for a purpose other than transmission, conveyance or routing.

(eee) "International" means a telecommunications service that originates or terminates in the United States and terminates or originates outside the United States, respectively. United States includes the District of Columbia or a U.S. territory or possession.

(fff) "Interstate" means a telecommunications service that originates in one United States state, or a United States territory or possession, and terminates in a different United States state or a United States territory or possession.

(ggg) "Intrastate" means a telecommunications service that originates in one United States state or a United States territory or possession, and terminates in the same United States state or a United States territory or possession.

(hhh) "Cereal malt beverage" shall have the same meaning as such term is defined in K.S.A. 41-2701, and amendments thereto, except that for the purposes of the Kansas retailers sales tax act and for no other purpose, such term shall include beer containing not more than 6% alcohol by volume when such beer is sold by a retailer licensed under the Kansas cereal malt beverage act.

Sec. 10. K.S.A. 2015 Supp. 38-2232, as amended by section 24 of chapter 46 of the 2016 Session Laws of Kansas, 38-2242, as amended by section 25 of chapter 46 of the 2016 Session Laws of Kansas, and 38-2243, as amended by section 26 of chapter 46 of the 2016 Session Laws of Kansas; K.S.A. 2016 Supp. 41-102, as amended by section 2 of chapter 99 of the 2018 Session Laws of Kansas, and 41-102, as amended by section 10 of 2019 Senate Bill No. 70; K.S.A. 2017 Supp. 79-3602, as amended by section 5 of chapter 8 of the 2018 Session Laws of Kansas; and K.S.A. 2018 Supp. 21-5413, 21-5413a, 22-3302a, 38-2212, 38-2212a, 38-2232, 38-2242, 38-2243, 39-1431, 39-1431a, 79-32,117, 79-32,117p and 79-3602 are hereby repealed.";

Also on page 9, in line 37, by striking "Kansas register" and inserting "statute book";

On page 1, in the title, in line 1, by striking all after "ACT"; by striking all in lines 2 through 6; in line 7, by striking all before the period and inserting "reconciling conflicting amendments to certain statutes; amending K.S.A. 2016 Supp. 41-102, as amended by section 2 of chapter 99 of the 2018 Session Laws of Kansas; and K.S.A. 2018 Supp. 21-5413, 38-2212, 38-2232, 38-2242, 38-2243, 39-1431, 79-32,117 and 79-3602 and repealing the existing sections; also repealing K.S.A. 2015 Supp. 38-2232, as amended by section 24 of chapter 46 of the 2016 Session Laws of Kansas, 38-2242, as amended by section 25 of chapter 46 of the 2016 Session Laws of Kansas, and 38-2243, as amended by section 26 of chapter 46 of the 2016 Session Laws of Kansas; K.S.A. 2016 Supp. 41-102, as amended by section 10 of 2019 Senate Bill No. 70; K.S.A. 2017 Supp. 79-3602, as amended by section 5 of chapter 8 of the 2018 Session Laws of Kansas; and K.S.A. 2018 Supp. 21-5413a, 22-3302a, 38-2212a, 39-1431a and 79-32,117p";

And your committee on conference recommends the adoption of this report.

CAROLYN MCGINN

RICK BILLINGER

TOM HAWK

Conferees on part of Senate

TROY WAYMASTER
 KYLE HOFFMAN
 KATHY WOLFE MOORE
Conferees on part of House

On motion of Rep. Waymaster, the conference committee report on **HB 2203** was adopted.

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

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Hineman, Jacobs, Phillips, Thompson.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MADAM PRESIDENT: Your committee on conference on Senate amendments to **HB 2248** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 1, by striking all in lines 8 through 34;

On page 2, by striking all in lines 1 through 33; following line 33, by inserting:

"Section 1. K.S.A. 2018 Supp. 50-6,109a is hereby amended to read as follows: 50-6,109a. (a) The attorney general is hereby given jurisdiction and authority over all matters involving the implementation, administration and enforcement of the provisions of the scrap metal theft reduction act including to:

(1) Employ or appoint agents as necessary to implement, administer and enforce the act;

(2) contract;

(3) expend funds;

(4) license and discipline;

(5) investigate;

(6) issue subpoenas;

(7) keep statistics; and

(8) conduct education and outreach programs to promote compliance with the act.

(b) In accordance with the rules and regulations filing act, the attorney general is hereby authorized to adopt rules and regulations necessary to implement the provisions of the scrap metal theft reduction act.

(c) There is hereby established in the state treasury the scrap metal theft reduction fee fund to be administered by the attorney general. All moneys received by the attorney general from fees, charges or penalties collected under the provisions of the scrap metal theft reduction act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, who shall deposit the entire amount thereof in the state treasury to the credit of the scrap metal theft reduction fee fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the attorney general or the attorney general's designee. All moneys credited to the scrap metal theft reduction fee fund shall be expended for the administration of the duties, functions and operating expenses incurred under the provisions of the scrap metal theft reduction act.

~~(d)(1) Before January~~ On July 1, 2020, the attorney general shall establish and maintain a database which shall be a central repository for the information required to be provided under K.S.A. 2018 Supp. 50-6,110, and amendments thereto. The database shall be maintained for the purpose of providing information to law enforcement and for any other purpose deemed necessary by the attorney general to implement and enforce the provisions of the scrap metal theft reduction act.

~~(2) On or before February 1, 2019, the attorney general shall submit a report to the president of the senate, the speaker of the house of representatives and the standing committees on judiciary in the senate and the house of representatives on the progress achieved in establishing the database required by this subsection.~~

(e) The information required by K.S.A. 2018 Supp. 50-6,110, and amendments thereto, maintained in such database by the attorney general, or by any entity contracting with the attorney general, submitted to, maintained or stored as part of the system shall:

(1) Be confidential, shall only be used for investigatory, evidentiary or analysis purposes related to criminal violations of city, state or federal law and shall only be released to law enforcement in response to an official investigation or as permitted in subsection (d); and

(2) not be a public record and shall not be subject to the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this subsection shall expire on July 1, 2020, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto.

Sec. 2. On and after July 1, 2020, K.S.A. 2018 Supp. 50-6,109a, as amended by section 1 of this act, is hereby amended to read as follows: 50-6,109a. (a) The attorney general is hereby given jurisdiction and authority over all matters involving the implementation, administration and enforcement of the provisions of the scrap metal theft reduction act including to:

(1) Employ or appoint agents as necessary to implement, administer and enforce the act;

(2) contract;

(3) expend funds;

- (4) license and discipline;
- (5) investigate;
- (6) issue subpoenas;
- (7) keep statistics; and
- (8) conduct education and outreach programs to promote compliance with the act.

(b) In accordance with the rules and regulations filing act, the attorney general is hereby authorized to adopt rules and regulations necessary to implement the provisions of the scrap metal theft reduction act.

(c) There is hereby established in the state treasury the scrap metal theft reduction fee fund to be administered by the attorney general. All moneys received by the attorney general from fees, charges or penalties collected under the provisions of the scrap metal theft reduction act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, who shall deposit the entire amount thereof in the state treasury to the credit of the scrap metal theft reduction fee fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the attorney general or the attorney general's designee. All moneys credited to the scrap metal theft reduction fee fund shall be expended for the administration of the duties, functions and operating expenses incurred under the provisions of the scrap metal theft reduction act.

(d) There is hereby established in the state treasury the scrap metal data repository fund to be administered by the director of the Kansas bureau of investigation. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the director of the Kansas bureau of investigation or the director's designee. All moneys credited to the scrap metal data repository fund shall be expended for the administration of the duties, functions and operating expenses incurred under the provisions of the scrap metal theft reduction act.

(e) The attorney general may transfer any moneys from the scrap metal theft reduction fee fund to the scrap metal data repository fund. The attorney general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(f) On July 1, 2020, the ~~attorney general~~ Kansas bureau of investigation shall establish and maintain a database which shall be a central repository for the information required to be provided under K.S.A. 2018 Supp. 50-6,110, and amendments thereto. The database shall be maintained for the purpose of providing information to law enforcement and for any other purpose deemed necessary by the attorney general to implement and enforce the provisions of the scrap metal theft reduction act.

(e)(g) The information ~~required by K.S.A. 2018 Supp. 50-6,110, and amendments thereto~~, maintained in such database by the ~~attorney general~~ Kansas bureau of investigation, or by any entity contracting with the ~~attorney general~~ Kansas bureau of investigation, submitted to, maintained or stored as part of the system, may be provided to the attorney general and shall:

(1) Be confidential, shall only be used for investigatory, evidentiary or analysis purposes related to criminal violations of city, state or federal law and shall only be released to law enforcement in response to an official investigation or as permitted in

subsection ~~(d)~~ (f); and

(2) not be a public record and shall not be subject to the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this subsection shall expire on July 1, ~~2020~~2024, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto.

(h) On or before February 1, 2021, and annually on or before February 1 thereafter, the attorney general shall submit a report to the president of the senate, the speaker of the house of representatives and the standing committees on judiciary in the senate and the house of representatives on the implementation, administration and enforcement of the provisions of the scrap metal theft reduction act.

(i) Any entity contracting with the attorney general or the Kansas bureau of investigation to provide or maintain the database required by this section shall not require a scrap metal dealer to contract with such entity for the authority to release proprietary or confidential data, including, but not limited to, customer information. Such entity shall not charge any fee to the scrap metal dealer as a condition of providing information to the database as required by the scrap metal theft reduction act, including, but not limited to, a fee for electronic submission of information.

(j) A scrap metal dealer providing information to the database as required by the scrap metal theft reduction act shall not be subject to civil liability for any claim arising from the negligence or omission by the state of Kansas or any contracting entity in the collection, storing or release of information provided by such scrap metal dealer to the database.

Sec. 3. K.S.A. 2018 Supp. 50-6,109c is hereby amended to read as follows: 50-6,109c. (a) Any scrap metal dealer who violates any of the provisions of the scrap metal theft reduction act, in addition to any other penalty provided by law, may incur a civil penalty imposed pursuant to subsection (b) in an amount not less than \$100 nor more than \$5,000 for each violation.

(b) The attorney general, upon a finding that a scrap metal dealer or any employee or agent thereof or any person or entity required to be registered as a scrap metal dealer has violated any of the provisions of the scrap metal theft reduction act may impose a civil penalty as provided in this subsection upon such scrap metal dealer.

(c) A civil penalty shall not be imposed pursuant to this section except upon the written order of the attorney general to the scrap metal dealer who is responsible for the violation. Such order is a final order for purposes of judicial review and shall state the violation, the penalty to be imposed and the right of such dealer to appeal as provided in the Kansas judicial review act.

(d) This section shall be unenforceable and shall not apply from June 1, 2017, to ~~January~~ July 1, 2020.

Sec. 4. On and after July 1, 2020, K.S.A. 2018 Supp. 50-6,109c, as amended by section 3 of this act, is hereby amended to read as follows: 50-6,109c. (a) Any scrap metal dealer who violates any of the provisions of the scrap metal theft reduction act, in addition to any other penalty provided by law, may incur a civil penalty imposed pursuant to subsection (b) in an amount not less than \$100 nor more than \$5,000 for each violation.

(b) The attorney general, upon a finding that a scrap metal dealer or any employee or agent thereof or any person or entity required to be registered as a scrap metal dealer has violated any of the provisions of the scrap metal theft reduction act may impose a

civil penalty as provided in this subsection upon such scrap metal dealer.

(c) A civil penalty shall not be imposed pursuant to this section except upon the written order of the attorney general to the scrap metal dealer who is responsible for the violation. Such order is a final order for purposes of judicial review and shall state the violation, the penalty to be imposed and the right of such dealer to appeal as provided in the Kansas judicial review act.

~~(d) This section shall be unenforceable and shall not apply from June 1, 2017, to July 1, 2020.~~

Sec. 5. K.S.A. 2018 Supp. 50-6,110 is hereby amended to read as follows: 50-6,110. (a) It shall be unlawful for any person to sell any item or items of regulated scrap metal to a scrap metal dealer, or employee or agent of a dealer, in this state unless such person meets the requirements of this subsection.

(1) Such person shall present to such scrap metal dealer, or employee or agent of such dealer, at or before the time of sale, the following: The seller's name, address, sex, date of birth and the seller's driver's license, military identification card, passport or personal identification license. An official governmental document for a country other than the United States may be used to meet this requirement provided that a legible fingerprint is also obtained from the seller.

(2) Such person shall complete and sign the statement provided for in subsection (b)(10).

(b) Every scrap metal dealer shall keep a register in which the dealer, or employee or agent of the dealer, shall at the time of purchase or receipt of any item for which such information is required to be presented, cross-reference to previously received information, or accurately and legibly record at the time of sale the following information:

(1) The time, date and place of transaction;

(2) the seller's name, address, sex, date of birth and the identifying number from the seller's driver's license, military identification card, passport or personal identification license; the identifying number from an official governmental document for a country other than the United States may be used to meet this requirement provided that a legible fingerprint is also obtained from the seller;

(3) a copy of the identification card or document containing such identifying number. Failure to comply with the provisions of this paragraph between June 1, 2017, and ~~January~~ July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation;

(4) the license number, color and style or make of any motor vehicle in which the junk vehicle or other regulated scrap metal property is delivered in a purchase transaction;

(5) a general description, made in accordance with the custom of the trade, of the predominant types of junk vehicle or other regulated scrap metal property purchased in the transaction;

(6) the weight, quantity or volume, made in accordance with the custom of the trade, of the regulated scrap metal property purchased;

(7) if a junk vehicle or vehicle part is being bought or sold, a description of the junk vehicle or vehicle part, including the make, model, color, vehicle identification number and serial number if applicable;

(8) the price paid for, traded for or dealt for in a transaction for the junk vehicle or

other regulated scrap metal property;

(9) the full name of the individual acting on behalf of the regulated scrap metal dealer in making the purchase; and

(10) a signed statement from the seller indicating from where the property was obtained and that: (A) Each item is the seller's own personal property, is free of encumbrances and is not stolen; or (B) the seller is acting for the owner and has permission to sell each item. If the seller is not the owner, such statement shall include the name and address of the owner of the property.

(c) Every scrap metal dealer shall photograph the item or lot of items being sold at the time of purchase or receipt of any item for which such information is required to be presented. Such photographs shall be kept with the record of the transaction and the scrap metal dealer's register of information required by subsection (b). Failure to comply with the provisions of this subsection between June 1, 2017, and ~~January~~ July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation.

(d) The scrap metal dealer's register of information required by subsection (b), including copies of identification cards and signed statements by sellers, and photographs required by subsection (c) may be kept in electronic format.

(e) Every scrap metal dealer shall forward the information required by this section to the database described in K.S.A. 2018 Supp. 50-6,109a, and amendments thereto.

(f) Notwithstanding any other provision to the contrary, this section shall not apply to transactions in which the seller is a:

(1) Registered scrap metal dealer;

(2) vehicle dealer licensed under chapter 8 of the Kansas Statutes Annotated, and amendments thereto; or

(3) scrap metal dealer or vehicle dealer registered or licensed in another state.

(g) (1) Except as provided in subsection (g)(2), this section shall not apply to transactions in which the seller is known to the purchasing scrap metal dealer to be a licensed business that operates out of a fixed business location and that can reasonably be expected to generate regulated scrap metal.

(2) The attorney general may determine, by rules and regulations, which of the requirements of this section shall apply to transactions described in subsection (g)(1).

(h) The amendments made to subsection (e) by section 13 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to ~~January~~ July 1, 2020.

Sec. 6. On and after July 1, 2020, K.S.A. 2018 Supp. 50-6,110, as amended by section 5 of this act, is hereby amended to read as follows: 50-6,110. (a) It shall be unlawful for any person to sell any item or items of regulated scrap metal to a scrap metal dealer, or employee or agent of a dealer, in this state unless such person meets the requirements of this subsection.

(1) Such person shall present to such scrap metal dealer, or employee or agent of such dealer, at or before the time of sale, the following: The seller's name, address, sex, date of birth and the seller's driver's license, military identification card, passport or personal identification license. An official governmental document for a country other than the United States may be used to meet this requirement ~~provided that a legible fingerprint is also obtained from the seller.~~

(2) Such person shall complete and sign the statement provided for in subsection

(b)(10).

(b) Every scrap metal dealer shall keep a register in which the dealer, or employee or agent of the dealer, shall at the time of purchase or receipt of any item for which such information is required to be presented, cross-reference to previously received information, or accurately and legibly record at the time of sale the following information:

- (1) The time, date and place of transaction;
- (2) the seller's name, address, sex, date of birth and:

(A) The identifying number from the seller's driver's license, military identification card, passport or personal identification license; the identifying number from an official governmental document for a country other than the United States may be used to meet this requirement provided that a legible fingerprint is also obtained from the seller; or

(B) the identifying number from the seller's official governmental document for a country other than the United States;

(3) a copy of the identification card or document containing such identifying number. ~~Failure to comply with the provisions of this paragraph between June 1, 2017, and July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation, unless the dealer has a copy of the card or document in the dealer's register from a prior transaction;~~

(4) the license number, color and style or make of any motor vehicle in which the junk vehicle or other regulated scrap metal property is delivered in a purchase transaction;

(5) a general description, made in accordance with the custom of the trade, of the predominant types of junk vehicle or other regulated scrap metal property purchased in the transaction;

(6) the weight, quantity or volume, made in accordance with the custom of the trade, of the regulated scrap metal property purchased;

(7) if a junk vehicle or vehicle part is being bought or sold, a description of the junk vehicle or vehicle part, including the make, model, color, vehicle identification number and serial number if applicable;

(8) the price paid for, traded for or dealt for in a transaction for the junk vehicle or other regulated scrap metal property;

(9) the full name of the individual acting on behalf of the regulated scrap metal dealer in making the purchase; and

(10) a signed statement from the seller indicating from where the property was obtained and that: (A) Each item is the seller's own personal property, is free of encumbrances and is not stolen; or (B) the seller is acting for the owner and has permission to sell each item. If the seller is not the owner, such statement shall include the name and address of the owner of the property.

(c) Every scrap metal dealer shall take one photograph of the item or lot of items being sold and one photograph of the vehicle in which the junk vehicle or other regulated scrap metal property is delivered at the time of purchase or receipt of any item for which such information is required to be presented. Such photographs shall be kept with the record of the transaction and the scrap metal dealer's register of information required by subsection (b). ~~Failure to comply with the provisions of this subsection between June 1, 2017, and July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation.~~

(d) The scrap metal dealer's register of information required by subsection (b), including copies of identification cards and signed statements by sellers, and photographs required by subsection (c) may be kept in electronic format.

(e) Every scrap metal dealer shall forward ~~the information required by this section~~ the Kansas bureau of investigation for each transaction to the database described in K.S.A. 2018 Supp. 50-6,109a, and amendments thereto, in the manner prescribed by the bureau within 72 hours after the transaction occurs. The Kansas bureau of investigation shall promulgate rules and regulations providing which information and photographs required to be collected by scrap metal dealers by subsections (b) and (c) shall be entered into the database and prescribing the manner for submitting such information and photographs to the bureau.

(f) Notwithstanding any other provision to the contrary, this section shall not apply to transactions in which the seller is a:

- (1) Registered scrap metal dealer;
- (2) vehicle dealer licensed under chapter 8 of the Kansas Statutes Annotated, and amendments thereto; or
- (3) scrap metal dealer or vehicle dealer registered or licensed in another state.

(g) (1) Except as provided in subsection (g)(2), this section shall not apply to transactions in which the seller is known to the purchasing scrap metal dealer to be a licensed business that operates out of a fixed business location and that can reasonably be expected to generate regulated scrap metal.

(2) The attorney general may determine, by rules and regulations, which of the requirements of this section shall apply to transactions described in subsection (g)(1).

~~(h) The amendments made to subsection (e) by section 13 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to July 1, 2020.~~

Sec. 7. K.S.A. 2018 Supp. 50-6,111 is hereby amended to read as follows: 50-6,111. (a) It shall be unlawful for any such scrap metal dealer, or employee or agent of the dealer, to purchase any item or items of regulated scrap metal in a transaction for which K.S.A. 2018 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without demanding and receiving from the seller that information. Every scrap metal dealer shall file and maintain a record of information obtained in compliance with the requirements in K.S.A. 2018 Supp. 50-6,110, and amendments thereto. All records kept in accordance with the provisions of the scrap metal theft reduction act shall be open at all times to law enforcement officers and shall be kept for two years. If the required information is maintained in electronic format, the scrap metal dealer shall provide a printout of the information to law enforcement officers upon request.

(b) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any junk vehicle in a transaction for which K.S.A. 2018 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without:

- (1) Inspecting the vehicle offered for sale and recording the vehicle identification number; and
- (2) obtaining an appropriate bill of sale issued by a governmentally operated vehicle impound facility if the vehicle purchased has been impounded by such facility or agency.

(c) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase or receive any regulated scrap metal from a minor unless such minor is accompanied by a parent or guardian or such minor is a licensed scrap metal dealer.

(d) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any of the following items without obtaining proof that the seller is an employee, agent or person who is authorized to sell the item on behalf of the governmental entity; utility provider; railroad; cemetery; civic organization; manufacturing, industrial or other commercial vendor that generates or sells such items in the regular course of business; or scrap metal dealer:

- (1) Utility access cover;
- (2) street light poles or fixtures;
- (3) road or bridge guard rails;
- (4) highway or street sign;
- (5) water meter cover;
- (6) traffic directional or traffic control signs;
- (7) traffic light signals;
- (8) any metal marked with any form of the name or initials of a governmental entity;
- (9) property owned and marked by a telephone, cable, electric, water or other utility provider;
- (10) property owned and marked by a railroad;
- (11) funeral markers or vases;
- (12) historical markers;
- (13) bales of regulated metal;
- (14) beer kegs;
- (15) manhole covers;
- (16) fire hydrants or fire hydrant caps;
- (17) junk vehicles with missing or altered vehicle identification numbers;
- (18) real estate signs;
- (19) bleachers or risers, in whole or in part;
- (20) twisted pair copper telecommunications wiring of 25 pair or greater existing in 19, 22, 24 or 26 gauge; and
- (21) burnt wire.

(e) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to sell, trade, melt or crush, or in any way dispose of, alter or destroy any regulated scrap metal, junk vehicle or vehicle part upon notice from any law enforcement agency, or any of their agents or employees, that they have cause to believe an item has been stolen. A scrap metal dealer shall hold any of the items that are designated by or on behalf of the law enforcement agency for 30 days, exclusive of weekends and holidays.

(f) Failure to comply with the provisions of this section between June 1, 2017, and ~~January~~ July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation.

Sec. 8. On and after July 1, 2020, K.S.A. 2018 Supp. 50-6,111, as amended by section 7 of this act, is hereby amended to read as follows: 50-6,111. (a) It shall be unlawful for any such scrap metal dealer, or employee or agent of the dealer, to purchase any item or items of regulated scrap metal in a transaction for which K.S.A.

2018 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without demanding and receiving from the seller that information. Every scrap metal dealer shall file and maintain a record of information obtained in compliance with the requirements in K.S.A. 2018 Supp. 50-6,110, and amendments thereto. All records kept in accordance with the provisions of the scrap metal theft reduction act shall be open at all times to law enforcement officers and shall be kept for two years. If the required information is maintained in electronic format, the scrap metal dealer shall provide a printout of the information to law enforcement officers upon request.

(b) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any junk vehicle in a transaction for which K.S.A. 2018 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without:

(1) Inspecting the vehicle offered for sale and recording the vehicle identification number; and

(2) obtaining an appropriate bill of sale issued by a governmentally operated vehicle impound facility if the vehicle purchased has been impounded by such facility or agency.

(c) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase or receive any regulated scrap metal from a minor unless such minor is accompanied by a parent or guardian or such minor is a licensed scrap metal dealer.

(d) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any of the following items without obtaining proof that the seller is an employee, agent or person who is authorized to sell the item on behalf of the governmental entity; utility provider; railroad; cemetery; civic organization; manufacturing, industrial or other commercial vendor that generates or sells such items in the regular course of business; or scrap metal dealer:

(1) Utility access cover;

(2) street light poles or fixtures;

(3) road or bridge guard rails;

(4) highway or street sign;

(5) water meter cover;

(6) traffic directional or traffic control signs;

(7) traffic light signals;

(8) any metal marked with any form of the name or initials of a governmental entity;

(9) property owned and marked by a telephone, cable, electric, water or other utility provider;

(10) property owned and marked by a railroad;

(11) funeral markers or vases;

(12) historical markers;

(13) bales of regulated metal;

(14) beer kegs;

(15) manhole covers;

(16) fire hydrants or fire hydrant caps;

(17) junk vehicles with missing or altered vehicle identification numbers;

(18) real estate signs;

- (19) bleachers or risers, in whole or in part;
- (20) twisted pair copper telecommunications wiring of 25 pair or greater existing in 19, 22, 24 or 26 gauge; and
- (21) burnt wire.

(e) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to sell, trade, melt or crush, or in any way dispose of, alter or destroy any regulated scrap metal, junk vehicle or vehicle part upon notice from any law enforcement agency, or any of their agents or employees, that they have cause to believe an item has been stolen. A scrap metal dealer shall hold any of the items that are designated by or on behalf of the law enforcement agency for 30 days, exclusive of weekends and holidays.

~~(f) Failure to comply with the provisions of this section between June 1, 2017, and July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation.~~

Sec. 9. K.S.A. 2018 Supp. 50-6,112a is hereby amended to read as follows: 50-6,112a. (a) A scrap metal dealer shall not purchase any regulated scrap metal without having first registered each place of business with the attorney general as herein provided.

(b) The attorney general shall establish a system for the public to confirm scrap metal dealer registration certificates. Such system shall include a listing of valid registration certificates and such other information collected pursuant to the scrap metal theft reduction act, as the attorney general may determine is appropriate. Disclosure of any information through use of the system established by the attorney general shall not be deemed to be an endorsement of any scrap metal dealer or determination of any facts, qualifications, information or reputation of any scrap metal dealer by the attorney general, the state, or any of their respective agents, officers, employees or assigns.

(c) A registration for a scrap metal dealer shall be verified and upon a form approved by the attorney general and contain:

(1) (A) The name and residence of the applicant, including all previous names and aliases; or

(B) if the applicant is a: Corporation, the name and address of each manager, officer or director thereof, and each stockholder owning in the aggregate more than 25% of the stock of such corporation; or partnership or limited liability company, the name and address of each partner or member;

(2) the length of time that the applicant has resided within the state of Kansas and a list of all residences outside the state of Kansas during the previous 10 years;

(3) the particular place of business for which a registration is desired, the name of the business, the address where the business is to be conducted, the hours of operation and the days of the week during which the applicant proposes to engage in business;

(4) the name of the owner of the premises upon which the place of business is located; and

(5) the applicant shall disclose any prior convictions within 10 years immediately preceding the date of making the registration for: A violation of article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or K.S.A. 2018 Supp. 21-5801 through 21-5839 or K.S.A. 2018 Supp. 21-6412(a)(6), and amendments thereto; perjury, K.S.A. 21-3805, prior to its repeal, or K.S.A. 2018 Supp. 21-5903, and amendments thereto; compounding a crime, K.S.A. 21-3807, prior to its repeal; obstructing legal

process or official duty, K.S.A. 21-3808, prior to its repeal; falsely reporting a crime, K.S.A. 21-3818, prior to its repeal; interference with law enforcement, K.S.A. 2018 Supp. 21-5904, and amendments thereto; interference with judicial process, K.S.A. 2018 Supp. 21-5905, and amendments thereto; or any crime involving dishonesty or false statement or any substantially similar offense pursuant to the laws of any city, state or of the United States.

(d) Each registration for a scrap metal dealer to purchase regulated scrap metal shall be accompanied by a fee of not less than \$500 nor more than \$1,500, as prescribed by the attorney general for each particular place of business for which a registration is desired.

(e) The attorney general shall accept a registration for a scrap metal dealer as otherwise provided for herein, from any scrap metal dealer qualified to file such registration, to purchase regulated scrap metals. Such registration shall be issued for a period of one year.

(f) If an original registration is accepted, the attorney general shall grant and issue renewals thereof upon application of the registration holder, if the registration holder is qualified to receive the same and the registration has not been revoked as provided by law. The renewal fee shall be not more than \$1,500, as prescribed by the attorney general.

(g) Any registration issued under the scrap metal theft reduction act shall not be transferable.

(h) This section shall not apply to a business licensed under the provisions of K.S.A. 8-2404, and amendments thereto, unless such business buys or recycles regulated scrap metal that are not motor vehicle components.

(i) The amendments made to subsections (d) and (f) by section 15 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to ~~January~~ July 1, 2020.

Sec. 10. On and after July 1, 2020, K.S.A. 2018 Supp. 50-6,112a, as amended by section 9 of this act, is hereby amended to read as follows: 50-6,112a. (a) A scrap metal dealer shall not purchase any regulated scrap metal without having first registered each place of business with the attorney general as herein provided.

(b) The attorney general shall establish a system for the public to confirm scrap metal dealer registration certificates. Such system shall include a listing of valid registration certificates and such other information collected pursuant to the scrap metal theft reduction act, as the attorney general may determine is appropriate. Disclosure of any information through use of the system established by the attorney general shall not be deemed to be an endorsement of any scrap metal dealer or determination of any facts, qualifications, information or reputation of any scrap metal dealer by the attorney general, the state, or any of their respective agents, officers, employees or assigns.

(c) A registration for a scrap metal dealer shall be verified and upon a form approved by the attorney general and contain:

(1) (A) The name and residence of the applicant, including all previous names and aliases; or

(B) if the applicant is a: Corporation, the name and address of each manager, officer or director thereof, and each stockholder owning in the aggregate more than 25% of the stock of such corporation; or partnership or limited liability company, the name and address of each partner or member;

(2) the length of time that the applicant has resided within the state of Kansas and a list of all residences outside the state of Kansas during the previous 10 years;

(3) the particular place of business for which a registration is desired, the name of the business, the address where the business is to be conducted, the hours of operation and the days of the week during which the applicant proposes to engage in business;

(4) the name of the owner of the premises upon which the place of business is located; and

(5) the applicant shall disclose any prior convictions within 10 years immediately preceding the date of making the registration for: A violation of article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or K.S.A. 2018 Supp. 21-5801 through 21-5839 or K.S.A. 2018 Supp. 21-6412(a)(6), and amendments thereto; perjury, K.S.A. 21-3805, prior to its repeal, or K.S.A. 2018 Supp. 21-5903, and amendments thereto; compounding a crime, K.S.A. 21-3807, prior to its repeal; obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal; falsely reporting a crime, K.S.A. 21-3818, prior to its repeal; interference with law enforcement, K.S.A. 2018 Supp. 21-5904, and amendments thereto; interference with judicial process, K.S.A. 2018 Supp. 21-5905, and amendments thereto; or any crime involving dishonesty or false statement or any substantially similar offense pursuant to the laws of any city, state or of the United States.

(d) On and after July 1, 2020, each registration for a scrap metal dealer to purchase regulated scrap metal shall be accompanied by a fee of not ~~less more~~ than \$500 ~~not more than \$1,500~~, as prescribed by the attorney general, for each particular place of business for which a registration is desired.

(e) The attorney general shall accept a registration for a scrap metal dealer as otherwise provided for herein, from any scrap metal dealer qualified to file such registration, to purchase regulated scrap metals. Such registration shall be issued for a period of one year.

(f) On and after July 1, 2020, if an original registration is accepted, the attorney general shall grant and issue renewals thereof upon application of the registration holder, if the registration holder is qualified to receive the same and the registration has not been revoked as provided by law. The renewal fee shall be not more than ~~\$1,500~~ \$500, as prescribed by the attorney general.

(g) Any registration issued under the scrap metal theft reduction act shall not be transferable.

(h) This section shall not apply to a business licensed under the provisions of K.S.A. 8-2404, and amendments thereto, unless such business buys or recycles regulated scrap metal that are not motor vehicle components.

~~(i) The amendments made to subsections (d) and (f) by section 15 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to July 1, 2020.~~

Sec. 11. K.S.A. 2018 Supp. 50-6,112b is hereby amended to read as follows: 50-6,112b. (a) After examining the information contained in a filing for a scrap metal dealer registration and determining the registration meets the statutory requirements for such registration, the attorney general shall accept such filing and the scrap metal dealer shall be deemed to be properly registered.

(b) No scrap metal registration shall be accepted for:

(1) A person who is not a citizen or legal permanent resident of the United States.

(2) A person who is under 18 years of age and whose parents or legal guardians have been convicted of a felony or other crime which would disqualify a person from registration under this section and such crime was committed during the time that such parents or legal guardians held a registration under the scrap metal theft reduction act.

(3) A person who, within 10 years immediately preceding the date of filing, has pled guilty to, entered into a diversion agreement for, been convicted of, released from incarceration for or released from probation or parole for committing, attempting to commit, or conspiring to commit a violation of: Article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or K.S.A. 2018 Supp. 21-5801 through 21-5839 or K.S.A. 2018 Supp. 21-6412(a)(6), and amendments thereto; perjury, K.S.A. 21-3805, prior to its repeal, or K.S.A. 2018 Supp. 21-5903, and amendments thereto; compounding a crime, K.S.A. 21-3807, prior to its repeal; obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal; falsely reporting a crime, K.S.A. 21-3818, prior to its repeal; interference with law enforcement, K.S.A. 2018 Supp. 21-5904, and amendments thereto; interference with judicial process, K.S.A. 2018 Supp. 21-5905, and amendments thereto; or any crime involving dishonesty or false statement or any substantially similar offense pursuant to the laws of any city, state or of the United States.

(4) A person who within the 10 years immediately preceding the date of registration held a scrap metal dealer registration which was revoked, or managed a facility for a scrap metal dealer whose registration was revoked, or was an employee whose conduct led to or contributed to the revocation of such registration.

(5) A person who makes a materially false statement on the registration application or has made a materially false statement on a registration or similar filing within the last 10 years.

(6) A partnership or limited liability company, unless all partners or members of the partnership or limited liability company are otherwise qualified to file a registration.

(7) A corporation, if any manager, officer or director thereof, or any stockholder owning in the aggregate more than 25% of the stock of such corporation, would be ineligible to receive a license hereunder for any reason.

(8) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses all of the qualifications for registration.

(9) A person whose spouse has been convicted of a felony or other crime which would disqualify a person from registration under this section and such crime was committed during the time that the spouse held a registration under the scrap metal theft reduction act.

(10) A person who does not own the premises upon which the place of business is located for which a license is sought, unless the person has a written lease for at least $\frac{3}{4}$ of the period for which the license is to be issued.

(c) Any person filing a scrap metal dealer registration may be subject to a criminal history records check and may be given a written notice that a criminal history records check is required. The attorney general may require such applicant to be fingerprinted and submit to a state and national criminal history record check. If required, such fingerprints shall be used to identify the applicant and to determine whether the applicant has a record of criminal history in this state or another jurisdiction. The attorney general shall submit any fingerprints provided to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal

history record check. Local and state law enforcement officers and agencies shall assist the attorney general in the taking and processing of fingerprints of applicants. The attorney general may use the information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the applicant and in the official determination of whether the scrap metal dealer registration shall be accepted. If the criminal history record information is used to disqualify an applicant, the applicant shall be informed in writing of that decision.

(d) The amendments made to subsections (b)(10) and (c) by section 16 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to ~~January~~ July 1, 2020.

Sec. 12. On and after July 1, 2020, K.S.A. 2018 Supp. 50-6,112b, as amended by section 11 of this act, is hereby amended to read as follows: 50-6,112b. (a) After examining the information contained in a filing for a scrap metal dealer registration and determining the registration meets the statutory requirements for such registration, the attorney general shall accept such filing and the scrap metal dealer shall be deemed to be properly registered.

(b) No scrap metal registration shall be accepted for:

(1) A person who is not a citizen or legal permanent resident of the United States.

(2) A person who is under 18 years of age and whose parents or legal guardians have been convicted of a felony or other crime ~~which~~ that would disqualify a person from registration under this section and such crime was committed during the time that such parents or legal guardians held a registration under the scrap metal theft reduction act.

(3) A person who, within 10 years immediately preceding the date of filing, has pled guilty to, entered into a diversion agreement for, been convicted of, released from incarceration for or released from probation or parole for committing, attempting to commit, or conspiring to commit a violation of: Article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or K.S.A. 2018 Supp. 21-5801 through 21-5839 or K.S.A. 2018 Supp. 21-6412(a)(6), and amendments thereto; perjury, K.S.A. 21-3805, prior to its repeal, or K.S.A. 2018 Supp. 21-5903, and amendments thereto; compounding a crime, K.S.A. 21-3807, prior to its repeal; obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal; falsely reporting a crime, K.S.A. 21-3818, prior to its repeal; interference with law enforcement, K.S.A. 2018 Supp. 21-5904, and amendments thereto; interference with judicial process, K.S.A. 2018 Supp. 21-5905, and amendments thereto; or any crime involving dishonesty or false statement or any substantially similar offense pursuant to the laws of any city, state or of the United States.

(4) A person who within the 10 years immediately preceding the date of registration held a scrap metal dealer registration ~~which~~ that was revoked, or managed a facility for a scrap metal dealer whose registration was revoked, or was an employee whose conduct led to or contributed to the revocation of such registration.

(5) A person who makes a materially false statement on the registration application or has made a materially false statement on a registration or similar filing within the last 10 years.

(6) A partnership or limited liability company, unless all partners or members of the partnership or limited liability company are otherwise qualified to file a registration.

(7) A corporation, if any manager, officer or director thereof, or any stockholder

owning in the aggregate more than 25% of the stock of such corporation, would be ineligible to receive a license hereunder for any reason.

(8) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses all of the qualifications for registration.

(9) A person whose spouse has been convicted of a felony or other crime ~~which~~ that would disqualify a person from registration under this section and such crime was committed during the time that the spouse held a registration under the scrap metal theft reduction act.

(10) A person who does not own the premises upon which the place of business is located for which a license is sought, unless the person has a written lease for at least $\frac{3}{4}$ of the period for which the license is to be issued.

~~(e) Any person filing a scrap metal dealer registration may be subject to a criminal history records check and may be given a written notice that a criminal history records check is required. The attorney general may require such applicant to be fingerprinted and submit to a state and national criminal history record check. If required, such fingerprints shall be used to identify the applicant and to determine whether the applicant has a record of criminal history in this state or another jurisdiction. The attorney general shall submit any fingerprints provided to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. Local and state law enforcement officers and agencies shall assist the attorney general in the taking and processing of fingerprints of applicants. The attorney general may use the information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the applicant and in the official determination of whether the scrap metal dealer registration shall be accepted. If the criminal history record information is used to disqualify an applicant, the applicant shall be informed in writing of that decision.~~

~~(d) The amendments made to subsections (b)(10) and (e) by section 16 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to July 1, 2020."~~

New Sec. 13. (a) The provisions of the scrap metal theft reduction act shall expire on July 1, 2023.

(b) This section shall be a part of and supplemental to the scrap metal theft reduction act.

Sec. 14. K.S.A. 2018 Supp. 50-624 is hereby amended to read as follows: 50-624. As used in this act:

(a) "Agricultural purpose" means a purpose related to the production, harvest, exhibition, marketing, transportation, processing or manufacture of agricultural products by a consumer who cultivates, plants, propagates or nurtures the agricultural products. "Agricultural products" includes agricultural, horticultural, viticultural, and dairy products, livestock, wildlife, poultry, bees, forest products, fish and shellfish, and any products thereof, including processed and manufactured products, and any and all products raised or produced on farms and any processed or manufactured products thereof.

(b) "Consumer" means an individual, husband and wife, sole proprietor, or family partnership who seeks or acquires property or services for personal, family, household, business or agricultural purposes.

(c) "Consumer transaction" means a sale, lease, assignment or other disposition for

value of property or services within this state ~~(, except insurance contracts regulated under state law),~~ to a consumer; or a solicitation by a supplier with respect to any of these dispositions. "Consumer transaction" does not include the disposition of repossessed collateral by any supplier that is subject to and compliant with any state or federal law or rules and regulations with regard to disposition of such repossessed collateral.

(d) "Family partnership" means a partnership in which all of the partners are natural persons related to each other, all of whom have a common ancestor within the third degree of relationship, by blood or by adoption, or the spouses or the stepchildren of any such persons, or persons acting in a fiduciary capacity for persons so related.

(e) "Final judgment" means a judgment, including any supporting opinion, that determines the rights of the parties and concerning which appellate remedies have been exhausted or the time for appeal has expired.

(f) "Lender" means a bank, savings and loan association, savings bank, credit union, finance company, mortgage bank, mortgage broker and any affiliate.

(g) "Merchantable" means, in addition to the qualities prescribed in K.S.A. 84-2-314, and amendments thereto, in conformity in all material respects with applicable state and federal statutes and regulations establishing standards of quality and safety.

(h) "Mortgage trigger lead" means a consumer report obtained pursuant to section 604(c)(1)(B) of the federal fair credit reporting act, 15 U.S.C. § 1681b, where the issuance of the report is triggered by an inquiry made with a consumer reporting agency in response to an application for credit. Any consumer report on an applicant obtained by a lender with whom the applicant has initially applied for credit or who holds or services an existing extension of credit of the applicant who is the subject of the report is not considered a mortgage trigger lead.

(i) "Person" means any individual, corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership, association, cooperative or other legal entity.

(j) "Property" includes real estate, goods and intangible personal property.

(k) "Services" includes:

(1) Work, labor and other personal services;

(2) privileges with respect to transportation, hotel and restaurant accommodations, education, entertainment, recreation, physical culture, hospital accommodations, funerals and cemetery accommodations; and

(3) any other act performed for a consumer by a supplier.

(l) "Supplier" means a manufacturer, distributor, dealer, seller, lessor, assignor, or other person who, in the ordinary course of business, solicits, engages in or enforces consumer transactions, whether or not dealing directly with the consumer. ~~Supplier does not include any bank, trust company or lending institution which is subject to state or federal regulation with regard to disposition of repossessed collateral by such bank, trust company or lending institution."~~

Also on page 2, in line 34, by striking "8-15,100 and 8-15,109" and inserting "50-624, 50-6,109a, 50-6,109c, 50-6,110, 50-6,111, 50-6,112a and 50-6,112b";

Also on page 2, following line 35, by inserting:

"Sec. 16. On and after July 1, 2020, K.S.A. 2018 Supp. 50-6,109a, as amended by section 1 of this act, 50-6,109c, as amended by section 3 of this act, 50-6,110, as amended by section 5 of this act, 50-6,111, as amended by section 7 of this act, 50-

6,112a, as amended by section 9 of this act, and 50-6,112b, as amended by section 11 of this act, are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking line 2; in line 3, by striking all before the semicolon and inserting "consumer protection; relating to the scrap metal theft reduction act; delay of implementation; creating the scrap metal data repository fund; scrap metal transaction requirements; dealer registration; Kansas consumer protection act; definitions of consumer transaction and supplier";

Also on page 1, in the title, in line 4, by striking "8-15,100 and 8-15,109" and inserting "50-624, 50-6,109a, 50-6,109a, as amended by section 1 of this act, 50-6,109c, 50-6,109c, as amended by section 3 of this act, 50-6,110, 50-6,110, as amended by section 5 of this act, 50-6,111, 50-6,111, as amended by section 7 of this act, 50-6,112a, 50-6,112a, as amended by section 9 of this act, 50-6,112b and 50-6,112b, as amended by section 11 of this act,";

And your committee on conference recommends the adoption of this report.

RICHARD E. WILBORN

ERIC RUCKER

VIC MILLER

Conferees on part of Senate

FRED PATTON

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Patton, the conference committee report on **HB 2248** was adopted.

On roll call, the vote was: Yeas 110; Nays 11; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Highberger, Highland, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Ohaebosim, Orr, Pannbacker, Parker, F. Patton, Pittman, Probst, Proehl, Rajhes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris, Burroughs, Capps, Carlin, Frownfelter, Hibbard, Hodge, Neighbor, Ousley, Owens, Victors.

Present but not voting: None.

Absent or not voting: Hineman, Jacobs, Phillips, Thompson.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Hawkins, **HCR 5014**, as follows, was introduced and adopted:

HOUSE CONCURRENT RESOLUTION No. HCR 5014 --
by Representatives Ryckman, Hawkins and Sawyer

HCR 5014 -- A CONCURRENT RESOLUTION relating to the 2019 regular session of the Legislature and providing for an adjournment thereof.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: Except as otherwise provided by the provisions of this concurrent resolution or other legislative action, that the Legislature shall adjourn at the close of business of the daily session convened on May 4, 2019, until the hour of 10:00 a.m. on May 29, 2019, at which time the Legislature shall reconvene and shall continue in session until sine die adjournment at the close of business on May 29, 2019; and

Be it further resolved: That the Senate may convene on May 14, 2019, pursuant to the call of the President of the Senate, at which time the Senate may consider an appointment made by the Governor on March 15, 2019, pursuant to K.S.A. 20-3020(a) (1) to fill the vacancy in the office of judge of the Court of Appeals that occurred on January 14, 2019, if, before May 14, 2019, the Supreme Court of Kansas has not determined the question of whether such appointment made on March 15, 2019, pursuant to K.S.A. 20-3020(a)(1) may be withdrawn, or the Court has determined that such appointment made on March 15, 2019, may not be withdrawn and any withdrawal from such appointment is not effective, and the Senate shall continue in session until adjournment at the close of business on May 14, 2019, and shall reconvene on May 29, 2019, as provided by the provisions of this concurrent resolution; and

Be it further resolved: That the Chief Clerk of the House of Representatives and the Secretary of the Senate and employees specified by the Director of Legislative Administrative Services for such purpose shall attend to their duties each day during periods of adjournment, Sundays excepted, for the purpose of receiving messages from the Governor and conducting such other business as may be required; and

Be it further resolved: That members of the Legislature shall not receive the per diem compensation and subsistence allowances provided for in K.S.A. 46-137a(a) and (b), and amendments thereto, for any day within a period in which both houses of the Legislature are adjourned for more than two days, Sundays excepted; and

Be it further resolved: That members of the Legislature attending a legislative meeting of whatever nature when authorized pursuant to law, or by the President of the Senate, the Speaker of the House of Representatives or the Legislative Coordinating Council during the period of adjournment for which members are not authorized per diem compensation and subsistence allowances pursuant to K.S.A. 46-137a, and amendments thereto, shall receive compensation and travel expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Wednesday, May 29, 2019.

Journal of the House

FIFTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, May 29, 2019, 10:00 a.m.

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

The roll was called with 116 members present.

Reps. Claeys, Frownfelter, Henderson, Jennings, Kuether, Lusk, Ohaebosim, Pittman and Winn were excused on excused absence by the Speaker.

Present later: Rep. Pittman.

Excused later: Rep. Carmichael.

Prayer by Chaplain Brubaker,

Almighty and gracious God,
We thank you for this day You have provided us.
This past weekend we took the time
to remember those who have sacrificed their lives
so we can enjoy the freedoms we have.
One of those freedoms we exercise
is that of voting for individuals to be a member of this body
to come together to discuss and pass legislation that enable us
to better enjoy and live with our freedoms.
This past session, we have seen the freedom of speech,
of sharing ideas and opinions, of voting,
and of representing the people of this great state.
These leaders have not taken these freedoms lightly.
For all that has been accomplished the past few months,
we thank You for Your wisdom and guidance.
Not everyone is happy with every decision,
but with the ending of this session,
may everyone be happy and content in knowing they did their best,
they worked their hardest,
and together, they worked together to follow Your leading.
We thank You for this.
Please be with all those affected by the tornadoes and flooding.
Bring quick relief and recovery,
and, Lord, we could really use some dry sunshine, please.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Dierks.

On motion of Rep. Hawkins, the House recessed until 11:15 a.m.

LATE MORNING SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was introduced and read by title:

HOUSE CONCURRENT RESOLUTION No. **HCR 5015**—

By Representative Ryckman

HCR 5015—A CONCURRENT RESOLUTION ratifying the May 9, 2019, State of Disaster Emergency declaration issued by Governor Laura Kelly and providing for the continuation thereof for certain Kansas counties until January 13, 2020.

WHEREAS, On May 9, 2019, Governor Laura Kelly issued a State of Disaster Emergency declaration in response to severe storms and flooding in the counties of Barber, Chase, Clark, Cowley, Geary, Greenwood, Harvey, Marion, Meade, Neosho, Osage, Ottawa, Reno, Rice and Sumner, and has since amended the declaration to include a total of 56 counties: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the State of Disaster Emergency declaration issued on May 9, 2019, as amended, for the counties of Allen, Anderson, Barber, Barton, Butler, Chase, Chautauqua, Cherokee, Clark, Clay, Cloud, Coffey, Comanche, Cowley, Crawford, Dickinson, Doniphan, Douglas, Elk, Ellsworth, Franklin, Geary, Greenwood, Harper, Harvey, Hodgeman, Jefferson, Kingman, Leavenworth, Lincoln, Linn, Lyon, Marion, Marshall, McPherson, Meade, Montgomery, Morris, Neosho, Osage, Ottawa, Pawnee, Phillips, Pottawatomie, Pratt, Reno, Rice, Riley, Rush, Russell, Saline, Sumner, Wabaunsee, Washington, Wilson, Woodson, and any other county designated by the Governor in accordance with K.S.A. 48-924, and amendments thereto, by amendment to the May 9, 2019, declaration is hereby ratified and continued in force and effect on and after May 9, 2019, through January 13, 2020, subject to extension by the State Finance Council in accordance with K.S.A. 48-924(b)(3), and amendments thereto.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

Speaker Ryckman referred **HCR 5015** to Committee of the Whole.

MESSAGE FROM THE GOVERNOR

May 2, 2019

Message to the Kansas House of Representatives of the State of Kansas:

Enclosed is Executive Directive No. 19-501 for your information.

EXECUTIVE DIRECTIVE NO. 19-501

Authorizing the Establishment of a Federal Fund

LAURA KELLY
Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE GOVERNOR

HB 2223 approved on May 13, 2019.

HB 2140, HB 2203, HB 2248, HB 2290 approved on May 16, 2019.

The following message with the Governor's objection to **HB 2033**, AN ACT concerning taxation; relating to sales and compensating use tax, countywide retailers' sales tax, rates, election, Finney county, director of taxation, imposition of tax, nexus, remote sellers, marketplace facilitators, rate on food and food ingredients; income taxation, addition and subtraction modifications, treatment of deferred foreign income, global intangible low-taxed income, capital contributions, FDIC premiums, deductions, expanding the expense deduction to all taxpayers, net operating loss carryforward period for corporations; amending K.S.A. 2018 Supp. 12-187, 12-189, 79-32,117, 79-32,120, 79-32,138, 79-32,143, 79-32,143a, 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 79-3221o. was received and read.

**MESSAGE FROM THE GOVERNOR
REGARDING VETO OF HOUSE BILL 2033**

I have a long record of supporting responsible, commonsense tax policy. Unfortunately, that is not what House Bill 2033 represents. It will decimate the state's ability to pay our bills and invest in our people. Just as Kansas begins to stabilize after years of senseless fiscal crisis, House Bill 2033 will create a \$1 billion deficit within three years.

As Governor, one of my top priorities is to lower our state's unacceptably high tax on food. We must first provide relief for those who need it most and then ultimately for all Kansans. We need stability so our tax code can offer certainty to businesses and families. This all must go hand-in-hand with rebuilding our state's rainy-day fund, so we can weather economic downturns without putting our schools and children at risk. Kansas is also long overdue for a thorough, nonpartisan study of how we can ensure our tax code is fair and truly incentivizes economic growth – in urban and rural communities alike. Our state has not conducted such a study since 1995.

Kansans deserve a plan. Successful tax reform must be shaped by a thoughtful, big-picture vision – not by a rushed attempt to achieve an immediate political victory. To that end, my administration recently began outlining a plan to help build this vision, which I look forward to sharing in the weeks to come.

Pro-business, pro-growth, pro-family tax policy can absolutely reshape Kansas for the better, but only if it fixes the failures of the past, not repeats them. I was elected to rebuild our state; House Bill 2033 is not the way to do it.

Therefore, under Article 2, Section 14(a) of the Kansas Constitution, I hereby veto House Bill 2033.

Dated: May 17, 2019

LAURA KELLY
Governor of Kansas

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hawkins, pursuant to House Rule 2311, **HCR 5015** was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HCR 5015, A CONCURRENT RESOLUTION ratifying the May 9, 2019, State of Disaster Emergency declaration issued by Governor Laura Kelly and providing for the continuation thereof for certain Kansas counties until January 13, 2020, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 0; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgerson, Helmer, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: none.

Absent or not voting: Claeys, Frownfelter, Henderson, Jennings, Kuether, Lusk, Ohaebosim, Pittman, Winn.

The resolution was adopted.

CONSIDERATION OF VETO

On motion of Rep. Rep. Johnson the House proceeded to reconsider **HB 2033** AN ACT concerning taxation; relating to sales and compensating use tax, countywide retailers' sales tax, rates, election, Finney county, director of taxation, imposition of tax, nexus, remote sellers, marketplace facilitators, rate on food and food ingredients; income taxation, addition and subtraction modifications, treatment of deferred foreign income, global intangible low-taxed income, capital contributions, FDIC premiums, deductions, expanding the expense deduction to all taxpayers, net operating loss carryforward period for corporations; amending K.S.A. 2018 Supp. 12-187, 12-189, 79-32,117, 79-32,120, 79-32,138, 79-32,143, 79-32,143a, 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 79-3221o.

The Governor's objection to **HB 2033** having been read (HJ Page 1917) question being shall the bill be passed notwithstanding the Governor's veto?

Call of the House was demanded.

On roll call, the vote was: Yeas 78; Nays 39; Present but not voting: 0; Absent or not voting: 8.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, Carpenter, B., Carpenter, W., Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Patton, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Dierks, Finney, Gartner, Helgerson, Hibbard, Highberger, Holscher, Horn, Murnan, Neighbor, Ousley, Pannbacker, Parker, Phillips, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Whipple, Wolfe Moore, Woodard, Xu.

Present but not voting: none.

Absent or not voting: Claeys, Frownfelter, Henderson, Jennings, Kuether, Lusk, Ohaebosim, Winn.

A two-thirds majority of the members elected to the House not having voted in favor of the bill over the Governor's veto, the motion did not prevail, the bill did not pass, and the veto was sustained.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote yes on **HB 2033**. I helped rid Kansas of Brownback's tax experiment, reinstating things like mortgage deductions. This bill provides targeted fair tax options for our working families. It reduced slightly our high food tax and provides new revenue from ever growing internet sales, helping Kansas Retailers compete.

Federal laws broadened foreign income taxable base, to dissuade corporate off shoring. This GILTI bucket negatively affects low asset firms, like tech firms. Kansas needs to attract these businesses and harmonize this GILTI provision with neighbor states. Foreign markets continue to be high opportunity, high growth areas. This bill helps us in economic development. – JEFF PITTMAN

MR. SPEAKER: I respectfully vote “no” on reconsideration of **House Bill 2033**.

Today I stand with the good, hard-working people of House District 5 in voting “no.” We NEED a comprehensive PLAN. A financial plan for our future: education, mental health, and critical government services, like law enforcement, transportation, and courts. This includes living wages for our State employees.

I stand with our *veterans, senior citizens, families, and the working poor* struggling to pay daily expenses. WE need PROPERTY tax relief. And sales tax on food. House District 5 has made that clear. **HB 2033** fails these priorities.

Initially I voted “PRESENT.” Leadership’s “call of the House” forces me to vote “NO.” – MARK SAMSEL

MESSAGE FROM THE SENATE

The Senate adopts the Conference Committee report on **SB 28**.

The Senate adopts the Conference Committee report on **SB 53**.

Announcing adoption of **HCR 5014**.

MESSAGE FROM THE SENATE

Announcing the Senate herewith transmits the veto message from the Governor on **H Sub SB 25**: AN ACT making and concerning appropriations for fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, and June 30, 2022, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain transfers, capital improvement projects, assessments and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6702, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a and repealing the existing sections.

**MESSAGE FROM THE GOVERNOR
REGARDING HOUSE SUBSTITUTE FOR SENATE BILL 25**

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return **H Sub for SB 25** with my signature approving the bill, except for the items enumerated below. The net effect of these line-item vetoes will increase the FY19 ending balance to \$871 million, or 12.2 percent, and increase the FY20 ending balance to \$606 million, or 7.8 percent.

Board of Pharmacy

Section 27(a) and (b), transferring \$705,000 from the Medical Programs Fee Fund for K-TRACS in FY20, have been line-item vetoed.

While I am a strong proponent of the K-TRACS program, my original budget recommendation did not include SGF funding for this program because it is inconsistent with the structure of fee-funded agencies. Sweeps from the Medical Programs Fee Fund must be backfilled by the State General Fund, making this transfer to K-TRACS an SGF appropriation. The Board of Pharmacy indicated that it will likely receive a federal grant to cover the cost of this line item. In the event that this grant is not awarded, I have instructed my administration to keep lines of communication open with the Board of Pharmacy in its effort to identify alternative, non-SGF sources for K-TRACS.

KPERS

Section 56(e), requiring an additional \$51 million transfer from the State General Fund to KPERS in FY20, has been line-item vetoed.

The very first piece of legislation I signed into law repaid an extra \$115 million in debt incurred to the Kansas Public Employees Retirement System. This extra payment fixed past mistakes, when emergency steps were taken to pay for failed tax policy. However, given the large number of critical, unmet needs still facing state government, it is not prudent to add another additional KPERS payment that goes beyond the regularly scheduled payments already being made. In fact, this could actually harm the state's ability to make full, timely KPERS payments in the very near future. This line-item veto provides an essential cushion to the state ending balance so that Kansas can continue to pay its bills and rebuild the state more sustainably.

Department of Aging and Disability Services

Section 84(a), \$1,885,000 for community mental health centers supplemental funding & community aid, as well as \$38,646 for the Client Assessment Referral and Evaluation

(CARE) program, both in FY19, has been line-item vetoed.

I am pleased to support \$5 million in additional funding for CMHC grants in FY20. In an effort to more evenly distribute reinvestment in Kansas government, I do not believe it is responsible to further increase CMHC funding for the remaining portion of FY19. This veto does not eliminate \$196,304 included to expand the Clubhouse Model and Breakthrough House in FY19.

Department of Education

Section 90(a), \$1,200,000 for evidenced-based or research-based reading programs, \$80,000 for Technical Education incentives, and \$261,000 for Teach for America, all in FY20, have been line-item vetoed.

Increasing funding to Kansas public schools was my top budget priority and proudest accomplishment as governor in 2019. However, in a continued effort to establish fair expectations of accountability and efficiency throughout state government, I felt it inappropriate to earmark education funds through the Kansas Department of Education. I encourage local districts to use their new State Foundation Aid to participate in these programs as they deem appropriate.

In total, these line item vetoes will increase the State General Fund balance by \$54.4 million between FY19 and FY20. The new ending balance also complies with the statutory requirement to leave 7.5% of the State General Fund in reserve.

THE GOVERNOR'S OFFICE
BY THE GOVERNOR:

LAURA KELLY, GOVERNOR

Dated: May 20, 2019

A motion was made that the vetoed line-items contained in **H Sub SB 25** be passed notwithstanding the Governor's veto. By a vote of 27 Yeas and 11 Nays, the motion having received the required two-thirds constitutional majority of those members elected or appointed to the Senate all line-item vetoes contained in **H Sub SB 25** were passed.

CONSIDERATION OF VETO

On motion of Rep. Rep. Waymaster the House proceeded to reconsider line item vetoes on **H Sub for SB 25** AN ACT making and concerning appropriations for fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, and June 30, 2022, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain transfers, capital improvement projects, assessments and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 74-50,107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6702, 75-6707, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a and repealing the existing sections.

The Governor's objection of the line items which are as follows: 27(a) and (b); Sec. 56(e); Sec. 84(a); Sec. 90(a) the question being shall the line items be passed not withstanding the Governor's veto?

On roll call, the vote was: Yeas 86; Nays 30; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, Carlson, Carpenter, B., Carpenter, W., Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, Whipple, Williams.

Nays: Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Clayton, Curtis, Finney, Gartner, Helgerson, Highberger, Holscher, Horn, Murnan, Neighbor, Ousley, Parker, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Wolfe Moore, Woodard, Xu.

Present but not voting: none.

Absent or not voting: Carmichael, Claeys, Frownfelter, Henderson, Jennings, Kuether, Lusk, Ohaebosim, Winn.

A two-thirds majority of the members elected to the House having voted in favor of the line items over the Governor's veto, the motion did prevail and the line items did pass.

MESSAGES FROM THE SENATE

Announcing adoption of **HCR 5015**.

REPORT ON ENGROSSED BILLS

HB 2140, HB 2248 reported correctly engrossed on May 6, 2019.

HB 2033, HB 2203, HB 2290 reported correctly re-engrossed on May 6, 2019.

REPORT ON ENROLLED BILLS

HB 2033, HB 2140, HB 2203, HB 2248, HB 2290 reported correctly enrolled, properly signed and presented to the Governor on May 10, 2019.

REPORT ON ENROLLED RESOLUTIONS

HCR 5014 reported correctly enrolled and properly signed on May 10, 2019.

The hour for final adjournment having arrived, Speaker Ryckman announced, "By virtue of the authority vested in me, as Speaker of the House of Representatives of the 2019 session, I do now declare the House adjourned sine die."

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

REPORT ON ENROLLED RESOLUTIONS

HCR 5015 reported correctly enrolled and properly signed on May 30, 2019.

TITLE AND HISTORY
OF
HOUSE BILLS
AND
HOUSE RESOLUTIONS

1925

HISTORY OF HOUSE BILLS

- H 2001** Bill by Representative Hoffman
Amending the sunset and assessment rates for the remediation reimbursement program.
 01/14/2019 House—Prefiled for Introduction on Thursday, December 6, 2018
 01/14/2019 House—Introduced—HJ 45
 01/15/2019 House—Referred to Committee on Agriculture—HJ 52
 01/16/2019 House—Hearing: Wednesday, January 23, 2019, 3:30 PM Room 582-N
 01/31/2019 House—Committee Report recommending bill be passed by Committee on Agriculture—HJ 102
 02/06/2019 House—Committee of the Whole - Be passed—HJ 120
 02/07/2019 House—Final Action - Passed; Yea: 119 Nay: 0—HJ 129
 02/07/2019 Senate—Received and Introduced—SJ 77
 02/08/2019 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 79
 02/18/2019 Senate—Hearing: Wednesday, February 20, 2019, 8:30 AM Room 159-S
 02/20/2019 Senate—Committee Report recommending bill be passed by Committee on Agriculture and Natural Resources—SJ 112
 02/26/2019 Senate—Committee of the Whole - Be passed—SJ 135
 02/27/2019 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 160
 03/08/2019 House—Enrolled and presented to Governor on Friday, March 8, 2019—HJ 324
 03/18/2019 House—Approved by Governor on Thursday, March 14, 2019—HJ 359
- H 2002** Bill by Representative Resman
Limiting the property tax exemption for fire districts.
 01/14/2019 House—Prefiled for Introduction on Thursday, December 20, 2018
 01/14/2019 House—Introduced—HJ 45
 01/15/2019 House—Referred to Committee on Local Government—HJ 52
- H 2003** Bill by Representative Victors
Creating the limited driver's license and identification card for certain individuals.
 01/14/2019 House—Prefiled for Introduction on Wednesday, December 26, 2018
 01/14/2019 House—Introduced—HJ 45
 01/15/2019 House—Referred to Committee on Transportation—HJ 52
 02/01/2019 House—Withdrawn from Committee on Transportation; Referred to Committee on Federal and State Affairs—HJ 104
 03/13/2019 House—Hearing: Wednesday, March 20, 2019, 9:00 AM Room 346-S
- H 2004** Bill by Representative Rhiley
Amending the Kansas no-call act to restrict use of automatic dialing-announcing devices and to prohibit certain conveyances of telephone numbers and transmission of inaccurate caller-ID information.
 01/14/2019 House—Prefiled for Introduction on Thursday, December 27, 2018
 01/14/2019 House—Introduced—HJ 45
 01/15/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 52
- H 2005** Bill by Representative Bishop
Allowing an individual to itemize deductions in Kansas despite not itemizing on their federal return.
 01/14/2019 House—Prefiled for Introduction on Wednesday, January 2, 2019
 01/14/2019 House—Introduced—HJ 45
 01/15/2019 House—Referred to Committee on Taxation—HJ 52

- H 2006** Bill by Representative Williams
Economic development program evaluations and disclosure of certain data; development incentives for rural housing shortage and rural housing incentive district bonds.
 01/14/2019 House—Prefiled for Introduction on Friday, January 4, 2019
 01/14/2019 House—Introduced—HJ 45
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
 01/23/2019 House—Hearing: Thursday, January 31, 2019, 1:30 PM Room 112-N
 02/20/2019 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 203
 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 241
 02/27/2019 House—Final Action - Passed as amended; Yea: 122 Nay: 0—HJ 259
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Commerce—SJ 167
 03/06/2019 Senate—Hearing continuation: Wednesday, March 13, 2019, 8:30 AM Room 548-S
 03/06/2019 Senate—Hearing continuation: Tuesday, March 12, 2019, 8:30 AM Room 548-S
 03/06/2019 Senate—Hearing: Monday, March 11, 2019, 8:30 AM Room 548-S
 03/27/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Commerce—SJ 335
- H 2007** Bill by Representative Williams
Senate Substitute for HB 2007 by Committee on Transportation - Authorizing certain toll projects for new projects or expanded capacity with approval from local units of government, the KTA and the state finance council; changing the requirement to fully fund toll projects solely through toll revenue.
 01/14/2019 House—Prefiled for Introduction on Friday, January 4, 2019
 01/14/2019 House—Introduced—HJ 45
 01/15/2019 House—Referred to Committee on Transportation—HJ 52
 01/25/2019 House—Withdrawn from Committee on Transportation; Referred to Committee on Veterans and Military—HJ 84
 02/04/2019 House—Hearing: Tuesday, February 5, 2019, 9:00 AM Room 218-N
 02/11/2019 House—Committee Report recommending bill be passed as amended by Committee on Veterans and Military—HJ 146
 02/21/2019 House—Committee of the Whole - Be passed as amended—HJ 213
 02/22/2019 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 221
 02/25/2019 Senate—Received and Introduced—SJ 124
 02/26/2019 Senate—Referred to Committee on Transportation—SJ 134
 03/12/2019 Senate—Hearing: Friday, March 15, 2019, 8:30 AM Room 546-S
 03/18/2019 Senate—Committee Report recommending substitute bill be passed by Committee on Transportation—SJ 206
 03/25/2019 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 281
 03/26/2019 Senate—Final Action - Substitute passed; Yea: 38 Nay: 1—SJ 286
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Thimesch and Representative Helgerson as conferees—HJ 542
 04/01/2019 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 346
 04/04/2019 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 1—SJ 368
 04/05/2019 House—Conference Committee Report was adopted; Yea: 90 Nay: 33—HJ 666
 05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

- H 2008** Bill by Representative Williams
Exempting Kansas from daylight saving time.
 01/14/2019 House—Prefiled for Introduction on Monday, January 7, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Federal and State Affairs—HJ 52
- H 2009** Bill by Representatives Highberger, Victors
Changing the designation of columbus day to indigenous peoples day.
 01/14/2019 House—Prefiled for Introduction on Tuesday, January 8, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Federal and State Affairs—HJ 52
 02/01/2019 House—Hearing: Wednesday, February 6, 2019, 9:00 AM Room 346-S
- H 2010** Bill by Representative Ward
Lobbying restrictions; certain elected state officers and executive staff.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Elections—HJ 52
- H 2011** Bill by Representative Hoheisel
Sales tax exemption for required textbooks.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Taxation—HJ 52
 02/07/2019 House—Hearing: Tuesday, February 12, 2019, 3:30 PM Room 112-N
- H 2012** Bill by Representative Carmichael
Replacing the workers compensation prevailing factor standard with a substantial factor standard.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
- H 2013** Bill by Representative Carmichael
Amending the edition of the AMA medical guide used to determine impairment for awarding workers compensation benefits.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
- H 2014** Bill by Representative Carmichael
Amending the disallowance of workers compensation benefits for fighting or horseplay when not work related.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
- H 2015** Bill by Representative Carmichael
Repealing state contract requirements regarding anti-Israel boycotts.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46

01/15/2019 House—Referred to Committee on Federal and State Affairs—HJ 52

- H 2016** Bill by Representative Carmichael
Allowing injured workers who are receiving their social security benefits to keep the full amount of their workers compensation.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
- H 2017** Bill by Representative Curtis
Restoring local control over certain compensation, wage and benefit requirements for construction projects.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
- H 2018** Bill by Representative Carmichael
Substitute for HB 2018 by Committee on Corrections and Juvenile Justice - Creating the Kansas criminal justice reform commission.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Judiciary—HJ 52
 01/24/2019 House—Withdrawn from Committee on Judiciary; Referred to Committee on Corrections and Juvenile Justice—HJ 81
 01/24/2019 House—Hearing: Monday, January 28, 2019, 1:30 PM Room 152-S
 02/25/2019 House—Committee Report recommending substitute bill be passed by Committee on Corrections and Juvenile Justice—HJ 235
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/12/2019 House—Withdrawn from Committee on Appropriations; Referred to Committee on Corrections and Juvenile Justice—HJ 336
 03/15/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 352
 03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 434
 03/26/2019 House—Final Action - Substitute passed as amended; Yea: 120 Nay: 4—HJ 481
 03/26/2019 Senate—Received and Introduced—SJ 291
 04/03/2019 Senate—Referred to Committee on Judiciary—SJ 356
- H 2019** Bill by Representative Carmichael
Changing penalties for certain voting crimes.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Elections—HJ 52
- H 2020** Bill by Representative Carmichael
Changing the supreme court clerk's information requirements for licensed attorneys and changing procedures related to the supreme court nominating commission and the judicial district nominating commissions.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Judiciary—HJ 52

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

01/23/2019 House—Hearing: Monday, January 28, 2019, 3:30 PM Room 346-S

- H 2021** Bill by Representative Corbet
Elections; term limits for offices of state treasurer and insurance commissioner.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019
 01/14/2019 House—Introduced—HJ 46
 01/15/2019 House—Referred to Committee on Elections—HJ 52
 02/07/2019 House—Hearing: Thursday, February 14, 2019, 3:30 PM Room 212-N
- H 2022** Bill by Representative Ward
Enacting the Kansas working families pay raise act.
 01/14/2019 House—Prefiled for Introduction on Friday, January 11, 2019
 01/14/2019 House—Introduced—HJ 47
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
- H 2023** Bill by Representative Ward
Enacting the Kansas protection against terrorist act.
 01/14/2019 House—Prefiled for Introduction on Friday, January 11, 2019
 01/14/2019 House—Introduced—HJ 47
 01/15/2019 House—Referred to Committee on Federal and State Affairs—HJ 52
- H 2024** Bill by Representative Highberger
Amending the no-call act to restrict the use of automatic dialing devices.
 01/14/2019 House—Prefiled for Introduction on Friday, January 11, 2019
 01/14/2019 House—Introduced—HJ 47
 01/15/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 52
- H 2025** Bill by Representative Capps
Including a person who has filed a petition for adoption in the definition of an interested party in the child in need of care code.
 01/14/2019 House—Prefiled for Introduction on Friday, January 11, 2019
 01/14/2019 House—Introduced—HJ 47
 01/15/2019 House—Referred to Committee on Children and Seniors—HJ 52
- H 2026** Bill by Representative Frownfelter
Enacting the fire sprinkler industry act.
 01/14/2019 House—Prefiled for Introduction on Friday, January 11, 2019—HJ 49
 01/14/2019 House—Introduced—HJ 47
 01/15/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 52
 02/06/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 112-N
- H 2027** Bill by Joint Corrections and Juvenile Justice Oversight
Evidence based juvenile programs; lapsing and appropriating \$6,000,000 state general fund moneys from department of health and environment--division of health care finance to the department of corrections.
 01/14/2019 House—Introduced—HJ 47
 01/15/2019 House—Referred to Committee on Transportation and Public Safety Budget—HJ 52
- H 2028** Bill by Joint Corrections and Juvenile Justice Oversight
Allowing money in the evidence-based programs account managed by the department of

corrections to be used for transportation to programs and electronic monitoring.

01/14/2019 House—Introduced—HJ 47

01/15/2019 House—Referred to Committee on Transportation and Public Safety Budget—HJ 52

H 2029 Bill by Representative Ward**Repealing the health care compact.**

01/14/2019 House—Introduced—HJ 47

01/15/2019 House—Referred to Committee on Health and Human Services—HJ 52

H 2030 Bill by Representative Ward**Expanding eligibility for medicaid benefits to the extent permitted by the affordable care act.**

01/14/2019 House—Introduced—HJ 47

01/15/2019 House—Referred to Committee on Health and Human Services—HJ 52

H 2031 Bill by Joint Pensions, Investments and Benefits**Retirement and pensions; amending definition of "service-connected" in KP&F system; empowering KPERS board to develop procurement, contracting and travel policies and procedures; providing two-year waiting period for KPERS membership for certain positions in community developmental disability organizations; exempting positions employed by Kansas STARBASE program from working after retirement requirements; allowing waiver of working after retirement penalties and authorizing reimbursement of certain suspended retirement benefits; providing DROP membership to KBI agents and extending sunset date for DROP.**

01/14/2019 House—Introduced—HJ 47

01/15/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 52

01/30/2019 House—Hearing: Wednesday, February 6, 2019, 9:00 AM Room 281-N

02/21/2019 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 218

02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 241

02/27/2019 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 259

02/27/2019 Senate—Received and Introduced—SJ 166

02/28/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 167

03/13/2019 Senate—Hearing: Wednesday, March 20, 2019, 9:30 AM Room 546-S

03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 274

03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290

03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 307

04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Kelly, Representative Orr and Representative Finney as conferees—HJ 543

04/01/2019 Senate—Motion to accede adopted; Senator Olson, Senator Billinger and Senator Ware appointed as conferees—SJ 349

04/04/2019 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 369

04/05/2019 House—Conference Committee Report was adopted; Yea: 122 Nay: 1—HJ 654

05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844

05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

H 2032 Bill by Representative Frownfelter**Requiring that sports gaming be operated and managed solely by racetrack gaming facilities.**

01/15/2019 House—Introduced—HJ 51

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

01/16/2019 House—Referred to Committee on Federal and State Affairs—HJ 57

H 2033 Bill by Taxation

Kansas itemized deductions, election; providing for deferred foreign income, global intangible low-taxed income, capital contributions and FDIC premiums income tax modifications; expanding the expense deduction for all taxpayers; extending the net operating loss carryforward period; sales and compensating use tax, imposition of tax, nexus, remote sellers, marketplace facilitators, rate of tax on food and food ingredients; countywide retailers' sales tax authority for Finney County and requirements for director of taxation for collection.

01/16/2019 House—Introduced—HJ 57

01/17/2019 House—Referred to Committee on Taxation—HJ 67

01/17/2019 House—Hearing: Wednesday, January 23, 2019, 3:30 PM Room 112-N

01/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 85

02/07/2019 House—Committee of the Whole - Be passed as amended—HJ 131

02/08/2019 House—Final Action - Passed as amended; Yea: 79 Nay: 36—HJ 139

02/11/2019 Senate—Received and Introduced—SJ 83

02/12/2019 Senate—Referred to Committee on Assessment and Taxation—SJ 85

02/13/2019 Senate—Hearing: Wednesday, February 20, 2019, 9:30 AM Room 548-S

03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Assessment and Taxation—SJ 240

03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290

03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 308

04/04/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Johnson, Representative Mason and Representative Gartner as conferees—HJ 562

04/04/2019 Senate—Motion to accede adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as conferees—SJ 362

05/01/2019 Senate—Senator Wagle is appointed to replace Senator Tyson on the Conference Committee—SJ 591

05/01/2019 Senate—Conference Committee Report agree to disagree adopted; Senator Wagle, Senator Kerschen and Senator Holland appointed as conferees—SJ 663

05/02/2019 House—Conference Committee Report agree to disagree adopted; Representative Johnson, Representative Mason and Representative Gartner appointed as second conferees—HJ 849

05/02/2019 Senate—Conference Committee Report was adopted; Yea: 27 Nay: 13—SJ 670

05/04/2019 House—Conference Committee Report was adopted; Yea: 83 Nay: 41—HJ 1766

05/29/2019 House—Enrolled and presented to Governor on Friday, May 10, 2019—HJ 1922

05/29/2019 House—Vetoed by Governor; Returned to House on Friday, May 17, 2019—HJ 1917

05/29/2019 House—Motion to override veto failed; Veto sustained; Yea: 78 Nay: 39—HJ 1918

H 2034 Bill by Federal and State Affairs

Enacting the supported decision-making agreements act to provide a statutory framework for adults who want decision-making assistance.

01/16/2019 House—Introduced—HJ 57

01/17/2019 House—Referred to Committee on Federal and State Affairs—HJ 67

01/17/2019 House—Hearing: Thursday, January 24, 2019, 9:00 AM Room 346-S

02/04/2019 House—Committee Report recommending bill be passed as amended by

Committee on Federal and State Affairs—HJ 108

02/07/2019 House—Committee of the Whole - Be passed as amended—HJ 131

02/08/2019 House—Final Action - Passed as amended; Yea: 101 Nay: 15—HJ 140

02/11/2019 Senate—Received and Introduced—SJ 83

02/12/2019 Senate—Referred to Committee on Judiciary—SJ 85

03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 10:30 AM Room 346-S

03/21/2019 Senate—Committee Report recommending bill be passed as amended by
Committee on Judiciary—SJ 274

H 2035 Bill by Federal and State Affairs

Providing uniformity in the issuance of citations for violations of the Kansas cereal malt beverage act by ABC; imposition of liquor enforcement tax.

01/16/2019 House—Introduced—HJ 57

01/17/2019 House—Referred to Committee on Federal and State Affairs—HJ 67

01/23/2019 House—Hearing: Thursday, January 24, 2019, 9:00 AM Room 346-S

01/24/2019 House—Committee Report recommending bill be passed and placed on Consent
Calendar by Committee on Federal and State Affairs—HJ 82

01/29/2019 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 92

01/29/2019 Senate—Received and Introduced—SJ 46

01/30/2019 Senate—Referred to Committee on Federal and State Affairs—SJ 48

02/06/2019 Senate—Hearing: Wednesday, February 13, 2019, 10:30 AM Room 144-S

02/20/2019 Senate—Committee Report recommending bill be passed as amended by
Committee on Federal and State Affairs—SJ 113

02/27/2019 Senate—Committee of the Whole - Be passed as further amended—SJ 161

02/27/2019 Senate—Emergency Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 165

03/26/2019 House—Concurred with amendments; Yea: 122 Nay: 2—HJ 500

04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551

04/05/2019 House—Approved by Governor on Thursday, April 4, 2019—HJ 608

H 2036 Bill by Representative Woodard

Repeal of prohibition on use of state appropriated moneys to lobby on gun control issues.

01/16/2019 House—Introduced—HJ 57

01/17/2019 House—Referred to Committee on Federal and State Affairs—HJ 67

H 2037 Bill by Representatives Pittman, Gartner

Relating to the veterans benefit lottery games, creating the veterans benefit lottery game fund and transferring moneys to veterans service programs.

01/17/2019 House—Introduced—HJ 67

01/18/2019 House—Referred to Committee on Federal and State Affairs—HJ 70

01/25/2019 House—Withdrawn from Committee on Federal and State Affairs; Referred to
Committee on Veterans and Military—HJ 84

01/30/2019 House—Hearing: Tuesday, February 5, 2019, 9:00 AM Room 218-N

02/06/2019 House—Hearing continuation: Tuesday, February 12, 2019, 9:00 AM Room 218-
N

02/18/2019 House—Committee Report recommending bill be passed as amended by
Committee on Veterans and Military—HJ 193

H 2038 Bill by Judiciary

Revoking spousal inheritance rights upon divorce.

01/17/2019 House—Introduced—HJ 67

01/18/2019 House—Referred to Committee on Judiciary—HJ 70

01/23/2019 House—Hearing: Thursday, January 24, 2019, 3:30 PM Room 346-S

01/31/2019 House—Committee Report recommending bill be passed by Committee on

Judiciary—HJ 102

- 02/06/2019 House—Committee of the Whole - Be passed—HJ 120
 02/07/2019 House—Final Action - Passed; Yea: 114 Nay: 5—HJ 130
 02/07/2019 Senate—Received and Introduced—SJ 77
 02/08/2019 Senate—Referred to Committee on Judiciary—SJ 79
 03/11/2019 Senate—Hearing: Wednesday, March 20, 2019, 10:30 AM Room 346-S
 03/25/2019 Senate—Committee Report recommending bill be passed by Committee on
 Judiciary—SJ 282
 03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290
 03/27/2019 Senate—Final Action - Passed as amended; Yea: 38 Nay: 1—SJ 308
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested;
 appointed Representative Patton, Representative Ralph and Representative Carmichael as
 conferees—HJ 543
 04/01/2019 Senate—Motion to accede adopted; Senator Wilborn, Senator Rucker and Senator
 Miller appointed as conferees—SJ 349
 04/05/2019 House—Concurred with amendments in conference; Yea: 120 Nay: 0—HJ 825
 05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

H 2039 Bill by Judiciary**Updating laws concerning limited liability companies; exempting animal shelters from registration requirements as charitable organizations.**

- 01/17/2019 House—Introduced—HJ 67
 01/18/2019 House—Referred to Committee on Judiciary—HJ 70
 01/23/2019 House—Hearing: Thursday, January 24, 2019, 3:30 PM Room 346-S
 01/25/2019 House—Hearing continuation: Monday, January 28, 2019, 3:30 PM Room 346-S
 01/31/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—HJ 102
 02/06/2019 House—Committee of the Whole - Be passed as amended—HJ 120
 02/07/2019 House—Final Action - Passed as amended; Yea: 119 Nay: 0—HJ 130
 02/07/2019 Senate—Received and Introduced—SJ 77
 02/08/2019 Senate—Referred to Committee on Judiciary—SJ 79
 03/11/2019 Senate—Hearing: Thursday, March 21, 2019, 10:30 AM Room 346-S
 03/26/2019 Senate—Committee Report recommending bill be passed by Committee on
 Judiciary—SJ 292
 03/27/2019 Senate—Committee of the Whole - Be passed as amended—SJ 327
 03/27/2019 Senate—Emergency Final Action - Passed as amended; Yea: 37 Nay: 2—SJ 332
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested;
 appointed Representative Patton, Representative Ralph and Representative Carmichael as
 conferees—HJ 544
 04/01/2019 Senate—Motion to accede adopted; Senator Wilborn, Senator Rucker and Senator
 Miller appointed as conferees—SJ 349
 04/04/2019 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 1—SJ 381
 04/05/2019 House—Conference Committee Report was adopted; Yea: 121 Nay: 0
 05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

H 2040 Bill by Taxation**Providing sales tax authority for Finney county.**

- 01/17/2019 House—Introduced—HJ 67
 01/17/2019 House—Hearing: Wednesday, January 23, 2019, 3:30 PM Room 112-N
 01/18/2019 House—Referred to Committee on Taxation—HJ 70

- H 2041** Bill by Insurance
Prohibiting certain unfair or deceptive acts or practices under a life insurance policy for a living organ donor.
 01/17/2019 House—Introduced—HJ 67
 01/17/2019 House—Hearing: Wednesday, January 23, 2019, 3:30 PM Room 212-N
 01/18/2019 House—Referred to Committee on Insurance—HJ 70
 02/07/2019 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 131
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Insurance—HJ 308
 03/14/2019 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 346
 03/20/2019 House—Committee of the Whole - Be passed—HJ 396
 03/21/2019 House—Final Action - Passed; Yea: 94 Nay: 29—HJ 407
 03/22/2019 Senate—Received and Introduced—SJ 276
 03/26/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 284
- H 2042** Bill by Corrections and Juvenile Justice
Removing the authority of the secretary of state to prosecute election crimes.
 01/17/2019 House—Introduced—HJ 69
 01/18/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 70
 01/23/2019 House—Hearing: Monday, January 28, 2019, 1:30 PM Room 152-S
 01/31/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 102
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Corrections and Juvenile Justice—HJ 308
 03/13/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 343
- H 2043** Bill by Representative Gartner
Review of tax credits, tax exemptions and economic development programs.
 01/17/2019 House—Introduced—HJ 69
 01/18/2019 House—Referred to Committee on Taxation—HJ 70
 01/23/2019 House—Hearing: Wednesday, January 30, 2019, 3:30 PM Room 112-N
 02/08/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 140
- H 2044** Bill by Commerce, Labor and Economic Development
Income tax credit for taxpayer purchases of certain goods and services from qualified vendors providing employment for blind or disabled individuals.
 01/18/2019 House—Introduced—HJ 70
 01/22/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 72
 01/23/2019 House—Hearing: Wednesday, January 30, 2019, 1:30 PM Room 112-N
 02/01/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Commerce, Labor and Economic Development—HJ 105
 02/06/2019 House—Final Action - Passed; Yea: 115 Nay: 1—HJ 118
 02/06/2019 Senate—Received and Introduced—SJ 69
 02/07/2019 Senate—Referred to Committee on Commerce—SJ 71

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/20/2019 Senate—Hearing: Thursday, February 21, 2019, 8:30 AM Room 548-S
 02/21/2019 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Commerce—SJ 118
 02/27/2019 Senate—Consent Calendar Passed Yea: 37 Nay: 1—SJ 156
 03/08/2019 House—Enrolled and presented to Governor on Friday, March 8, 2019—HJ 324
 03/19/2019 House—Approved by Governor on Monday, March 18, 2019—HJ 362

H 2045 Bill by Corrections and Juvenile Justice
Allowing use of certified drug abuse treatment programs for certain offenders convicted of unlawful cultivation or distribution of controlled substances.

01/22/2019 House—Introduced—HJ 71
 01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
 01/23/2019 House—Hearing: Tuesday, January 29, 2019, 1:30 PM Room 152-S
 02/06/2019 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 120
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2046 Bill by Corrections and Juvenile Justice
Clarifying concurrent or consecutive sentencing for persons convicted of new crimes while on release for a felony.

01/22/2019 House—Introduced—HJ 71
 01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
 01/30/2019 House—Hearing: Monday, February 4, 2019, 1:30 PM Room 152-S

H 2047 Bill by Corrections and Juvenile Justice
Changing the criminal penalties for certain drug crimes.

01/22/2019 House—Introduced—HJ 71
 01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
 02/13/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 152-S
 02/20/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 152-S

H 2048 Bill by Corrections and Juvenile Justice
Clarifying the definition of comparable offense under the Kansas criminal code, the timing of claiming error on appeal, and the grounds for a motion to correct an illegal sentence.

01/22/2019 House—Introduced—HJ 71
 01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
 02/13/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 152-S
 02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 235
 02/27/2019 House—Committee of the Whole - Be passed as amended—HJ 273
 02/27/2019 House—Emergency Final Action - Passed as amended; Yea: 122 Nay: 2—HJ 298
 02/28/2019 Senate—Received and Introduced—SJ 167
 03/06/2019 Senate—Referred to Committee on Judiciary—SJ 170
 03/11/2019 Senate—Hearing: Tuesday, March 19, 2019, 10:30 AM Room 346-S
 03/26/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 293

H 2049 Bill by Corrections and Juvenile Justice
Increasing felony loss thresholds for certain property crimes.

01/22/2019 House—Introduced—HJ 72
 01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
 01/23/2019 House—Hearing: Monday, January 28, 2019, 1:30 PM Room 152-S

02/05/2019 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 113
02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

- H 2050** Bill by Corrections and Juvenile Justice
Amending available sanctions for violation of condition of postrelease supervision.
01/22/2019 House—Introduced—HJ 72
01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
01/30/2019 House—Hearing: Tuesday, February 5, 2019, 1:30 PM Room 152-S
02/14/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 169
02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2051** Bill by Corrections and Juvenile Justice
Amending the requirements for offender registration.
01/22/2019 House—Introduced—HJ 72
01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
- H 2052** Bill by Corrections and Juvenile Justice
Allowing earned discharge credit for people on probation.
01/22/2019 House—Introduced—HJ 72
01/23/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 76
01/30/2019 House—Hearing: Wednesday, February 6, 2019, 1:30 PM Room 152-S
- H 2053** Bill by Insurance
Providing for short-term, limited-duration health plans.
01/22/2019 House—Introduced—HJ 72
01/23/2019 House—Referred to Committee on Insurance—HJ 76
01/30/2019 House—Hearing: Monday, February 4, 2019, 3:30 PM Room 212-N
- H 2054** Bill by Insurance
Providing for fully-insured association health plans.
01/22/2019 House—Introduced—HJ 72
01/23/2019 House—Referred to Committee on Insurance—HJ 76
01/23/2019 House—Hearing: Monday, January 28, 2019, 3:30 PM Room 212-N
02/26/2019 House—Committee Report recommending bill be passed as amended by Committee on Insurance—HJ 249
02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Insurance—HJ 308
03/14/2019 House—Committee Report recommending bill be passed as amended by Committee on Insurance—HJ 346
03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 434
03/26/2019 House—Final Action - Passed as amended; Yea: 101 Nay: 23—HJ 482
03/26/2019 Senate—Received and Introduced—SJ 291
04/03/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 356
- H 2055** Bill by Insurance
Making certain self-funded association health plans subject to the jurisdiction of the commissioner.
01/22/2019 House—Introduced—HJ 72
01/23/2019 House—Referred to Committee on Insurance—HJ 76
01/23/2019 House—Hearing: Monday, January 28, 2019, 3:30 PM Room 212-N

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

- H 2056** Bill by Insurance
Exempting health plans issued to associations of small employers from certain statutory provisions governing small employer health plans.
 01/22/2019 House—Introduced—HJ 72
 01/23/2019 House—Referred to Committee on Insurance—HJ 76
 01/23/2019 House—Hearing: Wednesday, January 30, 2019, 3:30 PM Room 212-N
- H 2057** Bill by Insurance
Specifying the conditions under which a small employer carrier may establish certain classes of business.
 01/22/2019 House—Introduced—HJ 73
 01/23/2019 House—Referred to Committee on Insurance—HJ 76
 01/23/2019 House—Hearing: Wednesday, January 30, 2019, 3:30 PM Room 212-N
- H 2058** Bill by Insurance
Updating definitions relating to small employer health plans and association health plans.
 01/22/2019 House—Introduced—HJ 73
 01/23/2019 House—Referred to Committee on Insurance—HJ 76
 01/23/2019 House—Hearing: Wednesday, January 30, 2019, 3:30 PM Room 212-N
- H 2059** Bill by Insurance
Exempting certain association health plans from requirements pertaining to small employer health plans.
 01/22/2019 House—Introduced—HJ 73
 01/23/2019 House—Referred to Committee on Insurance—HJ 76
 01/30/2019 House—Hearing: Monday, February 4, 2019, 3:30 PM Room 212-N
- H 2060** Bill by Representative Parker
Repealing prohibition on municipal regulation of paid leave for employees.
 01/22/2019 House—Introduced—HJ 73
 01/23/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 76
- H 2061** Bill by Representative Parker
Repealing prohibition on municipal regulation of minimum wages.
 01/22/2019 House—Introduced—HJ 73
 01/23/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 76
- H 2062** Bill by Agriculture
Relating to the applicability of conditions for operating recreational trails.
 01/22/2019 House—Introduced—HJ 74
 01/23/2019 House—Referred to Committee on Agriculture—HJ 76
 01/23/2019 House—Hearing: Wednesday, January 30, 2019, 3:30 PM Room 582-N
- H 2063** Bill by Taxation
Tax lid exemption when taxing entity abolished and duties assumed by a city or county.
 01/23/2019 House—Introduced—HJ 75
 01/23/2019 House—Hearing: Tuesday, January 29, 2019, 3:30 PM Room 112-N
 01/24/2019 House—Referred to Committee on Taxation—HJ 81
 01/31/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Taxation—HJ 102

02/06/2019 House—Final Action - Passed; Yea: 102 Nay: 14—HJ 119
 02/06/2019 Senate—Received and Introduced—SJ 69
 02/07/2019 Senate—Referred to Committee on Assessment and Taxation—SJ 71
 02/13/2019 Senate—Hearing: Wednesday, February 20, 2019, 9:30 AM Room 548-S

- H 2064** Bill by Judiciary
Clarifying that a law enforcement officer taking a person before a judge for violating the uniform act regulating traffic does not make charging decisions.
 01/23/2019 House—Introduced—HJ 75
 01/24/2019 House—Referred to Committee on Judiciary—HJ 81
 01/25/2019 House—Hearing: Tuesday, January 29, 2019, 3:30 PM Room 346-S
 02/07/2019 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 131
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2065** Bill by Judiciary
Removing the duty of the driver of an authorized emergency vehicle to drive with due regard for the safety of all others.
 01/23/2019 House—Introduced—HJ 77
 01/24/2019 House—Referred to Committee on Judiciary—HJ 81
 01/25/2019 House—Hearing: Tuesday, January 29, 2019, 3:30 PM Room 346-S
 01/25/2019 House—Hearing continuation: Wednesday, January 30, 2019, 3:30 PM Room 346-S
- H 2066** Bill by Health and Human Services
Expanding medicaid eligibility by enacting the KanCare bridge to a healthy Kansas program.
 01/23/2019 House—Introduced—HJ 77
 01/24/2019 House—Referred to Committee on Health and Human Services—HJ 81
 02/06/2019 House—Hearing: Monday, February 11, 2019, 1:30 PM Room 546-S
 02/26/2019 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 244
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Health and Human Services—HJ 308
 03/14/2019 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 346
 03/20/2019 House—Committee of the Whole - Be passed as amended Yea: 70 Nay: 54—HJ 396
 03/21/2019 House—Final Action - Passed as amended; Yea: 69 Nay: 54—HJ 408
 03/22/2019 Senate—Received and Introduced—SJ 276
 03/26/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 284
 05/01/2019 Senate—Motion to withdraw from Committee on Public Health and Welfare not adopted; Yea: 23 Nay: 13—SJ 594
- H 2067** Bill by Federal and State Affairs
Providing for audio and video broadcasts of legislative meetings.
 01/24/2019 House—Introduced—HJ 80
 01/25/2019 House—Referred to Committee on Federal and State Affairs—HJ 84
 02/13/2019 House—Hearing: Wednesday, February 20, 2019, 9:00 AM Room 346-S
- H 2068** Bill by Federal and State Affairs

Creating the Kansas sports wagering act.

01/24/2019 House—Introduced—HJ 80

01/25/2019 House—Referred to Committee on Federal and State Affairs—HJ 84

05/02/2019 House—Motion to withdraw from Committee on Federal and State Affairs pending—HJ 865

05/03/2019 House—Motion to withdraw from Committee on Federal and State Affairs withdrawn—HJ 869

H 2069 Bill by Federal and State Affairs**Providing certain requirements regarding the taking of minutes of meetings of legislative committees.**

01/24/2019 House—Introduced—HJ 80

01/25/2019 House—Referred to Committee on Federal and State Affairs—HJ 84

H 2070 Bill by Transportation**Designating a portion of United States highway 75 as the John Armstrong memorial highway and a bridge on United States highway 77 as the SGT Kevin A. Gilbertson memorial bridge.**

01/24/2019 House—Introduced—HJ 80

01/25/2019 House—Referred to Committee on Transportation—HJ 84

01/30/2019 House—Hearing: Wednesday, February 6, 2019, 1:30 PM Room 582-N

02/14/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Transportation—HJ 178

02/20/2019 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 201

02/20/2019 Senate—Received and Introduced—SJ 112

02/21/2019 Senate—Referred to Committee on Transportation—SJ 117

03/14/2019 Senate—Hearing: Wednesday, March 20, 2019, 8:30 AM Room 546-S

03/25/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 283

03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290

03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 308

04/04/2019 House—Concurred with amendments; Yea: 122 Nay: 0—HJ 562

05/01/2019 House—Enrolled and presented to Governor on Monday, April 8, 2019—HJ 844

05/01/2019 House—Approved by Governor on Tuesday, April 16, 2019—HJ 839

H 2071 Bill by Transportation**Providing for the Proud Educator license plate, the Alpha Kappa Alpha license plate and the Knights of Columbus license plate.**

01/24/2019 House—Introduced—HJ 80

01/25/2019 House—Referred to Committee on Transportation—HJ 84

02/06/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 582-N

02/18/2019 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 190

02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2072 Bill by Judiciary**Amending the uniform arbitration act of 2000 to address validity of an agreement to arbitrate in a contract of insurance.**

01/24/2019 House—Introduced—HJ 80

01/25/2019 House—Referred to Committee on Judiciary—HJ 84

01/30/2019 House—Hearing: Monday, February 4, 2019, 3:30 PM Room 346-S

02/22/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 228

02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

- H 2073** Bill by Corrections and Juvenile Justice
Clarifying timing of claiming error on appeal, who can commit sodomy in certain cases and how defendants are charged for expenditures by the board of indigents' defense services.
 01/24/2019 House—Introduced—HJ 80
 01/25/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 84
 01/30/2019 House—Hearing: Tuesday, February 5, 2019, 1:30 PM Room 152-S
 02/21/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 213
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2074** Bill by Representatives Probst, Alcalá, Benson, Clayton, Finney, Horn, Kuether, Neighbor, Ohaebosim, Parker, Pittman, Ruiz, S., Stogsdill, Warfield, Whipple, Winn, Woodard, Xu
Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Insurance—HJ 84
 02/06/2019 House—Hearing: Monday, February 11, 2019, 3:30 PM Room 212-N
- H 2075** Bill by Representative Woodard
Elections; petition circulator requirements.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Elections—HJ 84
- H 2076** Bill by Commerce, Labor and Economic Development
Removing a restriction for purposes of employment security law on the leasing of certain employees by businesses from lesser employing units.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 84
 01/30/2019 House—Hearing: Tuesday, February 5, 2019, 1:30 PM Room 112-N
 02/13/2019 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 160
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2077** Bill by Representative Houser
Requiring suicide risk evaluation upon admission to certain treatment facilities.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Health and Human Services—HJ 84
- H 2078** Bill by Appropriations
Appropriations for the department of education for FY 2019, 2020 and 2021; increasing BASE aid for certain school years; continuing 20 mill statewide levy for schools and exempting certain portion of property used for residential purposes from such levy.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on K-12 Education Budget—HJ 84
- H 2079** Bill by Representative Parker
Removing the spousal exception from sexual battery.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Judiciary—HJ 84

01/30/2019 House—Hearing: Wednesday, February 6, 2019, 3:30 PM Room 346-S
 02/14/2019 House—Committee Report recommending bill be passed by Committee on
 Judiciary—HJ 169
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

- H 2080** Bill by Energy, Utilities and Telecommunications
Electric utilities and recovery of transmission costs.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—
 HJ 84
- H 2081** Bill by Energy, Utilities and Telecommunications
Reestablishing the Kansas electric transmission authority.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—
 HJ 84
- H 2082** Bill by Health and Human Services
Allowing pharmacists to administer drugs pursuant to a prescription order.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Health and Human Services—HJ 84
 02/01/2019 House—Hearing: Wednesday, February 6, 2019, 1:30 PM Room 546-S
 02/26/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 249
 02/28/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—
 HJ 304
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee
 on Health and Human Services—HJ 308
 03/14/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 346
 03/20/2019 House—Committee of the Whole - Be passed as amended—HJ 376
 03/21/2019 House—Final Action - Passed as amended; Yea: 122 Nay: 1—HJ 412
 03/22/2019 Senate—Received and Introduced—SJ 276
 03/26/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 284
- H 2083** Bill by Insurance
Establishing a minimum course duration for motor vehicle accident prevention courses.
 01/24/2019 House—Introduced—HJ 81
 01/25/2019 House—Referred to Committee on Insurance—HJ 84
 01/30/2019 House—Hearing: Wednesday, February 6, 2019, 3:30 PM Room 212-N
 02/14/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Insurance—HJ 169
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2084** Bill by Energy, Utilities and Telecommunications
Amending the Kansas 911 act.
 01/24/2019 House—Introduced—HJ 82
 01/25/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—
 HJ 84
 01/30/2019 House—Hearing: Tuesday, February 5, 2019, 9:00 AM Room 281-N
 02/22/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Energy, Utilities and Telecommunications—HJ 227
 02/26/2019 House—Committee of the Whole - Handwritten Motion to Amend - Offered by

Representative Carmichael—HJ 244

02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 244

02/27/2019 House—Final Action - Passed as amended; Yea: 94 Nay: 29—HJ 260

02/27/2019 Senate—Received and Introduced—SJ 166

02/28/2019 Senate—Referred to Committee on Utilities—SJ 167

03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 1:30 PM Room 548-S

03/21/2019 Senate—Committee Report recommending bill be passed as amended by
Committee on Utilities—SJ 275

03/25/2019 Senate—Committee of the Whole - Be passed as amended—SJ 281

03/26/2019 Senate—Final Action - Passed as amended; Yea: 36 Nay: 3—SJ 287

04/04/2019 House—Concurred with amendments; Yea: 87 Nay: 35—HJ 562

05/01/2019 House—Enrolled and presented to Governor on Monday, April 8, 2019—HJ 844

05/01/2019 House—Approved by Governor on Tuesday, April 16, 2019—HJ 839

H 2085 Bill by Agriculture

Extending the repayment period for municipal loans for public water supply projects and clarifying the reinstatement requirements for rural water district forfeited benefit units.

01/25/2019 House—Introduced—HJ 83

01/28/2019 House—Referred to Committee on Agriculture—HJ 88

01/30/2019 House—Hearing: Tuesday, February 5, 2019, 3:30 PM Room 582-N

02/18/2019 House—Committee Report recommending bill be passed as amended by
Committee on Agriculture—HJ 190

02/21/2019 House—Committee of the Whole - Be passed as amended—HJ 213

02/22/2019 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 221

02/25/2019 Senate—Received and Introduced—SJ 124

02/26/2019 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 134

03/06/2019 Senate—Hearing: Tuesday, March 12, 2019, 8:30 AM Room 159-S

03/19/2019 Senate—Committee Report recommending bill be passed as amended by
Committee on Agriculture and Natural Resources—SJ 217

03/25/2019 Senate—Committee of the Whole - Be passed as amended—SJ 281

03/26/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 287

04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested;
appointed Representative Highland, Representative Smith, E. and Representative Carlin as
conferees—HJ 542

04/01/2019 Senate—Motion to accede adopted; Senator Kerschen, Senator Estes and Senator
Francisco appointed as conferees—SJ 346

04/04/2019 House—Concurred with amendments in conference; Yea: 122 Nay: 0—HJ 563

05/01/2019 House—Enrolled and presented to Governor on Monday, April 8, 2019—HJ 844

05/01/2019 House—Approved by Governor on Tuesday, April 16, 2019—HJ 839

H 2086 Bill by Taxation

Exempting mechanical amusement devices from sales tax, providing for use of a tax stamp.

01/25/2019 House—Introduced—HJ 83

01/28/2019 House—Referred to Committee on Taxation—HJ 88

02/27/2019 House—Hearing: Wednesday, March 6, 2019, 3:30 PM Room 112-N

H 2087 Bill by Transportation

Changing the definition of school bus for purposes of the motor-fuel tax law.

01/28/2019 House—Introduced—HJ 86

01/29/2019 House—Referred to Committee on Transportation—HJ 90

01/30/2019 House—Hearing: Tuesday, February 5, 2019, 1:30 PM Room 582-N

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/13/2019 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 160
 02/20/2019 House—Committee of the Whole - Be passed as amended—HJ 203
 02/21/2019 House—Final Action - Passed as amended; Yea: 116 Nay: 1—HJ 210
 02/21/2019 Senate—Received and Introduced—SJ 117
 02/22/2019 Senate—Referred to Committee on Transportation—SJ 121
 03/14/2019 Senate—Hearing: Thursday, March 21, 2019, 8:30 AM Room 546-S
 03/25/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 283
 03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290
 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 309
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Thimesch and Representative Helgerson as conferees—HJ 544
 04/01/2019 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 349
 04/04/2019 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 3—SJ 452
 04/05/2019 House—Conference Committee Report was adopted; Yea: 123 Nay: 0—HJ 667
 05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

H 2088 Bill by Transportation**Creating the negligent driving violation.**

01/28/2019 House—Introduced—HJ 86
 01/29/2019 House—Referred to Committee on Transportation—HJ 90
 01/30/2019 House—Hearing: Wednesday, February 6, 2019, 1:30 PM Room 582-N
 02/14/2019 House—Committee Report recommending bill be passed by Committee on Transportation
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2089 Bill by Representative Gartner**Enacting the Kansas death with dignity act.**

01/28/2019 House—Introduced—HJ 86
 01/29/2019 House—Referred to Committee on Health and Human Services—HJ 90

H 2090 Bill by Representatives Clayton, Amyx, Benson, Carlin, Gartner, Highberger, Hodge, Kuether, Lusk, Moore, Neighbor, Parker, Probst, Ruiz, S., Stogsdill, Ward, Warfield, Weigel, Whipple, Wolfe Moore, Woodard, Xu**Voter registration; departments of aging and disability services; children and families; labor and state board of education.**

01/29/2019 House—Introduced—HJ 89
 01/30/2019 House—Referred to Committee on Elections—HJ 95

H 2091 Bill by Representative Pittman**Allowing early voting in person at least 10 days prior to an election.**

01/29/2019 House—Introduced—HJ 89
 01/30/2019 House—Referred to Committee on Elections—HJ 95

H 2092 Bill by Representatives Pittman, Finney**Allowing voter registration on election day.**

01/29/2019 House—Introduced—HJ 90
 01/30/2019 House—Referred to Committee on Elections—HJ 95
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 3:30 PM Room 212-N

- H 2093** Bill by Taxation
Providing for a sales tax exemption for sales of currency, certain coins and bullion.
 01/29/2019 House—Introduced—HJ 90
 01/30/2019 House—Referred to Committee on Taxation—HJ 96
 01/30/2019 House—Hearing: Wednesday, February 6, 2019, 3:30 PM Room 112-N
 02/14/2019 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 178
- H 2094** Bill by Federal and State Affairs
Requiring the department for children and families to offer services to children with problem sexual behavior and to such child's family.
 01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Federal and State Affairs—HJ 95
 01/30/2019 House—Hearing: Tuesday, February 5, 2019, 9:00 AM Room 346-S
- H 2095** Bill by Representative Finney
Providing for the Alpha Kappa Alpha distinctive license plate.
 01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Transportation—HJ 96
 02/06/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 582-N
- H 2096** Bill by Representative Highberger
Establishing the Kansas children's savings account program.
 01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 95
 02/20/2019 House—Hearing: Monday, February 25, 2019, 9:00 AM Room 281-N
- H 2097** Bill by Judiciary
Providing method for calculating cost of keeping civil prisoners in county jail.
 01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Judiciary—HJ 95
 01/30/2019 House—Hearing: Wednesday, February 6, 2019, 3:30 PM Room 346-S
 02/14/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 169
 02/20/2019 House—Committee of the Whole - Be passed—HJ 203
 02/21/2019 House—Final Action - Passed; Yea: 116 Nay: 1—HJ 210
 02/21/2019 Senate—Received and Introduced—SJ 117
 02/22/2019 Senate—Referred to Committee on Judiciary—SJ 121
 03/06/2019 Senate—Hearing: Tuesday, March 12, 2019, 10:30 AM Room 346-S
 03/14/2019 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Judiciary—SJ 201
 03/21/2019 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 237
 03/27/2019 House—Enrolled and presented to Governor on Wednesday, March 27, 2019—HJ 537
 04/03/2019 House—Approved by Governor on Tuesday, April 2, 2019—HJ 554
- H 2098** Bill by Judiciary
Making changes to the Kansas open records act for disclosure of criminal investigation records.
 01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Judiciary—HJ 95
- H 2099** Bill by Financial Institutions and Pensions
Affiliation with the Kansas police and firemen's retirement system by the Kansas

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

department of wildlife, parks and tourism for membership of certain law enforcement officers and employees.

01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 95
 01/30/2019 House—Hearing: Wednesday, February 6, 2019, 9:00 AM Room 281-N
 02/12/2019 House—Committee Report recommending bill be passed by Committee on Financial Institutions and Pensions—HJ 152
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2100 Bill by Financial Institutions and Pensions

Providing a post-retirement benefit increase (COLA) for certain KPERS retirees.

01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 95
 02/07/2019 House—Hearing: Monday, February 11, 2019, 9:00 AM Room 281-N

H 2101 Bill by Financial Institutions and Pensions

Updating state credit union statutes.

01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 95
 02/07/2019 House—Hearing: Monday, February 11, 2019, 9:00 AM Room 281-N
 02/18/2019 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 190
 02/21/2019 House—Committee of the Whole - Be passed as amended—HJ 213
 02/22/2019 House—Final Action - Passed as amended; Yea: 116 Nay: 1—HJ 222
 02/25/2019 Senate—Received and Introduced—SJ 124
 02/26/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 134
 03/06/2019 Senate—Hearing: Thursday, March 14, 2019, 9:30 AM Room 546-S
 03/19/2019 Senate—Committee Report recommending bill be passed by Committee on Financial Institutions and Insurance—SJ 218
 03/25/2019 Senate—Committee of the Whole - Be passed—SJ 281
 03/26/2019 Senate—Final Action - Passed; Yea: 39 Nay: 0—SJ 287
 04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551
 05/01/2019 House—Approved by Governor on Wednesday, April 10, 2019—HJ 839

H 2102 Bill by Appropriations

Establishing the KanCare bridge to a healthy Kansas program.

01/29/2019 House—Introduced—HJ 93
 01/30/2019 House—Referred to Committee on Appropriations—HJ 95

H 2103 Bill by Children and Seniors

Amending the revised Kansas code for care of children to provide requirements for placement of a child in a qualified residential treatment program.

01/30/2019 House—Introduced—HJ 95
 01/31/2019 House—Referred to Committee on Children and Seniors—HJ 101
 01/31/2019 House—Hearing: Tuesday, February 5, 2019, 1:30 PM Room 346-S
 02/20/2019 House—Committee Report recommending bill be passed by Committee on Children and Seniors—HJ 203
 02/26/2019 House—Committee of the Whole - Be passed—HJ 241
 02/27/2019 House—Final Action - Passed; Yea: 122 Nay: 1—HJ 260
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 167
 03/18/2019 Senate—Hearing: Tuesday, March 19, 2019, 9:30 AM Room 118-N

03/19/2019 Senate—Committee Report recommending bill be passed by Committee on Public Health and Welfare—SJ 220

03/25/2019 Senate—Committee of the Whole - Be passed as amended—SJ 281

03/26/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 287

04/04/2019 House—Concurred with amendments; Yea: 120 Nay: 2—HJ 564

05/01/2019 House—Enrolled and presented to Governor on Monday, April 8, 2019—HJ 844

05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

H 2104 Bill by Judiciary

Amendments related to driving under the influence, including preliminary screening tests, implied consent advisories and test refusal.

01/30/2019 House—Introduced—HJ 95

01/30/2019 House—Hearing: Tuesday, February 5, 2019, 3:30 PM Room 346-S

01/31/2019 House—Referred to Committee on Judiciary—HJ 102

02/14/2019 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 169

02/20/2019 House—Committee of the Whole - Be passed as amended—HJ 203

02/21/2019 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 211

02/21/2019 Senate—Received and Introduced—SJ 117

02/22/2019 Senate—Referred to Committee on Judiciary—SJ 121

02/27/2019 Senate—Hearing: Thursday, March 7, 2019, 10:30 AM Room 346-S

03/14/2019 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 201

03/25/2019 Senate—Committee of the Whole - Be passed—SJ 281

03/26/2019 Senate—Final Action - Passed; Yea: 39 Nay: 0—SJ 288

04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551

04/05/2019 House—Approved by Governor on Thursday, April 4, 2019—HJ 608

H 2105 Bill by Judiciary

Updating laws concerning limited liability companies.

01/30/2019 House—Introduced—HJ 95

01/30/2019 House—Hearing: Monday, February 4, 2019, 3:30 PM Room 346-S

01/31/2019 House—Referred to Committee on Judiciary—HJ 102

02/14/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 169

02/20/2019 House—Committee of the Whole - Be passed—HJ 203

02/21/2019 House—Final Action - Passed; Yea: 117 Nay: 0—HJ 211

02/21/2019 Senate—Received and Introduced—SJ 117

02/22/2019 Senate—Referred to Committee on Judiciary—SJ 121

03/11/2019 Senate—Hearing: Wednesday, March 20, 2019, 10:30 AM Room 346-S

03/25/2019 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 282

H 2106 Bill by K-12 Education Budget

Increasing the BASE aid under the Kansas school equity and enhancement act and making appropriations for the department of education.

01/30/2019 House—Introduced—HJ 99

01/31/2019 House—Referred to Committee on K-12 Education Budget—HJ 102

H 2107 Bill by Federal and State Affairs

Requiring full reimbursement for contraceptive prescriptions.

01/30/2019 House—Introduced—HJ 99

01/31/2019 House—Referred to Committee on Federal and State Affairs—HJ 102

- H 2108** Bill by K-12 Education Budget
Authorizing school districts to expend at-risk education funds on evidence-based learning programs.
 01/30/2019 House—Introduced—HJ 99
 01/31/2019 House—Referred to Committee on K-12 Education Budget—HJ 102
 02/05/2019 House—Hearing: Wednesday, February 13, 2019, 3:30 PM Room 546-S
- H 2109** Bill by Energy, Utilities and Telecommunications
Requiring electric public utilities to acquire a permit from the state corporation commission prior to the siting of certain electric transmission lines.
 01/30/2019 House—Introduced—HJ 99
 01/31/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 101
- H 2110** Bill by Representatives Rhiley, Highberger, Amyx, Capps, Carlin, Carmichael, French, Hoheisel, Howard, Lynn, Ohaebosim, Ousley, Owens, Pannbacker, Probst, Ruiz, L., Waggoner, Warfield, Xu
Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
 01/30/2019 House—Introduced—HJ 99
 01/31/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 101
- H 2111** Bill by Federal and State Affairs
Requirements for the sale of firearms at gun shows or over the internet.
 01/30/2019 House—Introduced—HJ 99
 01/31/2019 House—Referred to Committee on Federal and State Affairs—HJ 102
- H 2112** Bill by Representative Collins
Adding Crawford and Dickinson counties to the list of eligible rural opportunity zone counties.
 01/31/2019 House—Introduced—HJ 100
 02/01/2019 House—Referred to Committee on Rural Revitalization—HJ 104
 02/20/2019 House—Hearing: Friday, February 22, 2019, 9:00 AM Room 582-N
 02/25/2019 House—Committee Report recommending bill be passed by Committee on Rural Revitalization—HJ 233
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2113** Bill by Elections
Petition requirements for recognition of political parties.
 01/31/2019 House—Introduced—HJ 100
 02/01/2019 House—Referred to Committee on Elections—HJ 104
 02/07/2019 House—Hearing: Tuesday, February 12, 2019, 3:30 PM Room 212-N
- H 2114** Bill by Agriculture
Allowing counties to impose a severance tax on limestone.
 01/31/2019 House—Introduced—HJ 101
 02/01/2019 House—Referred to Committee on Taxation—HJ 104
- H 2115** Bill by Federal and State Affairs
Requiring verification of certain hours billed by contractors under certain contracts.
 01/31/2019 House—Introduced—HJ 101

02/01/2019 House—Referred to Committee on Federal and State Affairs—HJ 104

H 2116 Bill by Representatives Rhiley, Bergquist, Wasinger
Allowing taxpayers to attend BOTA hearings by use of audio or video electronic communication.

01/31/2019 House—Introduced—HJ 101

02/01/2019 House—Referred to Committee on Taxation—HJ 104

03/13/2019 House—Hearing: Monday, March 18, 2019, 3:30 PM Room 112-N

H 2117 Bill by Transportation
Providing for the Knights of Columbus distinctive license plate.

01/31/2019 House—Introduced—HJ 101

02/01/2019 House—Referred to Committee on Transportation—HJ 104

02/06/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 582-N

H 2118 Bill by Commerce, Labor and Economic Development
Providing income tax credits for aerospace and aviation program graduates and their employers.

01/31/2019 House—Introduced—HJ 101

02/01/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 104

02/11/2019 House—Hearing: Wednesday, February 13, 2019, 1:30 PM Room 218-N

02/18/2019 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 190

02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302

03/22/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 416

03/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 437

03/26/2019 House—Committee of the Whole - Motion to rerefer to committee failed—HJ 513

03/26/2019 House—Committee of the Whole - Be passed as amended—HJ 515

03/27/2019 House—Final Action - Passed as amended; Yea: 106 Nay: 18—HJ 529

03/27/2019 Senate—Received and Introduced—SJ 334

04/03/2019 Senate—Referred to Committee on Assessment and Taxation—SJ 356

H 2119 Bill by Financial Institutions and Pensions
Providing for licensed pharmacists to administer certain drugs, authorizing certain business entities to hire physicians and chiropractors and requiring electronic prescriptions for opiates.

01/31/2019 House—Introduced—HJ 101

02/01/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 104

02/07/2019 House—Hearing: Monday, February 11, 2019, 9:00 AM Room 281-N

02/19/2019 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 197

02/21/2019 House—Committee of the Whole - Be passed as amended—HJ 213

02/22/2019 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 222

02/25/2019 Senate—Received and Introduced—SJ 124

02/26/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 134

03/13/2019 Senate—Hearing: Tuesday, March 19, 2019, 9:30 AM Room 546-S

03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 274

03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

- 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 309
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Kelly, Representative Orr and Representative Finney as conferees—HJ 544
 04/01/2019 Senate—Motion to accede adopted; Senator Olson, Senator Billinger and Senator Ware appointed as conferees—SJ 349
 04/03/2019 House—Representative Landwehr, Representative Eplee, and Representative Murnan are appointed to replace Representative Kelly, Representative Orr, and Representative Finney on the Conference Committee—HJ 555
 04/03/2019 Senate—Senator Suellentrop, Senator Berger, and Senator Bollier are appointed to replace Senator Olson, Senator Billinger, and Senator Ware on the Conference Committee—SJ 359
 04/05/2019 Senate—Conference Committee Report was adopted; Yea: 38 Nay: 0—SJ 537
 04/05/2019 House—Conference Committee Report was adopted; Yea: 117 Nay: 3—HJ 808
 05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

- H 2120** Bill by Representatives Mason, Smith, E., Bergquist, Bishop, Carlin, Concannon, Dierks, Dove, Eplee, Erickson, Esau, Finney, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Humphries, Jennings, Johnson, Moore, Ousley, Owens, Rahjes, Resman, Samsel, Schreiber, Thimesch, Victors, Ward, Warfield, Wasinger, Wheeler
Establishing restrictions on the use of step therapy protocols by health insurance plans.
 01/31/2019 House—Introduced—HJ 101
 02/01/2019 House—Referred to Committee on Health and Human Services—HJ 104
- H 2121** Bill by Appropriations
Supplemental appropriations for FY 2019, FY 2020, FY 2021, FY 2022, FY 2023 and FY 2024 for various state agencies.
 01/31/2019 House—Introduced—HJ 101
 02/01/2019 House—Referred to Committee on Appropriations—HJ 104
 02/06/2019 House—Hearing: Wednesday, February 13, 2019, 9:00 AM Room 112-N
- H 2122** Bill by Appropriations
Appropriations for FY 2020, FY 2021 and FY 2022 for various state agencies.
 01/31/2019 House—Introduced—HJ 101
 02/01/2019 House—Referred to Committee on Appropriations—HJ 104
 03/06/2019 House—Hearing: Wednesday, March 13, 2019, 9:00 AM Room 112-N
 03/13/2019 House—Hearing: Thursday, March 14, 2019, 9:00 AM Room 112-N
- H 2123** Bill by Veterans and Military
Amending the Kansas national guard educational assistance act.
 02/01/2019 House—Introduced—HJ 104
 02/04/2019 House—Referred to Committee on Veterans and Military—HJ 107
 02/06/2019 House—Hearing: Thursday, February 14, 2019, 9:00 AM Room 218-N
 02/14/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Veterans and Military—HJ 178
 02/20/2019 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 201
 02/20/2019 Senate—Received and Introduced—SJ 112
 02/21/2019 Senate—Referred to Committee on Federal and State Affairs—SJ 117
 03/06/2019 Senate—Hearing: Tuesday, March 12, 2019, 10:30 AM Room 144-S
 03/14/2019 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Federal and State Affairs—SJ 200
 03/21/2019 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 237

- 03/27/2019 House—Enrolled and presented to Governor on Wednesday, March 27, 2019—HJ 537
- 04/03/2019 House—Approved by Governor on Tuesday, April 2, 2019—HJ 554
- H 2124** Bill by Representatives Parker, Benson, Carlin, Clayton, Horn, Kuether, Pittman, Probst, Ruiz, S., Stogsdill, Warfield, Woodard, Xu
Requiring health insurance plans to cover contraceptives.
 02/04/2019 House—Introduced—HJ 107
 02/05/2019 House—Referred to Committee on Insurance—HJ 113
- H 2125** Bill by Transportation
Requiring licensees operating a motor vehicle to promptly deliver driver's license upon demand by authorized persons.
 02/04/2019 House—Introduced—HJ 107
 02/05/2019 House—Referred to Committee on Transportation—HJ 113
 02/11/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 582-N
 02/18/2019 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 190
 02/20/2019 House—Committee of the Whole - Be passed—HJ 203
 02/21/2019 House—Final Action - Passed; Yea: 115 Nay: 2—HJ 212
 02/21/2019 Senate—Received and Introduced—SJ 117
 02/22/2019 Senate—Referred to Committee on Transportation—SJ 121
 03/14/2019 Senate—Hearing: Thursday, March 21, 2019, 8:30 AM Room 546-S
 03/25/2019 Senate—Committee Report recommending bill be passed by Committee on Transportation—SJ 282
 03/26/2019 Senate—Committee of the Whole - Be passed—SJ 290
 03/27/2019 Senate—Final Action - Passed; Yea: 39 Nay: 0—SJ 309
 04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551
 05/01/2019 House—Approved by Governor on Wednesday, April 10, 2019—HJ 839
- H 2126** Bill by Transportation
Adopting the Driver's Privacy Protection Act.
 02/04/2019 House—Introduced—HJ 107
 02/05/2019 House—Referred to Committee on Transportation—HJ 113
 02/11/2019 House—Hearing: Wednesday, February 13, 2019, 1:30 PM Room 582-N
 02/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 228
 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 244
 02/27/2019 House—Final Action - Passed as amended; Yea: 113 Nay: 10—HJ 261
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Transportation—SJ 167
 03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 8:30 AM Room 546-S
 03/14/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 201
 03/20/2019 Senate—Committee of the Whole - Be passed as amended—SJ 227
 03/21/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 238
 03/26/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Thimesch and Representative Helgerson as conferees—HJ 500
 03/27/2019 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 306
 04/04/2019 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 455
 04/05/2019 House—Conference Committee Report was adopted; Yea: 123 Nay: 0—HJ 671

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

- H 2127** Bill by Transportation
Eliminating the marking requirements for certain truck and truck tractors.
 02/04/2019 House—Introduced—HJ 107
 02/05/2019 House—Referred to Committee on Transportation—HJ 113
 02/11/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 582-N
 02/18/2019 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 190
 02/20/2019 House—Committee of the Whole - Be passed—HJ 203
 02/21/2019 House—Final Action - Passed; Yea: 117 Nay: 0—HJ 212
 02/21/2019 Senate—Received and Introduced—SJ 117
 02/22/2019 Senate—Referred to Committee on Transportation—SJ 121
 03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 8:30 AM Room 546-S
 03/14/2019 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Transportation—SJ 201
 03/21/2019 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 237
 03/27/2019 House—Enrolled and presented to Governor on Wednesday, March 27, 2019—HJ 537
 04/03/2019 House—Approved by Governor on Tuesday, April 2, 2019—HJ 554
- H 2128** Bill by Representatives Ward, Hodge
Decreasing the sales and use tax rate on food and food ingredients.
 02/04/2019 House—Introduced—HJ 107
 02/05/2019 House—Referred to Committee on Taxation—HJ 113
- H 2129** Bill by Representatives Ward, Gartner, Warfield
Creating the gun safety red flag act.
 02/04/2019 House—Introduced—HJ 107
 02/05/2019 House—Referred to Committee on Federal and State Affairs—HJ 113
- H 2130** Bill by Representatives Ruiz, S., Woodard, Alcalá, Ballard, Bishop, Carlin, Carmichael, Clayton, Cox, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Xu
Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
 02/04/2019 House—Introduced—HJ 107
 02/05/2019 House—Referred to Committee on Federal and State Affairs—HJ 113
- H 2131** Bill by Rural Revitalization
Providing for a sales tax exemption for construction and certain purchases for businesses qualifying as part of an enterprise zone.
 02/04/2019 House—Introduced—HJ 110
 02/05/2019 House—Referred to Committee on Rural Revitalization—HJ 113
 02/11/2019 House—Hearing: Thursday, February 14, 2019, 9:00 AM Room 582-N
 02/28/2019 House—Withdrawn from Committee on Rural Revitalization; Referred to Committee on Taxation—HJ 304
- H 2132** Bill by Corrections and Juvenile Justice
Increasing the criminal penalty for lewd and lascivious behavior.
 02/04/2019 House—Introduced—HJ 110

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/05/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 113
 02/06/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 152-S

H 2133 Bill by Taxation

Required reporting for entities who deliver alcoholic liquors to consumers.

02/04/2019 House—Introduced—HJ 110
 02/05/2019 House—Referred to Committee on Taxation—HJ 113
 02/05/2019 House—Withdrawn from Committee on Taxation; Referred to Committee on Federal and State Affairs—HJ 113
 02/06/2019 House—Hearing: Thursday, February 14, 2019, 9:00 AM Room 346-S
 02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 233
 03/12/2019 House—Committee of the Whole - Be passed as amended—HJ 333
 03/13/2019 House—Final Action - Passed as amended; Yea: 121 Nay: 2—HJ 339
 03/13/2019 Senate—Received and Introduced—SJ 188
 03/14/2019 Senate—Hearing: Wednesday, March 20, 2019, 10:30 AM Room 144-S
 03/14/2019 Senate—Referred to Committee on Federal and State Affairs—SJ 194
 03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 273

H 2134 Bill by Taxation

Sales tax exemption for nonprofit integrated community care organizations.

02/04/2019 House—Introduced—HJ 110
 02/05/2019 House—Referred to Committee on Taxation—HJ 113
 02/12/2019 House—Hearing: Wednesday, February 13, 2019, 3:30 PM Room 112-N

H 2135 Bill by Local Government

Restrictions on city and county political sign regulations repealed.

02/05/2019 House—Introduced—HJ 113
 02/06/2019 House—Referred to Committee on Local Government—HJ 118
 02/07/2019 House—Hearing: Wednesday, February 13, 2019, 9:00 AM Room 218-N
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 219
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302

H 2136 Bill by Representative Collins

Establishing municipal vacancy appointment limitations.

02/05/2019 House—Introduced—HJ 113
 02/06/2019 House—Referred to Committee on Local Government—HJ 118
 02/07/2019 House—Hearing: Wednesday, February 13, 2019, 9:00 AM Room 218-N
 02/20/2019 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 205
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2137 Bill by Judiciary

Legislative review of exceptions to disclosure of public records under the Kansas open records act.

02/05/2019 House—Introduced—HJ 113
 02/06/2019 House—Referred to Committee on Judiciary—HJ 118
 02/07/2019 House—Hearing: Monday, February 11, 2019, 3:30 PM Room 346-S
 02/14/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 169

02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Judiciary—HJ 308
 03/19/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 368
 03/25/2019 House—Committee of the Whole - Be passed—HJ 442
 03/26/2019 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 482
 03/26/2019 Senate—Received and Introduced—SJ 291
 04/03/2019 Senate—Referred to Committee on Judiciary—SJ 356

H 2138 Bill by Taxation
Required fee for entry into a sexually oriented business.

02/05/2019 House—Introduced—HJ 113
 02/06/2019 House—Referred to Committee on Taxation—HJ 118

H 2139 Bill by Financial Institutions and Pensions
Permitting local eligible employers to affiliate with KP&F with regard to coverage of certain local corrections employees.

02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 118
 02/15/2019 House—Hearing: Wednesday, February 20, 2019, 9:00 AM Room 281-N

H 2140 Bill by Financial Institutions and Pensions
Providing sales tax authority for Dickinson, Finney, Jackson, Russell, Thomas and Wabaunsee counties; specifying certain county sales tax collection requirements of director of taxation; and providing a sales tax exemption for sales of certain coins or bullion.

02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 118
 02/13/2019 House—Hearing: Monday, February 18, 2019, 8:30 AM Room 546-S
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Financial Institutions and Pensions—HJ 218
 02/26/2019 House—Committee of the Whole - Be passed—HJ 241
 02/27/2019 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 261
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 167
 03/13/2019 Senate—Hearing: Tuesday, March 19, 2019, 9:30 AM Room 546-S
 03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 274
 03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290
 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 309
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Kelly, Representative Orr and Representative Finney as conferees—HJ 544
 04/01/2019 Senate—Motion to accede adopted; Senator Olson, Senator Billinger and Senator Ware appointed as conferees—SJ 349
 05/01/2019 House—Representative Johnson, Representative Mason, and Representative Gartner are appointed to replace Representative Kelly, Representative Orr, and Representative Finney on the Conference Committee—HJ 843
 05/02/2019 Senate—Motion to adopt Conference Committee Report
 05/02/2019 Senate—Substitute motion to not adopt and appoint a new conference failed. Yea: 11 Nay: 19—SJ 710

05/02/2019 Senate—Conference Committee Report was adopted; Yea: 33 Nay: 7—SJ 710
 05/04/2019 House—Conference Committee Report was adopted; Yea: 98 Nay: 26—HJ 1725
 05/29/2019 House—Enrolled and presented to Governor on Friday, May 10, 2019—HJ 1922
 05/29/2019 House—Approved by Governor on Thursday, May 16, 2019—HJ 1917

- H 2141** Bill by Financial Institutions and Pensions
Amortizing the state and school KPERS actuarial accrued liability for a period of 30 years and eliminating certain level-dollar employer contribution payments.
 02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 118
- H 2142** Bill by Financial Institutions and Pensions
Increasing the lump-sum death benefit for retirants under KPERS.
 02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 118
- H 2143** Bill by Insurance
Senate Substitute for HB 2143 by Committee on Financial Institutions and Insurance - Amending provisions related to and providing for certain healthcare benefit coverages.
 02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Insurance—HJ 118
 02/06/2019 House—Hearing: Monday, February 11, 2019, 3:30 PM Room 212-N
 02/14/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Insurance—HJ 169
 02/20/2019 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 202
 02/20/2019 Senate—Received and Introduced—SJ 112
 02/21/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 117
 03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 9:30 AM Room 546-S
 03/20/2019 Senate—Committee Report recommending substitute bill be passed by Committee on Financial Institutions and Insurance—SJ 228
 04/05/2019 Senate—Withdrawn from Calendar, Rereferred to Committee on Financial Institutions and Insurance—SJ 555
- H 2144** Bill by Representative Williams
Requiring community colleges to publish certain taxpayer and student transparency data.
 02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Education—HJ 118
 02/07/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 218-N
 02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Education—HJ 236
 02/27/2019 House—Committee of the Whole - Be passed as amended—HJ 273
 02/27/2019 House—Emergency Final Action - Passed as amended; Yea: 84 Nay: 40—HJ 299
 02/28/2019 Senate—Received and Introduced—SJ 167
 03/06/2019 Senate—Referred to Committee on Education—SJ 170
 03/12/2019 Senate—Hearing: Tuesday, March 19, 2019, 1:30 PM Room 144-S
 03/22/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Education—SJ 277
 03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290
 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 310
 04/02/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Huebert, Representative Dietrich and Representative Ward as

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

conferees—HJ 550

04/02/2019 Senate—Motion to accede adopted; Senator Baumgardner, Senator Alley and Senator Sykes appointed as conferees—SJ 353

04/04/2019 House—Concurred with amendments in conference; Yea: 116 Nay: 6—HJ 564

05/01/2019 House—Enrolled and presented to Governor on Monday, April 8, 2019—HJ 844

05/01/2019 House—Approved by Governor on Tuesday, April 16, 2019—HJ 839

- H 2145** Bill by K-12 Education Budget
Making appropriations for fiscal years 2020 and 2021 for the department of education for special education and related services.
 02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on K-12 Education Budget—HJ 118
- H 2146** Bill by Health and Human Services
Providing for certain business entities to engage in the corporate practice of medicine.
 02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Health and Human Services—HJ 118
 02/06/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 546-S
- H 2147** Bill by Commerce, Labor and Economic Development
Increasing bond maturity limitations in the Kansas rural housing incentive district act.
 02/05/2019 House—Introduced—HJ 114
 02/06/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 118
 02/13/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 112-N
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 213
 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 243
 02/27/2019 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 262
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Commerce—SJ 167
 03/06/2019 Senate—Hearing: Thursday, March 14, 2019, 8:30 AM Room 548-S
- H 2148** Bill by Representative Rhiley
Unemployment benefits for privately contracted school bus drivers.
 02/06/2019 House—Introduced—HJ 116
 02/07/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 124
- H 2149** Bill by Children and Seniors
Requiring a timely determination of KanCare eligibility.
 02/06/2019 House—Introduced—HJ 116
 02/07/2019 House—Hearing: Wednesday, February 13, 2019, 1:30 PM Room 346-S
 02/07/2019 House—Referred to Committee on Children and Seniors—HJ 124
- H 2150** Bill by Representatives Erickson, Humphries
Enacting the Kansas hope scholarship act.
 02/06/2019 House—Introduced—HJ 116
 02/07/2019 House—Referred to Committee on K-12 Education Budget—HJ 125
 02/07/2019 House—Hearing: Thursday, February 14, 2019, 3:30 PM Room 546-S
- H 2151** Bill by Judiciary
Granting immunity from civil liability to the person who files a citizen-initiated grand jury petition.

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/06/2019 House—Introduced—HJ 116
 02/07/2019 House—Referred to Committee on Judiciary—HJ 125
 02/13/2019 House—Hearing: Wednesday, February 20, 2019, 3:30 PM Room 346-S

H 2152 Bill by Judiciary

Creating the assistance animal integrity act.

02/06/2019 House—Introduced—HJ 116
 02/07/2019 House—Referred to Committee on Judiciary—HJ 125
 02/07/2019 House—Hearing: Monday, February 11, 2019, 3:30 PM Room 346-S

H 2153 Bill by Federal and State Affairs

Repealing statutes pertaining to student religious associations.

02/06/2019 House—Introduced—HJ 116
 02/07/2019 House—Referred to Committee on Federal and State Affairs—HJ 124

H 2154 Bill by Rural Revitalization

Making unemployment benefits available for federal and state employees who are required to work without pay.

02/06/2019 House—Introduced—HJ 116
 02/07/2019 House—Referred to Committee on Rural Revitalization—HJ 125
 02/13/2019 House—Hearing: Monday, February 18, 2019, 9:00 AM Room 582-N
 02/19/2019 House—Committee Report recommending bill be passed by Committee on Rural Revitalization—HJ 197
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Rural Revitalization—HJ 308
 03/12/2019 House—Committee Report recommending bill be passed by Committee on Rural Revitalization—HJ 335
 03/26/2019 House—Committee of the Whole - Be passed—HJ 512
 03/27/2019 House—Final Action - Passed; Yea: 111 Nay: 12—HJ 530
 03/27/2019 Senate—Received and Introduced—SJ 334
 04/03/2019 Senate—Referred to Committee on Commerce—SJ 356

H 2155 Bill by Health and Human Services

Improving the Kansas medicolegal death investigation system.

02/06/2019 House—Introduced—HJ 117
 02/07/2019 House—Referred to Committee on Health and Human Services—HJ 125
 02/07/2019 House—Hearing: Wednesday, February 13, 2019, 1:30 PM Room 546-S

H 2156 Bill by Agriculture

Clarifying that it is unlawful for a person to submit an inspection report concerning wood-destroying pests unless that person is a pesticide applicator with the correct certification and license.

02/06/2019 House—Introduced—HJ 117
 02/07/2019 House—Referred to Committee on Agriculture—HJ 124
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 3:30 PM Room 582-N

H 2157 Bill by Children and Seniors

Concerning state benefit requirements and limitations for the temporary assistance for needy families program.

02/06/2019 House—Introduced—HJ 117
 02/07/2019 House—Referred to Committee on Health and Human Services—HJ 125

- H 2158** Bill by Appropriations
Authorizing the board of regents on behalf of the university of Kansas to sell certain real property in Douglas county.
 02/06/2019 House—Introduced—HJ 117
 02/07/2019 House—Referred to Committee on Appropriations—HJ 124
 02/13/2019 House—Hearing: Monday, February 18, 2019, 9:00 AM Room 112-N
- H 2159** Bill by Appropriations
Authorizing the board of regents on behalf of Kansas state university to sell certain real property in Saline county.
 02/06/2019 House—Introduced—HJ 117
 02/11/2019 House—Referred to Committee on Appropriations—HJ 124
 02/13/2019 House—Hearing: Monday, February 18, 2019, 9:00 AM Room 112-N
- H 2160** Bill by Taxation
Providing sales tax authority for Dickinson, Jackson, Russell, Thomas and Wabaunsee counties, and providing a sales tax exemption for sales of certain coins or bullion.
 02/06/2019 House—Introduced—HJ 117
 02/07/2019 House—Referred to Committee on Taxation—HJ 125
 02/11/2019 House—Hearing: Wednesday, February 13, 2019, 3:30 PM Room 112-N
 02/26/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 255
 03/07/2019 House—Committee of the Whole - Be passed as amended—HJ 316
 03/08/2019 House—Final Action - Passed as amended; Yea: 112 Nay: 7—HJ 320
 03/08/2019 Senate—Received and Introduced—SJ 175
 03/11/2019 Senate—Referred to Committee on Assessment and Taxation—SJ 177
 03/13/2019 Senate—Hearing: Tuesday, March 19, 2019, 9:30 AM Room 548-S
 03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Assessment and Taxation—SJ 241
 03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290
 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 310
 04/04/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Johnson, Representative Mason and Representative Gartner as conferees—HJ 565
 04/04/2019 Senate—Motion to accede adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as conferees—SJ 505
 05/04/2019 Senate—Conference Committee Report agree to disagree adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as second conferees—SJ 756
 05/04/2019 House—Conference Committee Report agree to disagree adopted; Representative Johnson, Representative Mason and Representative Gartner appointed as second conferees—HJ 1806
- H 2161** Bill by Representative Alcalá
Creating the Kansas animal abuse offender repository.
 02/06/2019 House—Introduced—HJ 117
 02/07/2019 House—Referred to Committee on Judiciary—HJ 125
- H 2162** Bill by Judiciary
Amending the definition of "consumer transaction" and "supplier" in the Kansas consumer protection act.
 02/06/2019 House—Introduced—HJ 117
 02/07/2019 House—Referred to Committee on Judiciary—HJ 125
 02/07/2019 House—Hearing: Monday, February 11, 2019, 3:30 PM Room 346-S

- 02/21/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 219
02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2163** Bill by Representatives Karleskint, Holscher, Horn, Kessinger
Providing for the legal use of medical cannabis.
02/06/2019 House—Introduced—HJ 117
02/07/2019 House—Referred to Committee on Health and Human Services—HJ 125
- H 2164** Bill by Representative Ousley
Repealing the adoption protection act.
02/06/2019 House—Introduced—HJ 117
02/07/2019 House—Referred to Committee on Federal and State Affairs—HJ 124
- H 2165** Bill by Representatives Delperdang, Bergquist, Capps, Carpenter, W., Highland, Hoheisel, Holscher, Howard, Humphries, Jacobs, Jennings, Moore, Owens, Patton, Pittman, Probst, Resman, Seiwert, Smith, E., Thomas
Providing membership in the KP&F retirement system for security officers of the department of corrections.
02/06/2019 House—Introduced—HJ 117
02/07/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 125
02/20/2019 House—Hearing: Monday, February 25, 2019, 9:00 AM Room 281-N
- H 2166** Bill by Education
Requiring personal financial literacy courses for high school graduation.
02/06/2019 House—Introduced—HJ 118
02/07/2019 House—Referred to Committee on Education—HJ 124
02/07/2019 House—Hearing: Tuesday, February 12, 2019, 1:30 PM Room 218-N
- H 2167** Bill by Commerce, Labor and Economic Development
Senate Substitute for HB 2167 by Committee on Agriculture and Natural Resources - Establishing a commercial industrial hemp program.
02/06/2019 House—Introduced—HJ 120
02/07/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 124
02/13/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 112-N
02/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 227
02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 244
02/27/2019 House—Final Action - Passed as amended; Yea: 63 Nay: 60—HJ 263
02/27/2019 Senate—Received and Introduced—SJ 166
02/28/2019 Senate—Referred to Committee on Commerce—SJ 167
03/06/2019 Senate—Withdrawn from Committee on Commerce; Referred to Committee on Agriculture and Natural Resources—SJ 170
03/07/2019 Senate—Hearing: (proponents) Wednesday, March 13, 2019, 8:30 AM Room 159-S
03/07/2019 Senate—Hearing: (opponents) Thursday, March 14, 2019, 8:30 AM Room 159-S
03/07/2019 Senate—Hearing: (neutral) Wednesday, March 13, 2019, 8:30 AM Room 159-S
03/22/2019 Senate—Committee Report recommending substitute bill be passed by Committee on Agriculture and Natural Resources—SJ 276
03/27/2019 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 327
03/27/2019 Senate—Emergency Final Action - Substitute passed as amended; Yea: 39 Nay: 0—SJ 332

- 04/02/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Highland, Representative Smith, E. and Representative Carlin as conferees—HJ 550
- 04/02/2019 Senate—Motion to accede adopted; Senator Kerschen, Senator Estes and Senator Francisco appointed as conferees—SJ 354
- 04/05/2019 Senate—Senator Billinger is appointed to replace Senator Estes on the Conference Committee—SJ 555
- 04/05/2019 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 0—SJ 570
- 04/05/2019 House—Conference Committee Report was adopted; Yea: 114 Nay: 3—HJ 830
- 05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
- 05/01/2019 House—Approved by Governor on Monday, April 15, 2019—HJ 839

H 2168 Bill by Higher Education Budget
Authorizing the state board of regents to sell and convey certain real property in Riley, Saline and Douglas counties on behalf of Kansas state university and the university of Kansas.

- 02/06/2019 House—Introduced—HJ 120
- 02/07/2019 House—Referred to Committee on Appropriations—HJ 124
- 02/13/2019 House—Hearing: Monday, February 18, 2019, 9:00 AM Room 112-N
- 02/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 225
- 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 256
- 02/27/2019 House—Final Action - Passed as amended; Yea: 122 Nay: 1—HJ 264
- 02/27/2019 Senate—Received and Introduced—SJ 166
- 02/28/2019 Senate—Referred to Committee on Education—SJ 167
- 03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 1:30 PM Room 144-S
- 03/22/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Education—SJ 277
- 03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290
- 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 310
- 04/02/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Waymaster, Representative Hoffman and Representative Wolfe Moore as conferees—HJ 551
- 04/02/2019 Senate—Motion to accede adopted; Senator Baumgardner, Senator Alley and Senator Sykes appointed as conferees—SJ 354

H 2169 Bill by Elections
Expand the definition of express advocacy in the campaign finance act to cover phrases where reasonable minds could not differ and delete the requirement that the name of treasurers of organizations be disclosed in advertisements.

- 02/06/2019 House—Introduced—HJ 120
- 02/07/2019 House—Referred to Committee on Elections—HJ 124
- 02/13/2019 House—Hearing: Thursday, February 21, 2019, 3:30 PM Room 212-N

H 2170 Bill by Elections
Campaign finance reports for all state offices must be filed electronically.

- 02/06/2019 House—Introduced—HJ 120
- 02/07/2019 House—Referred to Committee on Elections—HJ 124
- 02/13/2019 House—Hearing: Thursday, February 21, 2019, 3:30 PM Room 212-N
- 02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 232
- 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

- H 2171** Bill by Elections
Allow the attribution in political ads in electronic media to be placed anywhere in the ad and delete the listing of the treasurer of organizations in political ads.
 02/06/2019 House—Introduced—HJ 120
 02/07/2019 House—Referred to Committee on Elections—HJ 124
 02/13/2019 House—Hearing: Thursday, February 21, 2019, 3:30 PM Room 212-N
 02/25/2019 House—Committee Report recommending bill be passed by Committee on Elections—HJ 232
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2172** Bill by Elections
Notice of the late filing of lobbyist reports and the grace period allowed start when the notice is mailed.
 02/06/2019 House—Introduced—HJ 120
 02/07/2019 House—Referred to Committee on Elections—HJ 124
 02/13/2019 House—Hearing: Thursday, February 21, 2019, 3:30 PM Room 212-N
 02/25/2019 House—Committee Report recommending bill be passed by Committee on Elections—HJ 232
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2173** Bill by Agriculture
Establishing a commercial industrial hemp program.
 02/07/2019 House—Introduced—HJ 122
 02/07/2019 House—Hearing: Wednesday, February 13, 2019, 3:30 PM Room 582-N
 02/08/2019 House—Referred to Committee on Agriculture—HJ 138
 02/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Agriculture—HJ 224
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Agriculture—HJ 308
 03/20/2019 House—Committee Report recommending bill be passed as amended by Committee on Agriculture—HJ 383
 03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 465
 03/26/2019 House—Final Action - Passed as amended; Yea: 119 Nay: 5—HJ 483
 03/26/2019 Senate—Received and Introduced—SJ 291
 04/03/2019 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 356
- H 2174** Bill by Commerce, Labor and Economic Development
Extending the sunset date of the state use law for five years.
 02/07/2019 House—Introduced—HJ 122
 02/08/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 138
 02/15/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 112-N
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 213
 02/26/2019 House—Committee of the Whole - Be passed—HJ 241
 02/27/2019 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 264
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Commerce—SJ 167
 03/06/2019 Senate—Hearing: Thursday, March 7, 2019, 8:30 AM Room 548-S
 03/07/2019 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Commerce—SJ 174

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

03/13/2019 Senate—Consent Calendar Passed Yea: 38 Nay: 0—SJ 189
 03/19/2019 House—Enrolled and presented to Governor on Tuesday, March 19, 2019—HJ 369
 04/01/2019 House—Approved by Governor on Thursday, March 28, 2019—HJ 540

H 2175 Bill by Commerce, Labor and Economic Development

Enacting the fair share act.

02/07/2019 House—Introduced—HJ 122
 02/08/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 138

H 2176 Bill by Elections

Elections; unlawful collection of voted or unvoted ballots.

02/07/2019 House—Introduced—HJ 122
 02/08/2019 House—Referred to Committee on Elections—HJ 138
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 3:30 PM Room 212-N
 02/25/2019 House—Committee Report recommending bill be passed by Committee on Elections—HJ 232
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Elections—HJ 308

H 2177 Bill by Insurance

Updating accounting and reporting requirements of hedging transactions, risk-based capital instructions and enterprise risk reports and updating definitions for fraudulent insurance acts.

02/07/2019 House—Introduced—HJ 122
 02/08/2019 House—Referred to Committee on Insurance—HJ 138
 02/13/2019 House—Hearing: Monday, February 18, 2019, 3:30 PM Room 212-N
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 219
 02/26/2019 House—Committee of the Whole - Be passed—HJ 241
 02/27/2019 House—Final Action - Passed; Yea: 122 Nay: 2—HJ 265
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 167
 03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 9:30 AM Room 546-S
 03/19/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 218
 03/25/2019 Senate—Committee of the Whole - Be passed as amended—SJ 281
 03/26/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 288
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Vickrey, Representative Cox and Representative Neighbor as conferees—HJ 542
 04/01/2019 Senate—Motion to accede adopted; Senator Olson, Senator Billinger and Senator Ware appointed as conferees—SJ 346
 04/04/2019 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 458
 04/05/2019 House—Conference Committee Report was adopted; Yea: 120 Nay: 1—HJ 784
 05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

H 2178 Bill by Judiciary

Amending the Kansas underground utility damage prevention act.

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/07/2019 House—Introduced—HJ 122
 02/07/2019 House—Hearing: Tuesday, February 12, 2019, 3:30 PM Room 346-S
 02/08/2019 House—Referred to Committee on Judiciary—HJ 138
 02/22/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—HJ 228
 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 256
 02/27/2019 House—Final Action - Passed as amended; Yea: 122 Nay: 2—HJ 265
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Judiciary—SJ 167
 03/06/2019 Senate—Hearing: Tuesday, March 12, 2019, 10:30 AM Room 346-S
 03/19/2019 Senate—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—SJ 219
 03/27/2019 Senate—Committee of the Whole - Be passed as further amended—SJ 327
 03/27/2019 Senate—Emergency Final Action - Passed as amended; Yea: 38 Nay: 1—SJ 332
 04/01/2019 House—Concurred with amendments; Yea: 120 Nay: 0—HJ 543
 04/05/2019 House—Enrolled and presented to Governor on Friday, April 5, 2019—HJ 834
 05/01/2019 House—Approved by Governor on Thursday, April 11, 2019—HJ 839

H 2179 Bill by Transportation**Adopting the Driver's Privacy Protection Act.**

02/07/2019 House—Introduced—HJ 122
 02/08/2019 House—Referred to Committee on Transportation—HJ 138
 02/11/2019 House—Hearing: Wednesday, February 13, 2019, 1:30 PM Room 582-N
 02/20/2019 House—Committee Report recommending bill be passed by Committee on
 Transportation—HJ 205
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—
 HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee
 on Transportation—HJ 308
 03/20/2019 House—Committee Report recommending bill be passed and placed on Consent
 Calendar by Committee on Transportation—HJ 392
 03/25/2019 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 429
 03/25/2019 Senate—Received and Introduced—SJ 280
 03/26/2019 Senate—Referred to Committee on Transportation—SJ 284

H 2180 Bill by Transportation**Changing certain registration and title fees on vehicles and disposition of funds.**

02/07/2019 House—Introduced—HJ 122
 02/08/2019 House—Referred to Committee on Transportation—HJ 138
 02/13/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 582-N

H 2181 Bill by Representatives Alcala, Bishop, Warfield**Disposition of seized firearms by law enforcement agencies.**

02/07/2019 House—Introduced—HJ 122
 02/08/2019 House—Referred to Committee on Judiciary—HJ 138

H 2182 Bill by Representative Hodge**Requiring increased motor vehicle insurance coverage for people with convictions relating to driving under the influence.**

02/07/2019 House—Introduced—HJ 123
 02/08/2019 House—Referred to Committee on Insurance—HJ 138

- H 2183** Bill by Education
Requiring a computer science course for high school graduation.
 02/07/2019 House—Introduced—HJ 123
 02/08/2019 House—Referred to Committee on Education—HJ 138
 02/15/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 218-N
- H 2184** Bill by Health and Human Services
Enacting the massage therapist licensure act.
 02/07/2019 House—Introduced—HJ 123
 02/08/2019 House—Referred to Committee on Health and Human Services—HJ 138
- H 2185** Bill by Health and Human Services
Clarifying the naturopathic medicine scope of practice to include diagnostic imaging.
 02/07/2019 House—Introduced—HJ 131
 02/08/2019 House—Referred to Committee on Health and Human Services—HJ 138
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 546-S
 02/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 227
 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 256
 02/27/2019 House—Final Action - Passed as amended; Yea: 123 Nay: 1—HJ 266
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 167
 03/06/2019 Senate—Hearing: Thursday, March 14, 2019, 9:30 AM Room 118-N
 03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 274
- H 2186** Bill by Children and Seniors
Granting employees who earn sick leave the right to use it to care for their family members.
 02/07/2019 House—Introduced—HJ 131
 02/08/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 138
 02/15/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 112-N
- H 2187** Bill by Children and Seniors
Establishing the office of the child advocate for children's protection and services.
 02/07/2019 House—Introduced—HJ 131
 02/08/2019 House—Referred to Committee on Children and Seniors—HJ 138
- H 2188** Bill by Local Government
Dissolving the White Clay watershed district no. 26, city of Atchison assumes obligations and amending the tax lid relating to the dissolution of any taxing subdivision.
 02/07/2019 House—Introduced—HJ 131
 02/08/2019 House—Referred to Committee on Local Government—HJ 138
 02/14/2019 House—Hearing: Monday, February 18, 2019, 9:00 AM Room 218-N
 02/19/2019 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 197
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Local Government—HJ 308
 03/14/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Local Government—HJ 349

03/19/2019 House—Final Action - Passed; Yea: 125 Nay: 0—HJ 366
 03/19/2019 Senate—Received and Introduced—SJ 217
 03/20/2019 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 223
 03/20/2019 Senate—Hearing: Thursday, March 21, 2019, 9:30 AM Room 142-S
 03/21/2019 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Ethics, Elections and Local Government—SJ 273
 03/26/2019 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 285
 04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551
 05/01/2019 House—Approved by Governor on Tuesday, April 9, 2019—HJ 839

H 2189 Bill by Representative Parker
Elections; voting provisional ballot allowed when voter moves to a new county without reregistering.
 02/07/2019 House—Introduced—HJ 131
 02/08/2019 House—Referred to Committee on Elections—HJ 138

H 2190 Bill by Federal and State Affairs
Prohibiting the state corporation commission from authorizing certain charges for electric service.
 02/07/2019 House—Introduced—HJ 131
 02/08/2019 House—Referred to Committee on Federal and State Affairs—HJ 138

H 2191 Bill by Judiciary
Amending the procedure for execution of a search warrant for electronically stored information.
 02/07/2019 House—Introduced—HJ 131
 02/07/2019 House—Hearing: Tuesday, February 12, 2019, 3:30 PM Room 346-S
 02/08/2019 House—Referred to Committee on Judiciary—HJ 138
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 219
 02/26/2019 House—Committee of the Whole - Be passed—HJ 241
 02/27/2019 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 266
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Judiciary—SJ 167
 03/06/2019 Senate—Hearing: Thursday, March 14, 2019, 10:30 AM Room 346-S
 03/26/2019 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 292
 03/27/2019 Senate—Committee of the Whole - Be passed—SJ 311
 03/27/2019 Senate—Emergency Final Action - Passed; Yea: 39 Nay: 0—SJ 333
 04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551
 05/01/2019 House—Approved by Governor on Wednesday, April 10, 2019—HJ 839

H 2192 Bill by Judiciary
Court of appeals judges to be nominated by the supreme court nominating commission and appointed by the governor.
 02/07/2019 House—Introduced—HJ 132
 02/08/2019 House—Referred to Committee on Judiciary—HJ 138

H 2193 Bill by Judiciary
Requiring assets seized pursuant to the Kansas standard asset seizure and forfeiture act to be returned upon acquittal.
 02/07/2019 House—Introduced—HJ 132

02/08/2019 House—Referred to Committee on Judiciary—HJ 138

- H 2194** Bill by Representatives Pittman, Kessinger
Allowing wagering losses for Kansas itemized deductions.
 02/07/2019 House—Introduced—HJ 132
 02/08/2019 House—Referred to Committee on Taxation—HJ 138
- H 2195** Bill by Representatives Pittman, Blex, Ellis, Hodge, Horn, Karleskint, Neighbor, Parker, Probst, Ruiz, S., Woodard, Xu
Sales tax exemption for sales of farm products sold at farmers' markets.
 02/07/2019 House—Introduced—HJ 132
 02/08/2019 House—Referred to Committee on Taxation—HJ 138
- H 2196** Bill by Representatives Pittman, Awerkamp, Bergquist, Ellis, Eplee, Highland, Hineman, Resman
Creating a presumption in favor of shared parenting time for temporary orders.
 02/07/2019 House—Introduced—HJ 132
 02/08/2019 House—Referred to Committee on Judiciary—HJ 138
- H 2197** Bill by Financial Institutions and Pensions
Amortizing the state and school KPERS actuarial accrued liability over a 30-year period and eliminating certain level-dollar employer contribution payments.
 02/07/2019 House—Introduced—HJ 132
 02/08/2019 House—Hearing: Wednesday, February 13, 2019, 9:00 AM Room 346-S
 02/08/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 138
 02/13/2019 House—Committee Report without recommendation by Committee on Financial Institutions and Pensions—HJ 160
 02/14/2019 House—Committee of the Whole - Motion to rerefer to committee failed
 02/14/2019 House—Committee of the Whole - Motion to recommend favorably for passage failed Yea: 36 Nay: 87—HJ 168
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2198** Bill by Health and Human Services
Allowing the use of expedited partner therapy to treat a sexually transmitted disease.
 02/07/2019 House—Introduced—HJ 132
 02/08/2019 House—Referred to Committee on Health and Human Services—HJ 138
 02/11/2019 House—Hearing: Thursday, February 14, 2019, 1:30 PM Room 546-S
 02/22/2019 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 227
 02/26/2019 House—Committee of the Whole - Be passed—HJ 256
 02/27/2019 House—Final Action - Passed; Yea: 89 Nay: 35—HJ 267
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 167
- H 2199** Bill by Health and Human Services
Amending documentation requirements related to preparation of dead bodies.
 02/07/2019 House—Introduced—HJ 132
 02/08/2019 House—Referred to Committee on Health and Human Services—HJ 138
 02/08/2019 House—Hearing: Wednesday, February 13, 2019, 1:30 PM Room 546-S
 02/14/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Health and Human Services—HJ 169
 02/20/2019 House—Final Action - Passed; Yea: 120 Nay: 1—HJ 202
 02/20/2019 Senate—Received and Introduced—SJ 112
 02/21/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 117

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 9:30 AM Room 118-N
 03/21/2019 Senate—Committee Report recommending bill be passed by Committee on Public Health and Welfare—SJ 274

H 2200 Bill by Health and Human Services

Exempting hair threading from the practice of cosmetology.

02/07/2019 House—Introduced—HJ 132

02/08/2019 House—Referred to Committee on Health and Human Services—HJ 138

H 2201 Bill by Health and Human Services

Updating statutory references necessitated by 2012 executive reorganization order no. 41 related to administration of tuberculosis programs.

02/07/2019 House—Introduced—HJ 132

02/08/2019 House—Referred to Committee on Health and Human Services—HJ 138

02/13/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 546-S

02/19/2019 House—Hearing: (proponents) Tuesday, February 19, 2019, 1:30 PM Room 546-S

02/20/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Health and Human Services—HJ 205

02/25/2019 House—Final Action - Passed; Yea: 118 Nay: 0—HJ 232

02/25/2019 Senate—Received and Introduced—SJ 124

02/26/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 134

03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 9:30 AM Room 118-N

03/19/2019 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Public Health and Welfare—SJ 220

03/26/2019 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 286

04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551

04/05/2019 House—Approved by Governor on Thursday, April 4, 2019—HJ 608

H 2202 Bill by Representative Huebert

Hillsdale cemetery district; deannexing territory of the district within Valley Center.

02/07/2019 House—Introduced—HJ 132

02/08/2019 House—Referred to Committee on Taxation—HJ 138

H 2203 Bill by Financial Institutions and Pensions

Reconciling amendments to certain statutes.

02/07/2019 House—Introduced—HJ 132

02/08/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 138

02/11/2019 House—Hearing: Wednesday, February 13, 2019, 9:00 AM Room 346-S

02/13/2019 House—Hearing: Monday, February 18, 2019, 8:30 AM Room 546-S

02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 233

02/27/2019 House—Committee of the Whole - Be passed as amended—HJ 273

02/27/2019 House—Emergency Final Action - Passed as amended; Yea: 92 Nay: 32—HJ 298

02/28/2019 Senate—Received and Introduced—SJ 167

03/06/2019 Senate—Hearing: Tuesday, March 12, 2019, 9:30 AM Room 546-S

03/06/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 170

03/14/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 200

03/25/2019 Senate—Committee of the Whole - Be passed as amended—SJ 281

03/26/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 289

04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Kelly, Representative Orr and Representative Finney as conferees—HJ 542

- 04/01/2019 Senate—Motion to accede adopted; Senator Olson, Senator Billinger and Senator Ware appointed as conferees—SJ 346
- 05/01/2019 Senate—Senator McGinn and Senator Hawk are appointed to replace Senator Olson and Senator Ware on the Conference Committee—SJ 591
- 05/01/2019 House—Representative Waymaster, Representative Hoffman, and Representative Wolfe Moore are appointed to replace Representative Kelly, Representative Orr, and Representative Finney on the Conference Committee—HJ 842
- 05/04/2019 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 1061
- 05/04/2019 House—Conference Committee Report was adopted; Yea: 121 Nay: 0—HJ 1864
- 05/29/2019 House—Enrolled and presented to Governor on Friday, May 10, 2019—HJ 1922
- 05/29/2019 House—Approved by Governor on Thursday, May 16, 2019—HJ 1917

- H 2204** Bill by Appropriations
Prohibiting the Kansas lottery from entering into or extending an existing management contract with a lottery gaming facility manager without prior legislative approval.
 02/08/2019 House—Introduced—HJ 137
 02/11/2019 House—Referred to Committee on Appropriations—HJ 146
- H 2205** Bill by Appropriations
Eliminating the client obligation for persons receiving home and community-based services.
 02/08/2019 House—Introduced—HJ 138
 02/11/2019 House—Referred to Committee on Appropriations—HJ 146
- H 2206** Bill by Judiciary
Changing the bonding and cost requirements for animals taken into custody under a violation of cruelty to animals.
 02/08/2019 House—Introduced—HJ 138
 02/08/2019 House—Hearing: Tuesday, February 12, 2019, 3:30 PM Room 346-S
 02/11/2019 House—Referred to Committee on Judiciary—HJ 146
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 219
 02/26/2019 House—Committee of the Whole - Be passed
 02/27/2019 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 268
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Judiciary—SJ 167
 03/06/2019 Senate—Hearing: Tuesday, March 12, 2019, 10:30 AM Room 346-S
 03/26/2019 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 292
- H 2207** Bill by K-12 Education Budget
Requirements for school district construction contracts relating to requests for proposals that specify particular products or particular installation methods.
 02/08/2019 House—Introduced—HJ 138
 02/11/2019 House—Referred to Committee on K-12 Education Budget—HJ 146
- H 2208** Bill by Corrections and Juvenile Justice
Creating the crime of sexual extortion.
 02/08/2019 House—Introduced—HJ 138
 02/11/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 146
 02/13/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 152-S
 02/21/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 213

02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2209 Bill by Insurance

Establishing the unclaimed life insurance benefits act, updating certain definitions pertaining to unfair trade practices and association health plans, and providing for third party administrator fees, the purchase of cybersecurity insurance by the Kansas board of regents and certain healthcare benefits coverage.

02/08/2019 House—Introduced—HJ 138

02/11/2019 House—Referred to Committee on Insurance—HJ 146

02/13/2019 House—Hearing: Monday, February 18, 2019, 3:30 PM Room 212-N

02/21/2019 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 219

02/26/2019 House—Committee of the Whole - Be passed—HJ 241

02/27/2019 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 268

02/27/2019 Senate—Received and Introduced—SJ 166

02/28/2019 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 167

03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 9:30 AM Room 546-S

03/14/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 200

03/20/2019 Senate—Committee of the Whole - Be passed as amended—SJ 227

03/21/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 238

03/26/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Vickrey, Representative Cox and Representative Neighbor as conferees—HJ 500

03/27/2019 Senate—Motion to accede adopted; Senator Olson, Senator Billinger and Senator Ware appointed as conferees—SJ 306

04/03/2019 Senate—Conference Committee Report agree to disagree adopted; Senator Olson, Senator Billinger and Senator Ware appointed as second conferees—SJ 358

04/03/2019 House—Conference Committee Report agree to disagree adopted; Representative Vickrey, Representative Cox and Representative Neighbor appointed as conferees—HJ 559

04/04/2019 Senate—Conference Committee Report was adopted; Yea: 28 Nay: 12—SJ 463

04/05/2019 House—Substitute motion to not adopt and appoint a conference committee failed
Yea: 40 Nay: 83—HJ 675

04/05/2019 House—Conference Committee Report was adopted; Yea: 84 Nay: 39—HJ 675

05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844

05/01/2019 House—Will become law without Governor's signature—HJ 839

H 2210 Bill by Judiciary

Amending uninsured motorist coverage provision requirements in automobile liability insurance policies.

02/08/2019 House—Introduced—HJ 138

02/11/2019 House—Referred to Committee on Insurance—HJ 146

H 2211 Bill by Judiciary

Allowing judges to waive or reduce driver's license reinstatement fees.

02/08/2019 House—Introduced—HJ 138

02/11/2019 House—Referred to Committee on Judiciary—HJ 146

02/11/2019 House—Hearing: Wednesday, February 13, 2019, 3:30 PM Room 346-S

02/21/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 219

02/26/2019 House—Committee of the Whole - Be passed—HJ 241

02/27/2019 House—Final Action - Passed; Yea: 122 Nay: 2—HJ 269

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Judiciary—SJ 167
 03/11/2019 Senate—Hearing: Thursday, March 21, 2019, 10:30 AM Room 346-S
 03/26/2019 Senate—Committee Report recommending bill be passed by Committee on
 Judiciary—SJ 292
 03/27/2019 Senate—Committee of the Whole - Be passed—SJ 328
 03/27/2019 Senate—Emergency Final Action - Passed; Yea: 39 Nay: 0—SJ 333
 04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551
 04/05/2019 House—Approved by Governor on Thursday, April 4, 2019—HJ 608

H 2212 Bill by Taxation**Apportionment of corporate income under the multistate tax compact; election.**

02/08/2019 House—Introduced—HJ 138
 02/11/2019 House—Hearing: Tuesday, February 12, 2019, 3:30 PM Room 112-N
 02/11/2019 House—Referred to Committee on Taxation—HJ 146
 02/14/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Taxation—HJ 178

H 2213 Bill by Corrections and Juvenile Justice**Adding a definition of "amount involved" for a fraudulent insurance act.**

02/08/2019 House—Introduced—HJ 142
 02/11/2019 House—Referred to Committee on Insurance—HJ 146
 02/20/2019 House—Hearing: Monday, February 25, 2019, 3:30 PM Room 212-N
 02/26/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Insurance—HJ 255
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2214 Bill by Transportation**Senate Substitute for HB 2214 by Committee on Transportation - Providing for an increase in registration fees for electric and hybrid vehicles.**

02/08/2019 House—Introduced—HJ 142
 02/11/2019 House—Hearing: Wednesday, February 13, 2019, 1:30 PM Room 582-N
 02/11/2019 House—Referred to Committee on Transportation—HJ 146
 02/22/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Transportation—HJ 228
 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 256
 02/27/2019 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 269
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Transportation—SJ 167
 03/14/2019 Senate—Hearing: Tuesday, March 19, 2019, 8:30 AM Room 546-S
 03/20/2019 Senate—Committee Report recommending substitute bill be passed by Committee
 on Transportation—SJ 228
 03/25/2019 Senate—Committee of the Whole - Substitute bill be passed—SJ 281
 03/26/2019 Senate—Final Action - Substitute passed; Yea: 36 Nay: 3—SJ 289
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested;
 appointed Representative Proehl, Representative Thimesch and Representative Helgerson
 as conferees—HJ 542
 04/01/2019 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and
 Senator Pettey appointed as conferees—SJ 346
 04/05/2019 Senate—Conference Committee Report was adopted; Yea: 36 Nay: 2—SJ 554
 04/05/2019 House—Substitute motion to not adopt and appoint a conference committee failed
 —HJ 789
 04/05/2019 House—Conference Committee Report was adopted; Yea: 80 Nay: 41—HJ 789

05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844
 05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

- H 2215** Bill by Agriculture
Kansas state fair board is authorized to create a nonprofit corporation for the benefit of the state fair.
 02/08/2019 House—Introduced—HJ 142
 02/11/2019 House—Referred to Committee on Agriculture—HJ 146
 02/13/2019 House—Hearing: Monday, February 18, 2019, 3:30 PM Room 582-N
 02/21/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture—HJ 213
 02/26/2019 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 240
 02/26/2019 Senate—Received and Introduced—SJ 153
 02/27/2019 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 155
 03/07/2019 Senate—Hearing: Tuesday, March 12, 2019, 8:30 AM Room 159-S
 03/19/2019 Senate—Committee Report recommending bill be passed by Committee on Agriculture and Natural Resources—SJ 217
 03/25/2019 Senate—Committee of the Whole - Be passed—SJ 281
 03/26/2019 Senate—Final Action - Passed; Yea: 38 Nay: 0—SJ 289
 04/02/2019 House—Enrolled and presented to Governor on Tuesday, April 2, 2019—HJ 551
 05/01/2019 House—Approved by Governor on Friday, April 12, 2019—HJ 839
- H 2216** Bill by Representative Alcalá
Establishing state employee student loan repayment assistance act.
 02/08/2019 House—Introduced—HJ 142
 02/11/2019 House—Referred to Committee on Higher Education Budget—HJ 146
 02/13/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 281-N
- H 2217** Bill by Financial Institutions and Pensions
Enacting the Kansas thrift savings plan act.
 02/08/2019 House—Introduced—HJ 142
 02/11/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 146
 02/27/2019 House—Withdrawn from Committee on Financial Institutions and Pensions;
 Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee
 on Financial Institutions and Pensions—HJ 308
 03/07/2019 House—Hearing: Wednesday, March 13, 2019, 9:00 AM Room 281-N
- H 2218** Bill by Financial Institutions and Pensions
Ending legislator participation in KPERS and establishing an annual salary structure for legislators.
 02/08/2019 House—Introduced—HJ 142
 02/11/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 146
- H 2219** Bill by Representative Alcalá
Requiring bodies subject to the Kansas open meetings act to record proceedings and make the recordings available to the public.
 02/08/2019 House—Introduced—HJ 142
 02/11/2019 House—Referred to Committee on Judiciary—HJ 146
 02/13/2019 House—Hearing: Monday, February 18, 2019, 3:30 PM Room 346-S
- H 2220** Bill by Elections
Free state election act; eliminate proof of citizenship; same day registration and voting; other.

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/11/2019 House—Introduced—HJ 145
 02/12/2019 House—Referred to Committee on Elections—HJ 152

- H 2221** Bill by Transportation
Designating a bridge on United States highway 77 in Cowley county as the SGT Kevin Gilbertson veterans memorial bridge.
 02/11/2019 House—Introduced—HJ 145
 02/12/2019 House—Referred to Committee on Transportation—HJ 152
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 582-N
- H 2222** Bill by Representative Alcalá
Prohibiting food establishments from providing single-use plastic straws to consumers.
 02/11/2019 House—Introduced—HJ 145
 02/12/2019 House—Referred to Committee on Agriculture—HJ 152
- H 2223** Bill by Commerce, Labor and Economic Development
Adopting economic development program evaluation and information disclosure regimes and expanding economic development incentive financing to address housing shortages.
 02/11/2019 House—Introduced—HJ 145
 02/12/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 152
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 112-N
 02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 234
 02/27/2019 House—Committee of the Whole - Be passed as amended—HJ 273
 02/27/2019 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 300
 02/28/2019 Senate—Received and Introduced—SJ 167
 03/06/2019 Senate—Referred to Committee on Federal and State Affairs—SJ 170
 03/13/2019 Senate—Hearing: Wednesday, March 20, 2019, 10:30 AM Room 144-S
 03/21/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 274
 03/26/2019 Senate—Committee of the Whole - Be passed as amended—SJ 290
 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 311
 04/02/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Barker, Representative Awerkamp and Representative Ruiz, L. as conferees—HJ 551
 04/02/2019 Senate—Motion to accede adopted; Senator Estes, Senator Olson and Senator Faust-Goudeau appointed as conferees—SJ 354
 04/03/2019 House—Representative Stogsdill is appointed to replace Representative Ruiz, L. on the Conference Committee—HJ 554
 04/03/2019 Senate—Senator Lynn, Senator Pilcher-Cook, and Senator Holland are appointed to replace Senator Estes, Senator Olson, and Senator Faust-Goudeau on the Conference Committee—SJ 359
 04/03/2019 House—Representative Tarwater, Representative Corbet, and Representative Frownfelter are appointed to replace Representative Barker, Representative Awerkamp, and Representative Stogsdill on the Conference Committee—HJ 560
 04/05/2019 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 0—SJ 574
 05/02/2019 House—Conference Committee Report was adopted; Yea: 123 Nay: 0—HJ 850
 05/03/2019 House—Enrolled and presented to Governor on Friday, May 3, 2019—HJ 1443
 05/29/2019 House—Approved by Governor on Monday, May 13, 2019—HJ 1917
- H 2224** Bill by Representative Probst

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

Requiring the state corporation commission and the secretary of health and environment to assess certain fees upon operators of class I and class II injection wells and establishing the state geological survey monitoring well fund.

02/11/2019 House—Introduced—HJ 145

02/12/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 152

H 2225 Bill by Transportation

Senate Substitute for HB 2225 by Committee on Transportation - Providing for an increase in permit fees for oversize or overweight vehicles and required registration for escort vehicle service operators.

02/11/2019 House—Introduced—HJ 145

02/12/2019 House—Referred to Committee on Transportation—HJ 152

02/13/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 582-N

02/22/2019 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 228

02/26/2019 House—Committee of the Whole - Be passed—HJ 256

02/27/2019 House—Final Action - Passed; Yea: 121 Nay: 3—HJ 270

02/27/2019 Senate—Received and Introduced—SJ 166

02/28/2019 Senate—Referred to Committee on Transportation—SJ 167

03/14/2019 Senate—Hearing: Thursday, March 21, 2019, 8:30 AM Room 546-S

03/25/2019 Senate—Committee Report recommending substitute bill be passed by Committee on Transportation—SJ 282

03/26/2019 Senate—Committee of the Whole - Substitute bill be passed—SJ 291

03/27/2019 Senate—Final Action - Substitute passed; Yea: 35 Nay: 4—SJ 311

04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Thimesch and Representative Helgerson as conferees—HJ 544

04/01/2019 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 349

04/04/2019 Senate—Conference Committee Report was adopted; Yea: 36 Nay: 4—SJ 498

04/05/2019 House—Conference Committee Report was adopted; Yea: 91 Nay: 32—HJ 674

05/01/2019 House—Enrolled and presented to Governor on Tuesday, April 9, 2019—HJ 844

05/01/2019 House—Approved by Governor on Thursday, April 18, 2019—HJ 839

H 2226 Bill by Federal and State Affairs

Making changes to the scrap metal theft reduction act.

02/11/2019 House—Introduced—HJ 145

02/12/2019 House—Referred to Committee on Federal and State Affairs—HJ 152

H 2227 Bill by Children and Seniors

Prohibiting the use of conversion therapy unless it is administered by a leader or official of any religious denomination as part of counseling services.

02/11/2019 House—Introduced—HJ 145

02/12/2019 House—Referred to Committee on Health and Human Services—HJ 152

H 2228 Bill by Children and Seniors

Relating to penalties for operating a child care facility without a license.

02/11/2019 House—Introduced—HJ 145

02/12/2019 House—Referred to Committee on Children and Seniors—HJ 152

02/13/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 346-S

02/26/2019 House—Committee Report recommending bill be passed as amended by Committee on Children and Seniors—HJ 244

- 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Children and Seniors—HJ 308
 03/20/2019 House—Committee Report recommending bill be passed as amended by Committee on Children and Seniors—HJ 390

- H 2229** Bill by Children and Seniors
Concerning the admission into evidence of any tape or recording created using an electronic monitoring device in an adult care home.
 02/11/2019 House—Introduced—HJ 146
 02/12/2019 House—Referred to Committee on Children and Seniors—HJ 152
- H 2230** Bill by Representative Rhiley
Requiring law enforcement officers to impound the vehicles of certain uninsured owners.
 02/11/2019 House—Introduced—HJ 146
 02/12/2019 House—Referred to Committee on Insurance—HJ 152
- H 2231** Bill by Energy, Utilities and Telecommunications
Requiring the state corporation commission to study electric rates and consider certain factors in establishing just and reasonable electric rates.
 02/11/2019 House—Introduced—HJ 146
 02/12/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 152
- H 2232** Bill by Taxation
Income tax treatment of net operating loss carryback on the sale of certain hotels.
 02/11/2019 House—Introduced—HJ 146
 02/12/2019 House—Referred to Committee on Taxation—HJ 152
- H 2233** Bill by Education
Requiring school districts to provide a stipend for teachers to purchase classroom supplies.
 02/11/2019 House—Introduced—HJ 146
 02/12/2019 House—Referred to Committee on Education—HJ 152
 02/15/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 218-N
- H 2234** Bill by Representative Ousley
Creating the voluntary gun safety act.
 02/11/2019 House—Introduced—HJ 146
 02/12/2019 House—Referred to Committee on Federal and State Affairs—HJ 152
- H 2235** Bill by Social Services Budget
Concerning tax clearance certificates for individuals offered jobs with the state or any agency thereof; when required.
 02/12/2019 House—Introduced—HJ 148
 02/13/2019 House—Referred to Committee on Social Services Budget—HJ 160
 02/27/2019 House—Withdrawn from Committee on Social Services Budget; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Social Services Budget—HJ 308
 03/13/2019 House—Hearing: Monday, March 18, 2019, 3:30 PM Room 144-S
 03/26/2019 House—Committee Report recommending bill be passed as amended by Committee on Social Services Budget—HJ 525

- H 2236** Bill by Representative Rhiley
Establishing cause for suspension or termination of county appraisers based on the percentage of informal hearing requests.
02/12/2019 House—Introduced—HJ 148
02/13/2019 House—Referred to Committee on Local Government—HJ 160
- H 2237** Bill by Local Government
Allow cities and counties to publish legal notices on the internet.
02/12/2019 House—Introduced—HJ 148
02/13/2019 House—Referred to Committee on Local Government—HJ 160
- H 2238** Bill by Local Government
Sedgwick county urban area nuisance abatement act.
02/12/2019 House—Introduced—HJ 149
02/13/2019 House—Referred to Committee on Local Government—HJ 160
02/14/2019 House—Hearing: Wednesday, February 20, 2019, 9:00 AM Room 218-N
02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 237
02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2239** Bill by Local Government
Liquor sales by licensees in common consumption areas.
02/12/2019 House—Introduced—HJ 149
02/13/2019 House—Referred to Committee on Local Government—HJ 160
02/14/2019 House—Hearing: Monday, February 18, 2019, 9:00 AM Room 218-N
02/21/2019 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 219
02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 243
02/27/2019 House—Final Action - Passed as amended; Yea: 121 Nay: 3—HJ 270
02/27/2019 Senate—Received and Introduced—SJ 166
02/28/2019 Senate—Referred to Committee on Federal and State Affairs—SJ 167
- H 2240** Bill by Representative Victors
Requiring the state corporation commission to ensure that a seismic risk analysis is conducted upon class II disposal wells.
02/12/2019 House—Introduced—HJ 149
02/13/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 160
- H 2241** Bill by Representatives Xu, Erickson
Creating the crime of rape by misrepresentation of identity.
02/12/2019 House—Introduced—HJ 149
02/13/2019 House—Referred to Committee on Judiciary—HJ 160
- H 2242** Bill by Judiciary
Relating to instances when reports of abuse, neglect or exploitation are sent to both the department for children and families and the appropriate law enforcement agency.
02/12/2019 House—Introduced—HJ 149
02/13/2019 House—Referred to Committee on Judiciary—HJ 160
- H 2243** Bill by Judiciary
Exempting animal shelters from registration requirements as a charitable organization.
02/12/2019 House—Introduced—HJ 149

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/13/2019 House—Referred to Committee on Judiciary—HJ 160
 02/13/2019 House—Hearing: Monday, February 18, 2019, 3:30 PM Room 346-S
 02/22/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—HJ 228
 02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 256
 02/27/2019 House—Final Action - Passed as amended; Yea: 118 Nay: 6—HJ 271
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Judiciary—SJ 167
 03/11/2019 Senate—Hearing: Wednesday, March 20, 2019, 10:30 AM Room 346-S

H 2244 Bill by Judiciary**Creating an affirmative defense to the crime of possession of a controlled substance for possession of certain medical treatments.**

02/12/2019 House—Introduced—HJ 149
 02/13/2019 House—Referred to Committee on Judiciary—HJ 160
 02/27/2019 House—Withdrawn from Committee on Judiciary; Referred to Committee on
 Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee
 on Judiciary—HJ 308
 03/06/2019 House—Hearing: Tuesday, March 12, 2019, 3:30 PM Room 346-S
 03/20/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—HJ 391
 03/26/2019 House—Committee of the Whole - Be passed as amended—HJ 527
 03/27/2019 House—Final Action - Passed as amended; Yea: 89 Nay: 35—HJ 531
 03/27/2019 Senate—Received and Introduced—SJ 334
 04/03/2019 Senate—Referred to Committee on Judiciary—SJ 356

H 2245 Bill by Representative Pittman**Creating the crime of abandoning a human corpse.**

02/12/2019 House—Introduced—HJ 149
 02/13/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 160

H 2246 Bill by Transportation**Changing the requirements to begin production on distinctive license plates and providing for the proud educator, alpha kappa alpha, knights of Columbus and current and veteran members of the United States army, navy, marine corps, air force and coast guard license plates.**

02/12/2019 House—Introduced—HJ 149
 02/13/2019 House—Referred to Committee on Transportation—HJ 160
 02/13/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 582-N
 02/22/2019 House—Committee Report recommending bill be passed and placed on Consent
 Calendar by Committee on Transportation—HJ 228
 02/27/2019 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 258
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Transportation—SJ 167
 03/06/2019 Senate—Hearing: Thursday, March 14, 2019, 8:30 AM Room 546-S
 03/18/2019 Senate—Committee Report recommending bill be passed as amended by
 Committee on Transportation—SJ 207
 03/25/2019 Senate—Committee of the Whole - Be passed as further amended—SJ 281
 03/26/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 290
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested;
 appointed Representative Proehl, Representative Thimesch and Representative Helgerson
 as conferees—HJ 543

04/01/2019 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 346
 04/05/2019 House—Motion to concur with amendments in conference failed; Yea: 7 Nay: 114 (Remains in Conference)—HJ 807

H 2247 Bill by Transportation
Designating a portion of United States highway 77 as the Capt Donald Root Strother memorial highway.

02/12/2019 House—Introduced—HJ 149
 02/13/2019 House—Referred to Committee on Transportation—HJ 160
 02/13/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 582-N

H 2248 Bill by Transportation
Allowing all-terrain vehicles to cross federal or state highways.

02/12/2019 House—Introduced—HJ 149
 02/13/2019 House—Referred to Committee on Transportation—HJ 160
 02/13/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 582-N
 02/22/2019 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 228
 02/26/2019 House—Committee of the Whole - Be passed—HJ 256
 02/27/2019 House—Final Action - Passed; Yea: 122 Nay: 2—HJ 271
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Transportation—SJ 167
 03/14/2019 Senate—Hearing: Tuesday, March 19, 2019, 8:30 AM Room 546-S
 03/22/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 277
 03/26/2019 Senate—Committee of the Whole - Be passed as further amended—SJ 290
 03/27/2019 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 311
 04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Thimesch and Representative Helgerson as conferees—HJ 544
 04/01/2019 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 349
 05/01/2019 Senate—Senator Wilborn, Senator Rucker, and Senator Miller are appointed to replace Senator Petersen, Senator Goddard, and Senator Pettey on the Conference Committee—SJ 591
 05/01/2019 House—Representative Patton, Representative Ralph, and Representative Carmichael are appointed to replace Representative Proehl, Representative Thimesch, and Representative Helgerson on the Conference Committee—HJ 842
 05/04/2019 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 0—SJ 756
 05/04/2019 House—Conference Committee Report was adopted; Yea: 110 Nay: 11—HJ 1896
 05/29/2019 House—Enrolled and presented to Governor on Friday, May 10, 2019—HJ 1922
 05/29/2019 House—Approved by Governor on Thursday, May 16, 2019—HJ 1917

H 2249 Bill by Representative Hodge
Providing an income tax credit for expenditures to construct health or education facilities by Kansas Collegiate Athletic Conference member institutions.

02/12/2019 House—Introduced—HJ 152
 02/13/2019 House—Referred to Committee on Taxation—HJ 160

H 2250 Bill by Representative Hodge
Establishing a child tax credit.

02/12/2019 House—Introduced—HJ 152

02/13/2019 House—Referred to Committee on Taxation—HJ 160

- H 2251** Bill by Representative Hodge
Increasing income tax credit for household and dependent care expenses.
 02/12/2019 House—Introduced—HJ 152
 02/13/2019 House—Referred to Committee on Taxation—HJ 160
- H 2252** Bill by Representative Hodge
Income tax credit for increased salaries paid to Kansas employees.
 02/12/2019 House—Introduced—HJ 152
 02/13/2019 House—Referred to Committee on Taxation—HJ 160
- H 2253** Bill by Representative Hodge
Awarding costs and attorney fees to plaintiffs prevailing in unpaid wage claims.
 02/12/2019 House—Introduced—HJ 152
 02/13/2019 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 160
- H 2254** Bill by Representative Hodge
Requiring banks to make a minimum amount of subprime loans.
 02/12/2019 House—Introduced—HJ 152
 02/13/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 160
- H 2255** Bill by Representative Hodge
Creating the Kansas youth advisory council.
 02/12/2019 House—Introduced—HJ 152
 02/13/2019 House—Referred to Committee on Children and Seniors—HJ 160
- H 2256** Bill by Representative Hodge
Creating the community leaders service act.
 02/12/2019 House—Introduced—HJ 152
 02/13/2019 House—Referred to Committee on Education—HJ 160
- H 2257** Bill by K-12 Education Budget
Requirements for school district bullying policies; investigation of complaints.
 02/12/2019 House—Introduced—HJ 153
 02/13/2019 House—Referred to Committee on K-12 Education Budget—HJ 160
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 3:30 PM Room 546-S
- H 2258** Bill by Representatives Holscher, Alcalá, Barker, Clayton, Ellis, Frownfelter, Henderson,
 Horn, Kessinger, Lusk, Murman, Parker, Probst, Resman, Ruiz, L., Ruiz, S.,
 Schreiber, Smith, E., Stogsdill, Toplikar, Whipple, Winn, Woodard, Xu
**Enacting housing protections for victims of domestic violence, sexual assault, human
 trafficking or stalking.**
 02/12/2019 House—Introduced—HJ 153
 02/13/2019 House—Referred to Committee on Judiciary—HJ 160
- H 2259** Bill by Representative Finney
Providing for fair consideration for employment to persons with records of conviction.
 02/12/2019 House—Introduced—HJ 153
 02/13/2019 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 160
- H 2260** Bill by Commerce, Labor and Economic Development
Updating the per diem for injured employees when away from their residence for

medical treatment.

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 160

H 2261 Bill by Taxation**Decreasing the sales and use tax rate on food and food ingredients to 5.5%.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Taxation—HJ 160

02/13/2019 House—Hearing: Monday, February 18, 2019, 3:30 PM Room 112-N

H 2262 Bill by Representative Whipple**Enacting the Kansas buy American act.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 160

H 2263 Bill by Representative Whipple**Prohibiting the denial of earned maternity leave benefits after an employee has given notice of intent to take maternity leave.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 160

H 2264 Bill by Representative Whipple**Providing a tax credit to pell grant recipients at a postsecondary educational institution.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Taxation—HJ 160

H 2265 Bill by Representative Whipple**Award of college credit hours for passing CLEP and other college examination programs.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Higher Education Budget—HJ 160

02/15/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 281-N

H 2266 Bill by Representative Whipple**Prohibiting universities from charging fees for certain scholarship applications.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Higher Education Budget—HJ 160

H 2267 Bill by Taxation**Sales tax exemption for fencing used in agricultural use.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Taxation—HJ 160

H 2268 Bill by Corrections and Juvenile Justice**Removing sodomy between consenting members of the same sex from criminal sodomy.**

02/12/2019 House—Introduced—HJ 153

02/13/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 160

H 2269 Bill by Corrections and Juvenile Justice**Allowing the state to be liable for damages caused by wrongful acts relating to calculating earned discharge credit for juveniles and good time credit for adults.**

02/12/2019 House—Introduced—HJ 153
 02/13/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 160
 02/14/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 152-S

- H 2270** Bill by Corrections and Juvenile Justice
Removing opposite sex requirement for unlawful voluntary sexual relations.
 02/12/2019 House—Introduced—HJ 153
 02/13/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 160
 02/14/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 152-S
 02/22/2019 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 227
 02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305
- H 2271** Bill by Agriculture
Imposing a criminal penalty upon owners who allow livestock to run at large and allowing county sheriffs to seize such livestock that are on a highway.
 02/12/2019 House—Introduced—HJ 153
 02/13/2019 House—Referred to Committee on Agriculture—HJ 160
- H 2272** Bill by Taxation
Increasing the sales tax collection threshold for certain retailers and the required timeframe for payment of tax.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Taxation—HJ 160
- H 2273** Bill by Energy, Utilities and Telecommunications
Establishing the wind generation permit and property protection act.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 160
 02/18/2019 House—Hearing: (proponents) Tuesday, February 19, 2019, 8:30 AM Room 281-N
 02/18/2019 House—Hearing: (neutral) Tuesday, February 19, 2019, 8:30 AM Room 281-N
 02/20/2019 House—Hearing: (opponents) Thursday, February 21, 2019, 8:30 AM Room 281-N
- H 2274** Bill by Representatives Eplee, Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, Carpenter, B., Carpenter, W., Clark, Collins, Corbet, Croft, Delpendang, Dietrich, Donohoe, Dove, Ellis, Erickson, Esau, Finch, French, Garber, Hawkins, Helmer, Highland, Hoffman, Howard, Huebert, Humphries, Jacobs, Johnson, Karleskint, Kelly, Landwehr, Lewis, Lynn, Mason, Mastroni, Owens, Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Warren, Wasinger
Requiring notification to patients that the effects of a medication abortion may be reversible.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Health and Human Services—HJ 160
 02/14/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 546-S
 02/27/2019 House—Withdrawn from Committee on Health and Human Services; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Health and Human Services—HJ 308
 03/13/2019 House—Committee Report recommending bill be passed as amended by

Committee on Health and Human Services—HJ 343

03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 433

03/26/2019 House—Final Action - Passed as amended; Yea: 85 Nay: 39—HJ 483

03/26/2019 Senate—Received and Introduced—SJ 291

04/03/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 356

- H 2275** Bill by Representative Rhiley
County boards of tax appeals are created to hear appeals from county appraisers and hearing officers.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Taxation—HJ 160
- H 2276** Bill by Representative Vickrey
Prohibiting the use of a wireless communication device in a school zone or a road construction zone.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Transportation—HJ 160
- H 2277** Bill by Representative Vickrey
Providing for increased penalties for right-of-way violations.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Transportation—HJ 160
- H 2278** Bill by Taxation
Calculating income tax rates through the use of formulas.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Taxation—HJ 160
- H 2279** Bill by Representatives Victors, Curtis
Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking and requiring law enforcement officers to provide information about timing of release from custody when an arrest is made following a domestic violence call.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 160
 02/14/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 152-S
 02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 232
 02/27/2019 House—Committee of the Whole - Be passed as amended
 02/27/2019 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 302
 02/28/2019 Senate—Received and Introduced—SJ 167
 03/06/2019 Senate—Referred to Committee on Judiciary—SJ 170
 03/11/2019 Senate—Hearing: Monday, March 18, 2019, 10:30 AM Room 346-S
 03/26/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 295
- H 2280** Bill by Commerce, Labor and Economic Development
Amendments to the Kansas expanded lottery act relating to racetrack gaming and Wyandotte county horse racing.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 160
 02/15/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 112-N

- H 2281** Bill by Judiciary
Providing that a court order modifying a criminal sentence only modifies the portion of the sentence referenced by the court and not remaining portions of the original sentence.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Judiciary—HJ 160
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 3:30 PM Room 346-S
 02/21/2019 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 219
 02/26/2019 House—Committee of the Whole - Be passed—HJ 243
 02/27/2019 House—Final Action - Passed; Yea: 102 Nay: 22—HJ 271
 02/27/2019 Senate—Received and Introduced—SJ 166
 02/28/2019 Senate—Referred to Committee on Judiciary—SJ 167
 03/06/2019 Senate—Hearing: Thursday, March 14, 2019, 10:30 AM Room 346-S
 03/26/2019 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 292
- H 2282** Bill by Representatives Schreiber, Ballard, Carmichael, Clark, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Henderson, Hibbard, Highberger, Hodge, Horn, Houser, Kessinger, Kuether, Long, Moore, Murnan, Neighbor, Ohaebosim, Parker, Probst, Smith, A., Stogsdill, Sutton, Wasinger, Winn, Wolfe Moore, Xu
Abolishing the death penalty and creating the crime of aggravated murder.
 02/12/2019 House—Introduced—HJ 154
 02/13/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 160
 02/14/2019 House—Hearing: Tuesday, February 19, 2019, 1:30 PM Room 152-S
- H 2283** Bill by Corrections and Juvenile Justice
Exempting certain victims from being considered an aggressor or participant as a mitigating factor when considering a departure sentence.
 02/13/2019 House—Introduced—HJ 157
 02/14/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 165
 02/18/2019 House—Hearing: Friday, February 22, 2019, 1:30 PM Room 152-S
- H 2284** Bill by Corrections and Juvenile Justice
Amending assault and battery to increase penalty for assault or battery of a health care provider, creating the crime of unlawful interference with a health care provider and increasing penalties for interference with a firefighter or emergency medical services.
 02/13/2019 House—Introduced—HJ 157
 02/14/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 165
- H 2285** Bill by Representative Capps
Creating the Kansas legal tender act; providing for sales exemption from and modification for sales of specie legal tender.
 02/13/2019 House—Introduced—HJ 157
 02/14/2019 House—Referred to Committee on Taxation—HJ 165
- H 2286** Bill by Representative Toplikar
Making appropriations for FY 2020 for the Kansas state school for the deaf.
 02/13/2019 House—Introduced—HJ 157
 02/14/2019 House—Referred to Committee on Appropriations—HJ 165
 03/13/2019 House—Hearing: Tuesday, March 19, 2019, 9:00 AM Room 112-N
- H 2287** Bill by Representatives Stogsdill, Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Dierks, Ellis, Finney, Frownfelter, Gartner, Helgerson,

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

Helmer, Henderson, Highberger, Hodge, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Toplikar, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu

Due process for terminating teachers' contracts.

02/13/2019 House—Introduced—HJ 157

02/14/2019 House—Referred to Committee on Education—HJ 165

- H 2288** Bill by Representatives Erickson, Arnberger, Bergquist, Blex, Burris, Capps, Carlson, Carpenter, B., Collins, Delperdang, Dove, Garber, Helmer, Hoheisel, Houser, Howard, Humphries, Jacobs, Mason, Owens, Seiwert, Smith, E., Tarwater, Thimesch, Thomas, Vickrey, Waggoner, Wasinger

Creating the Kansas student and educator freedom of religious speech act.

02/13/2019 House—Introduced—HJ 157

02/14/2019 House—Referred to Committee on Education—HJ 165

02/18/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 218-N

- H 2289** Bill by Federal and State Affairs

Repealing public convenience and necessity requirements for motor carriers.

02/13/2019 House—Introduced—HJ 157

02/14/2019 House—Referred to Committee on Federal and State Affairs—HJ 165

03/13/2019 House—Hearing: Thursday, March 21, 2019, 9:00 AM Room 346-S

- H 2290** Bill by Judiciary

Establishing the Kansas closed case task force; creating the Kansas criminal justice reform commission; concerning criminal history record checks for entities providing care to children, the elderly or individuals with disabilities; creating a Kansas victim information and notification everyday (VINE) coordinator, a Kansas youth suicide prevention coordinator, and a crime victims compensation division within the office of the attorney general; legislative review of exceptions to disclosure of public records under the Kansas open records act; and changing tort claims fund obligations for claims involving alleged violations of the Kansas open meetings act and open records act.

02/13/2019 House—Introduced—HJ 157

02/13/2019 House—Hearing: Tuesday, February 19, 2019, 3:30 PM Room 346-S

02/14/2019 House—Referred to Committee on Judiciary—HJ 165

02/20/2019 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 205

02/26/2019 House—Committee of the Whole - Be passed as amended—HJ 241

02/27/2019 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 272

02/27/2019 Senate—Received and Introduced—SJ 166

02/28/2019 Senate—Referred to Committee on Judiciary—SJ 167

03/11/2019 Senate—Hearing: Tuesday, March 19, 2019, 10:30 AM Room 346-S

03/26/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 297

03/27/2019 Senate—Committee of the Whole - Be passed as further amended—SJ 328

03/27/2019 Senate—Emergency Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 333

04/01/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Patton, Representative Ralph and Representative Carmichael as conferees—HJ 544

04/01/2019 Senate—Motion to accede adopted; Senator Wilborn, Senator Rucker and Senator Miller appointed as conferees—SJ 350

05/01/2019 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 1—SJ 653

05/04/2019 House—Conference Committee Report was adopted; Yea: 123 Nay: 0—HJ 1854
 05/29/2019 House—Enrolled and presented to Governor on Friday, May 10, 2019—HJ 1922
 05/29/2019 House—Approved by Governor on Thursday, May 16, 2019—HJ 1917

- H 2291** Bill by Judiciary
Increasing caps on damages in wrongful death actions and escalating them annually based on the consumer price index.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Judiciary—HJ 165
 02/14/2019 House—Hearing: Wednesday, February 20, 2019, 3:30 PM Room 346-S
- H 2292** Bill by Judiciary
Allow prosecutor's office to enter into agreements for supervision of people on diversion and allowing people on diversion to participate in the certified drug treatment program.
 02/13/2019 House—Introduced—HJ 158
 02/13/2019 House—Hearing: Tuesday, February 19, 2019, 3:30 PM Room 346-S
 02/14/2019 House—Referred to Committee on Judiciary—HJ 165
- H 2293** Bill by Representative Rhiley
Changing to one year averages when determining ag land valuations.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Taxation—HJ 165
- H 2294** Bill by Representative Hodge
Requiring a motion and notice when municipalities transfer funds from a utility fund to the general fund.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 165
- H 2295** Bill by Health and Human Services
Providing for the licensure of anesthesiologist assistants.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Hearing: Monday, February 18, 2019, 1:30 PM Room 546-S
 02/14/2019 House—Referred to Committee on Health and Human Services—HJ 165
 02/28/2019 House—Withdrawn from Committee on Health and Human Services; Referred to Committee on Appropriations—HJ 304
- H 2296** Bill by Insurance
Increasing fines and providing for the impoundment of vehicles for violations of the Kansas automobile injury reparations act.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Insurance—HJ 165
- H 2297** Bill by Representatives Ballard, Amyx, Benson, Carlin, Clayton, Curtis, Dierks, Finney, Gartner, Henderson, Highberger, Holscher, Horn, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Warfield, Weigel, Wolfe Moore, Woodard, Xu
Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Federal and State Affairs—HJ 165

- H 2298** Bill by Health and Human Services
Allowing the assignment of dental insurance benefits under the state healthcare benefits program.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Health and Human Services—HJ 165
- H 2299** Bill by Representatives Holscher, Concannon, Ellis, Horn, Howard, Karleskint, Probst, Ruiz, S., Stogsdill, Warfield, Weigel, Whipple, Woodard
Making changes to mitigating factors used by court in granting a departure sentence.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 165
 02/18/2019 House—Hearing: Friday, February 22, 2019, 1:30 PM Room 152-S
- H 2300** Bill by Representative Burroughs
Providing for the back the badge license plate.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Transportation—HJ 165
- H 2301** Bill by Representative Whipple
Establishing the tax credit for low income postsecondary students scholarship program act and providing for the elimination of the tax credit for low income students scholarship program act.
 02/13/2019 House—Introduced—HJ 158
 02/14/2019 House—Referred to Committee on Taxation—HJ 165
- H 2302** Bill by Representatives Whipple, Hodge, Ohaebosim
Sunsetting the food sales tax credit and enacting the food sales tax refund.
 02/13/2019 House—Introduced—HJ 159
 02/14/2019 House—Referred to Committee on Taxation—HJ 165
 03/08/2019 House—Hearing: Wednesday, March 13, 2019, 3:30 PM Room 112-N
- H 2303** Bill by Representatives Finney, Alcalá, Ballard, Benson, Carlin, Carmichael, Clayton, Henderson, Highberger, Holscher, Horn, Moore, Ohaebosim, Ousley, Parker, Probst, Ruiz, S., Sawyer, Stogsdill, Victors, Warfield, Winn, Woodard, Xu
Enacting the Kansas safe access act.
 02/13/2019 House—Introduced—HJ 159
 02/14/2019 House—Referred to Committee on Health and Human Services—HJ 165
- H 2304** Bill by Representatives Whipple, Hodge, Ohaebosim
Sales tax holiday for sales of certain school supplies, computers and clothing.
 02/13/2019 House—Introduced—HJ 159
 02/14/2019 House—Referred to Committee on Taxation—HJ 165
- H 2305** Bill by Representatives Holscher, Clayton, Concannon, Ellis, Gartner, Karleskint, Kessinger, Kuether, Parker, Pittman, Probst, Ruiz, S., Stogsdill, Warfield, Weigel, Woodard, Xu
Making changes to requirements to make a claim to the crime victims' compensation board.
 02/13/2019 House—Introduced—HJ 159
 02/14/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 165
- H 2306** Bill by Representatives Holscher, Ellis, Gartner, Howard, Karleskint, Kuether, Probst, Ruiz, S., Schreiber, Stogsdill, Warfield, Weigel, Whipple, Woodard
Extending the time that victims of child sex abuse have to bring a cause of action.
 02/13/2019 House—Introduced—HJ 159

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/14/2019 House—Referred to Committee on Judiciary—HJ 165

H 2307 Bill by Health and Human Services
Establishing non-covered dental benefits under health insurance plans and limitations on plan changes.

02/13/2019 House—Introduced—HJ 159

02/14/2019 House—Referred to Committee on Health and Human Services—HJ 165

02/15/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 546-S

02/26/2019 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 249

02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302

03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Health and Human Services—HJ 308

03/14/2019 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 346

03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 434

03/26/2019 House—Final Action - Passed as amended; Yea: 91 Nay: 33—HJ 484

03/26/2019 Senate—Received and Introduced—SJ 291

04/03/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 356

H 2308 Bill by Representative Helgerson
City of Wichita and Sedgwick county authorized to consolidate city and county government.

02/13/2019 House—Introduced—HJ 159

02/14/2019 House—Referred to Committee on Local Government—HJ 165

H 2309 Bill by Representative Helgerson
Recreating the Kansas arts commission.

02/13/2019 House—Introduced—HJ 159

02/14/2019 House—Referred to Committee on Federal and State Affairs—HJ 165

H 2310 Bill by Representative Hodge
Reducing the sales and use tax rate of food and food ingredients.

02/13/2019 House—Introduced—HJ 159

02/14/2019 House—Referred to Committee on Taxation—HJ 165

H 2311 Bill by Representative Hodge
Sales tax exemption for food and food ingredients.

02/13/2019 House—Introduced—HJ 159

02/14/2019 House—Referred to Committee on Taxation—HJ 165

H 2312 Bill by Representative Hodge
Establishing the rural revitalization student loan repayment program.

02/13/2019 House—Introduced—HJ 159

02/14/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 165

H 2313 Bill by Commerce, Labor and Economic Development
Increasing workers compensation treatment expense limits from \$500 to \$2,000 for injured workers prior to claim approval.

02/13/2019 House—Introduced—HJ 160

02/14/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 165

- H 2314** Bill by Commerce, Labor and Economic Development
Rehabilitation of abandoned property by cities.
 02/13/2019 House—Introduced—HJ 160
 02/14/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 165
 02/18/2019 House—Hearing: Friday, February 22, 2019, 1:30 PM Room 112-N
 02/25/2019 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 234
 02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 308
 03/19/2019 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 367
 03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 443
 03/26/2019 House—Final Action - Passed as amended; Yea: 97 Nay: 27—HJ 485
 03/26/2019 Senate—Received and Introduced—SJ 291
 04/03/2019 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 356
- H 2315** Bill by Commerce, Labor and Economic Development
Unemployment benefits for privately contracted school bus drivers.
 02/13/2019 House—Introduced—HJ 161
 02/14/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 165
- H 2316** Bill by Representative Finney
Removing the option to pay a cash bond in municipal court.
 02/13/2019 House—Introduced—HJ 161
 02/14/2019 House—Referred to Committee on Judiciary—HJ 165
- H 2317** Bill by Representative Finney
Requiring certain electric transmission lines to acquire a siting permit from the state corporation commission.
 02/13/2019 House—Introduced—HJ 161
 02/14/2019 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 165
- H 2318** Bill by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes, Rhiley, Smith, E., Thimesch, Thomas, Toplikar, Williams
Constitutional restrictions on taxpayer funding for abortions.
 02/13/2019 House—Introduced—HJ 161
 02/14/2019 House—Referred to Committee on Federal and State Affairs—HJ 165
- H 2319** Bill by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes, Rhiley, Smith, E., Thimesch, Thomas, Toplikar, Waggoner, Warfield, Wheeler, Williams
Enacting the human trafficking and child exploitation prevention act.
 02/13/2019 House—Introduced—HJ 161
 02/14/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 165
- H 2320** Bill by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rhiley
Enacting the marriage and constitution restoration act.
 02/13/2019 House—Introduced—HJ 161

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/14/2019 House—Referred to Committee on Judiciary—HJ 165

H 2321 Bill by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes, Rhiley
Creating the optional elevated marriage act.

02/13/2019 House—Introduced—HJ 161

02/14/2019 House—Referred to Committee on Judiciary—HJ 165

H 2322 Bill by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes, Rhiley,
Smith, E., Thomas, Toplikar, Waggoner

Creating a cause of action for censorship or suppression of social media speech.

02/13/2019 House—Introduced—HJ 161

02/14/2019 House—Referred to Committee on Judiciary—HJ 165

H 2323 Bill by Representatives Garber, Donohoe, French, Helmer, Highland, Huebert, Rahjes
Imposing an excise tax on admission to adult-oriented businesses.

02/13/2019 House—Introduced—HJ 161

02/14/2019 House—Referred to Committee on Federal and State Affairs—HJ 165

H 2324 Bill by Representatives Whipple, Holscher
Prohibiting the use of non-disclosure agreements to silence victims of workplace sexual harassment.

02/13/2019 House—Introduced—HJ 161

02/14/2019 House—Referred to Committee on Commerce, Labor and Economic
Development—HJ 165

H 2325 Bill by Federal and State Affairs
Reciprocal recognition of concealed carry licenses issued by other jurisdictions; reducing minimum age requirement for a license to carry a concealed handgun.

02/14/2019 House—Introduced—HJ 164

02/15/2019 House—Referred to Committee on Federal and State Affairs—HJ 182

H 2326 Bill by Federal and State Affairs
Amendments regarding license to carry a concealed handgun.

02/14/2019 House—Introduced—HJ 164

02/15/2019 House—Referred to Committee on Federal and State Affairs—HJ 182

03/06/2019 House—Hearing: Tuesday, March 12, 2019, 9:00 AM Room 346-S

03/25/2019 House—Committee Report recommending bill be passed by Committee on
Federal and State Affairs—HJ 438

03/26/2019 House—Committee of the Whole - Be passed as amended—HJ 525

03/27/2019 House—Final Action - Passed as amended; Yea: 83 Nay: 41—HJ 532

03/27/2019 Senate—Received and Introduced—SJ 334

04/03/2019 Senate—Referred to Committee on Federal and State Affairs—SJ 356

H 2327 Bill by Financial Institutions and Pensions
Increasing retirement benefit cap and decreasing employee contribution rate for members of the Kansas Police and Firemen's Retirement System in certain circumstances.

02/14/2019 House—Introduced—HJ 164

02/15/2019 House—Hearing: Wednesday, February 20, 2019, 9:00 AM Room 281-N

02/15/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 182

H 2328 Bill by Financial Institutions and Pensions
Requiring certain military service that is concurrent with KPERS participating service to be credited as additional KPERS participating service.

- 02/14/2019 House—Introduced—HJ 164
02/15/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 182
- H 2329** Bill by Financial Institutions and Pensions
Increasing KPERs employee contribution rate for school district employees and making appropriations for FY 2020 for the department of education for a pay increase for KPERs covered school district employees.
02/14/2019 House—Introduced—HJ 164
02/15/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 182
02/27/2019 House—Withdrawn from Committee on Financial Institutions and Pensions;
Referred to Committee on Appropriations—HJ 302
03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee
on Financial Institutions and Pensions—HJ 308
03/07/2019 House—Hearing: Wednesday, March 13, 2019, 9:00 AM Room 281-N
- H 2330** Bill by Education
Policies and procedures to prohibit and investigate bullying.
02/14/2019 House—Introduced—HJ 164
02/15/2019 House—Referred to Committee on Education—HJ 182
02/15/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 218-N
- H 2331** Bill by Judiciary
Amending remedies for victims of sexual abuse by a duly ordained minister of religion.
02/14/2019 House—Introduced—HJ 165
02/15/2019 House—Referred to Committee on Judiciary—HJ 182
- H 2332** Bill by Judiciary
Allowing punitive and exemplary damages in a wrongful death action.
02/14/2019 House—Introduced—HJ 165
02/15/2019 House—Referred to Committee on Judiciary—HJ 182
02/15/2019 House—Hearing: Wednesday, February 20, 2019, 3:30 PM Room 346-S
- H 2333** Bill by Judiciary
Allowing a court to make a finding that a final decree of adoption take effect at an earlier date.
02/14/2019 House—Introduced—HJ 165
02/15/2019 House—Referred to Committee on Judiciary—HJ 182
- H 2334** Bill by Judiciary
Expanding the list of people before whom a deposition shall not be taken.
02/14/2019 House—Introduced—HJ 165
02/15/2019 House—Referred to Committee on Judiciary—HJ 182
02/15/2019 House—Hearing: Monday, February 18, 2019, 3:30 PM Room 346-S
- H 2335** Bill by Corrections and Juvenile Justice
Adding to the list of entities authorized to buy prison made goods.
02/14/2019 House—Introduced—HJ 165
02/15/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 182
- H 2336** Bill by Corrections and Juvenile Justice
Clarifying when offenders under supervision of the secretary of corrections are awarded jail credit.
02/14/2019 House—Introduced—HJ 165
02/15/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 182

02/18/2019 House—Hearing: Friday, February 22, 2019, 1:30 PM Room 152-S
 02/25/2019 House—Committee Report recommending bill be passed by Committee on
 Corrections and Juvenile Justice—HJ 235
 02/27/2019 House—Committee of the Whole - Be passed—HJ 273
 02/27/2019 House—Emergency Final Action - Passed; Yea: 124 Nay: 0—HJ 300
 02/28/2019 Senate—Received and Introduced—SJ 167
 03/06/2019 Senate—Referred to Committee on Judiciary—SJ 170
 03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 10:30 AM Room 346-S

H 2337 Bill by Corrections and Juvenile Justice
Making changes to the community corrections advisory boards and grant programs.
 02/14/2019 House—Introduced—HJ 165
 02/15/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 182
 02/27/2019 House—Withdrawn from Committee on Corrections and Juvenile Justice;
 Referred to Committee on Appropriations—HJ 302
 03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee
 on Corrections and Juvenile Justice—HJ 308
 03/07/2019 House—Hearing: Wednesday, March 13, 2019, 1:30 PM Room 152-S
 03/20/2019 House—Committee Report recommending bill be passed by Committee on
 Corrections and Juvenile Justice—HJ 396

H 2338 Bill by Corrections and Juvenile Justice
**Exempting Kansas correctional industries from the provisions on state contract
 purchases.**
 02/14/2019 House—Introduced—HJ 178
 02/15/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 182

H 2339 Bill by Health and Human Services
Updating the naturopathic doctor licensure act.
 02/14/2019 House—Introduced—HJ 179
 02/15/2019 House—Referred to Committee on Health and Human Services—HJ 182

H 2340 Bill by Taxation
**Delaying distribution of certain property taxes paid under protest and requiring certain
 information on protested or exempt property taxes be provided to local taxing
 jurisdictions.**
 02/14/2019 House—Introduced—HJ 179
 02/15/2019 House—Referred to Committee on Taxation—HJ 182
 03/08/2019 House—Hearing: Thursday, March 14, 2019, 3:30 PM Room 112-N
 03/25/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Taxation—HJ 440

H 2341 Bill by Appropriations
Ensuring a public employee's right to resign from a public employee organization.
 02/14/2019 House—Introduced—HJ 179
 02/15/2019 House—Referred to Committee on Appropriations—HJ 182

H 2342 Bill by Rural Revitalization
**Allowing the secretary for children and families to request a waiver from the U.S.
 department for agriculture for time limited assistance.**
 02/14/2019 House—Introduced—HJ 179
 02/15/2019 House—Referred to Committee on Rural Revitalization—HJ 182

H 2343 Bill by Children and Seniors

Removing provisional employment from adult care homes, home health agencies and providers of disability services.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Children and Seniors—HJ 182

02/18/2019 House—Hearing: Thursday, February 21, 2019, 1:30 PM Room 346-S

H 2344 Bill by Children and Seniors
Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Children and Seniors—HJ 182

H 2345 Bill by Taxation
Tax lid exception when budget was higher in prior five years.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Taxation—HJ 182

02/27/2019 House—Hearing: Wednesday, March 6, 2019, 3:30 PM Room 112-N

03/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 421

H 2346 Bill by Children and Seniors
Relating to standards for school-administered vision screenings.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Children and Seniors—HJ 182

02/20/2019 House—Hearing: Monday, February 25, 2019, 1:30 PM Room 346-S

02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Children and Seniors—HJ 234

02/27/2019 House—Committee of the Whole - Be passed as amended—HJ 273

02/27/2019 House—Emergency Final Action - Passed as amended; Yea: 113 Nay: 11—HJ 301

02/28/2019 Senate—Received and Introduced—SJ 167

03/06/2019 Senate—Referred to Committee on Education—SJ 170

03/07/2019 Senate—Hearing: Thursday, March 14, 2019, 1:30 PM Room 144-S

H 2347 Bill by Children and Seniors
Establishing the Kansas Alzheimer's disease advisory council.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Children and Seniors—HJ 182

H 2348 Bill by Judiciary
Increasing liability limits for the healthcare stabilization fund.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Judiciary—HJ 182

H 2349 Bill by Taxation
Sales tax collections by remote sellers.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Taxation—HJ 182

H 2350 Bill by Corrections and Juvenile Justice
Removing felony violation of possession, cultivation and distribution of marijuana.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 182

H 2351 Bill by Transportation

Allowing oversize or overweight utility vehicles to operate at all times and all weather and road conditions when responding to emergency utility outages.

02/14/2019 House—Introduced—HJ 179

02/15/2019 House—Referred to Committee on Transportation—HJ 182

H 2352 Bill by Taxation

Providing changes to nexus for the sales and use tax law; requiring tax collection by marketplace facilitators; imposing sales tax on digital products.

02/14/2019 House—Introduced—HJ 180

02/15/2019 House—Referred to Committee on Taxation—HJ 182

02/18/2019 House—Hearing: Thursday, February 21, 2019, 3:30 PM Room 112-N

H 2353 Bill by Veterans and Military

Providing for free license plates for purple heart recipients.

02/14/2019 House—Introduced—HJ 180

02/15/2019 House—Referred to Committee on Veterans and Military—HJ 182

02/18/2019 House—Hearing: Tuesday, February 19, 2019, 9:00 AM Room 218-N

02/21/2019 House—Committee Report recommending bill be passed by Committee on Veterans and Military—HJ 219

02/28/2019 House—Stricken from Calendar by Rule 1507—HJ 305

H 2354 Bill by Commerce, Labor and Economic Development

Substitute for HB 2354 by Committee on Commerce, Labor and Economic Development - Resolving liability concerns regarding high school apprenticeships and on-the-job training programs.

02/15/2019 House—Introduced—HJ 181

02/18/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 188

02/18/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 112-N

02/25/2019 House—Committee Report recommending substitute bill be passed by Committee on Commerce, Labor and Economic Development—HJ 235

02/27/2019 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 302

03/22/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 416

03/25/2019 House—Committee Report recommending substitute bill be passed by Committee on Commerce, Labor and Economic Development—HJ 438

03/26/2019 House—Committee of the Whole - Motion by Representative Barker to rerefer to Committee on Commerce, Labor and Economic Development passed—HJ 527

H 2355 Bill by Commerce, Labor and Economic Development

Granting federal law enforcement officers who work with state task forces arrest authority.

02/15/2019 House—Introduced—HJ 181

02/18/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 188

H 2356 Bill by Commerce, Labor and Economic Development

Motor vehicle sales tax sourced to registration of vehicle.

02/15/2019 House—Introduced—HJ 181

02/18/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 188

- H 2357** Bill by Health and Human Services
Exempting out-of-state licensed healthcare professionals from Kansas licensure requirements when traveling with a sports team.
02/15/2019 House—Introduced—HJ 181
02/18/2019 House—Referred to Committee on Health and Human Services—HJ 188
- H 2358** Bill by Health and Human Services
Imposing requirements to prescribe opioid drugs.
02/15/2019 House—Introduced—HJ 181
02/18/2019 House—Referred to Committee on Health and Human Services—HJ 188
- H 2359** Bill by Children and Seniors
Establishing the child welfare system delivery task force.
02/15/2019 House—Introduced—HJ 181
02/18/2019 House—Referred to Committee on Children and Seniors—HJ 188
- H 2360** Bill by Children and Seniors
Concerning criminal history checks of employees and volunteers that have unsupervised access to children, the elderly or individuals with disabilities.
02/15/2019 House—Introduced—HJ 181
02/15/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 346-S
02/18/2019 House—Referred to Committee on Children and Seniors—HJ 188
02/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Children and Seniors—HJ 234
02/27/2019 House—Committee of the Whole - Be passed as amended—HJ 273
02/27/2019 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 301
02/28/2019 Senate—Received and Introduced—SJ 167
03/06/2019 Senate—Referred to Committee on Judiciary—SJ 170
03/06/2019 Senate—Hearing: Thursday, March 14, 2019, 10:30 AM Room 346-S
03/25/2019 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 282
- H 2361** Bill by Children and Seniors
Creating conditions for the administration of certain tests, questionnaires, surveys and examinations.
02/15/2019 House—Introduced—HJ 181
02/18/2019 House—Referred to Committee on Children and Seniors—HJ 188
02/18/2019 House—Hearing: Wednesday, February 20, 2019, 1:30 PM Room 346-S
02/27/2019 House—Withdrawn from Committee on Children and Seniors; Referred to Committee on Appropriations—HJ 302
03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Children and Seniors—HJ 308
03/14/2019 House—Committee Report recommending bill be passed by Committee on Children and Seniors—HJ 345
- H 2362** Bill by Veterans and Military
Creating the Kansas military base task force.
02/15/2019 House—Introduced—HJ 182
02/18/2019 House—Referred to Committee on Veterans and Military—HJ 188
02/18/2019 House—Hearing: Thursday, February 21, 2019, 9:00 AM Room 218-N
02/27/2019 House—Withdrawn from Committee on Veterans and Military; Referred to Committee on Appropriations—HJ 302

03/06/2019 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Veterans and Military—HJ 308

H 2363 Bill by Veterans and Military

Requiring inquiry about veteran status in supervised loans.

02/15/2019 House—Introduced—HJ 182

02/18/2019 House—Referred to Committee on Financial Institutions and Pensions—HJ 188

H 2364 Bill by Transportation

Creating the Kansas Aerospace Commission.

02/15/2019 House—Introduced—HJ 182

02/18/2019 House—Referred to Committee on Transportation—HJ 188

H 2365 Bill by Judiciary

Providing for confidential communications of Kansas national guard members in peer support counseling sessions.

02/15/2019 House—Introduced—HJ 182

02/18/2019 House—Referred to Committee on Veterans and Military—HJ 188

02/18/2019 House—Hearing: Tuesday, February 19, 2019, 9:00 AM Room 218-N

02/21/2019 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Veterans and Military—HJ 219

02/26/2019 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 240

02/26/2019 Senate—Received and Introduced—SJ 153

02/27/2019 Senate—Referred to Committee on Judiciary—SJ 155

03/06/2019 Senate—Hearing: Wednesday, March 13, 2019, 10:30 AM Room 346-S

03/26/2019 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 297

03/27/2019 Senate—Committee of the Whole - Be passed as further amended—SJ 328

03/27/2019 Senate—Emergency Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 333

04/02/2019 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Clark, Representative Ellis and Representative Weigel as conferees—HJ 551

04/02/2019 Senate—Motion to accede adopted; Senator Wilborn, Senator Rucker and Senator Miller appointed as conferees—SJ 354

04/04/2019 House—Concurred with amendments in conference; Yea: 121 Nay: 1—HJ 565

05/01/2019 House—Enrolled and presented to Governor on Monday, April 8, 2019—HJ 844

05/01/2019 House—Approved by Governor on Wednesday, April 17, 2019—HJ 839

H 2366 Bill by Rural Revitalization

Allowing apparatus operators to provide ground ambulance transportation for certain patients in rural areas.

02/15/2019 House—Introduced—HJ 182

02/18/2019 House—Referred to Committee on Rural Revitalization—HJ 188

02/18/2019 House—Hearing: Friday, February 22, 2019, 9:00 AM Room 582-N

02/27/2019 House—Withdrawn from Committee on Rural Revitalization; Referred to Committee on Appropriations—HJ 302

03/06/2019 House—Withdrawn from Committee on Appropriations; Referred to Committee on Health and Human Services—HJ 308

H 2367 Bill by Taxation

Authorizing transfers from the state general fund to the local ad valorem tax reduction fund and county and city revenue sharing fund if the city or county has a new road construction or bridge improvement plan and the plan is approved by the secretary

of transportation.

02/18/2019 House—Introduced—HJ 187
 02/19/2019 House—Referred to Committee on Taxation—HJ 196
 03/08/2019 House—Hearing: Wednesday, March 13, 2019, 3:30 PM Room 112-N

H 2368 Bill by Taxation**Tax lid exception for transportation construction projects.**

02/18/2019 House—Introduced—HJ 187
 02/19/2019 House—Referred to Committee on Taxation—HJ 196
 03/08/2019 House—Hearing: Wednesday, March 13, 2019, 3:30 PM Room 112-N

H 2369 Bill by Taxation**Authorizing the secretary of transportation to designate toll projects on new and existing highways and changing financing requirements for toll or turnpike projects.**

02/18/2019 House—Introduced—HJ 187
 02/19/2019 House—Referred to Committee on Appropriations—HJ 196
 03/14/2019 House—Hearing: Wednesday, March 20, 2019, 9:00 AM Room 112-N
 03/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 434
 03/26/2019 House—Committee of the Whole - Be passed as amended—HJ 526
 03/27/2019 House—Final Action - Passed as amended; Yea: 114 Nay: 10—HJ 533
 03/27/2019 Senate—Received and Introduced—SJ 334
 04/03/2019 Senate—Referred to Committee on Transportation—SJ 356

H 2370 Bill by Taxation**Providing for an increase in motor fuel taxes and rate trips.**

02/18/2019 House—Introduced—HJ 187
 02/19/2019 House—Referred to Committee on Taxation—HJ 196
 03/08/2019 House—Hearing: Tuesday, March 12, 2019, 3:30 PM Room 112-N

H 2371 Bill by Taxation**Providing for an increase in permit fees for oversize or overweight vehicles and requiring registration for escort vehicle service operators.**

02/18/2019 House—Introduced—HJ 187
 02/19/2019 House—Referred to Committee on Taxation—HJ 196
 03/08/2019 House—Hearing: Thursday, March 14, 2019, 3:30 PM Room 112-N
 03/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 441
 03/26/2019 House—Committee of the Whole - Be passed as amended—HJ 527
 03/27/2019 House—Final Action - Passed as amended; Yea: 102 Nay: 22—HJ 533
 03/27/2019 Senate—Received and Introduced—SJ 334
 04/03/2019 Senate—Referred to Committee on Transportation—SJ 356

H 2372 Bill by Taxation**Providing for an increase in registration fees for electric and hybrid vehicles.**

02/18/2019 House—Introduced—HJ 187
 02/19/2019 House—Referred to Committee on Taxation—HJ 196
 03/08/2019 House—Hearing: Thursday, March 14, 2019, 3:30 PM Room 112-N
 03/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 441
 03/26/2019 House—Committee of the Whole - Be passed as amended—HJ 527
 03/27/2019 House—Final Action - Passed as amended; Yea: 73 Nay: 51—HJ 534
 03/27/2019 Senate—Received and Introduced—SJ 334

04/03/2019 Senate—Referred to Committee on Transportation—SJ 356

- H 2373** Bill by Appropriations
Creating the transportation planning program.
 02/18/2019 House—Introduced—HJ 188
 02/19/2019 House—Referred to Committee on Appropriations—HJ 196
 03/07/2019 House—Withdrawn from Committee on Appropriations; Referred to Committee on Transportation—HJ 311
 03/13/2019 House—Hearing: Tuesday, March 19, 2019, 1:30 PM Room 582-N
 03/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 421
- H 2374** Bill by Appropriations
Increasing the payment of reward for persons providing certain information.
 02/19/2019 House—Introduced—HJ 195
 02/20/2019 House—Referred to Committee on Appropriations—HJ 201
- H 2375** Bill by Appropriations
Allowing private plaintiffs to bring an action under the Kansas false claims act.
 02/19/2019 House—Introduced—HJ 195
 02/20/2019 House—Referred to Committee on Appropriations—HJ 201
- H 2376** Bill by Federal and State Affairs
Authorizing amendments to a registrant's birth certificate when there is a change in the registrant's sex.
 02/19/2019 House—Introduced—HJ 195
 02/20/2019 House—Referred to Committee on Federal and State Affairs—HJ 201
- H 2377** Bill by Federal and State Affairs
No liability for charitable vision screenings and donations of eyeglasses.
 02/19/2019 House—Introduced—HJ 196
 02/20/2019 House—Referred to Committee on Appropriations—HJ 201
- H 2378** Bill by Federal and State Affairs
Prohibiting firearm possession restrictions in subsidized housing agreements.
 02/19/2019 House—Introduced—HJ 196
 02/20/2019 House—Referred to Committee on Federal and State Affairs—HJ 201
 03/06/2019 House—Hearing: Thursday, March 14, 2019, 9:00 AM Room 346-S
- H 2379** Bill by Federal and State Affairs
Exemption from alcoholic liquor enforcement tax for self-distribution of alcoholic liquor by microbreweries and microdistilleries.
 02/19/2019 House—Introduced—HJ 196
 02/20/2019 House—Referred to Committee on Federal and State Affairs—HJ 201
- H 2380** Bill by Taxation
Length of time prior to use of debt collection agencies for delinquent taxes; time for payment of sales and liquor drink tax; liability of person to collect sales or compensating use tax; administration of liquor enforcement tax.
 02/19/2019 House—Introduced—HJ 196
 02/20/2019 House—Referred to Committee on Taxation—HJ 201
 03/08/2019 House—Hearing: Tuesday, March 12, 2019, 3:30 PM Room 112-N
 03/25/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 441

- H 2381** Bill by Taxation
Providing for a \$.06 increase in motor fuel taxes.
02/19/2019 House—Introduced—HJ 196
02/20/2019 House—Referred to Committee on Taxation—HJ 201
03/08/2019 House—Hearing: Tuesday, March 12, 2019, 3:30 PM Room 112-N
- H 2382** Bill by Federal and State Affairs
Authorize counties which have zoning regulations to abate nuisances.
02/20/2019 House—Introduced—HJ 199
02/21/2019 House—Referred to Committee on Appropriations—HJ 209
- H 2383** Bill by Federal and State Affairs
Amendments regarding the licensure and regulation of barbering.
02/20/2019 House—Introduced—HJ 199
02/21/2019 House—Referred to Committee on Appropriations—HJ 209
03/15/2019 House—Withdrawn from Committee on Appropriations; Referred to Committee on General Government Budget—HJ 351
03/15/2019 House—Hearing: Tuesday, March 19, 2019, 3:30 PM Room 281-N
03/22/2019 House—Committee Report recommending bill be passed as amended by Committee on General Government Budget—HJ 417
03/25/2019 House—Committee of the Whole - Handwritten Motion to Amend - Offered by Representative Highberger—HJ 474
03/25/2019 House—Committee of the Whole - Motion to recommend favorably for passage failed—HJ 474
- H 2384** Bill by Taxation
Amending powers, duties and functions of the Kansas state board of cosmetology relating to licensing and hearings.
02/20/2019 House—Introduced—HJ 200
02/21/2019 House—Referred to Committee on Taxation—HJ 209
- H 2385** Bill by Federal and State Affairs
Designating the polka as the official state dance.
02/20/2019 House—Introduced—HJ 206
02/21/2019 House—Referred to Committee on Federal and State Affairs—HJ 209
- H 2386** Bill by Taxation
Transfers to the local ad valorem tax reduction fund.
02/21/2019 House—Introduced—HJ 209
02/22/2019 House—Referred to Committee on Taxation—HJ 221
- H 2387** Bill by Appropriations
Requiring the state employee healthcare benefits program to accept participation as a provider by any willing pharmacist.
02/25/2019 House—Introduced—HJ 233
02/26/2019 House—Referred to Committee on Appropriations—HJ 239
- H 2388** Bill by Taxation
Extending the length of time for the Kansas corporation NOL carryforward.
02/27/2019 House—Introduced—HJ 297
02/28/2019 House—Referred to Committee on Taxation—HJ 304
03/13/2019 House—Hearing: Monday, March 18, 2019, 3:30 PM Room 112-N
03/25/2019 House—Committee Report recommending bill be passed as amended by

Committee on Taxation—HJ 442

- H 2389** Bill by Federal and State Affairs
Requiring electronic prescriptions for certain controlled substances.
 03/06/2019 House—Introduced—HJ 307
 03/07/2019 House—Referred to Committee on Health and Human Services—HJ 311
 03/14/2019 House—Hearing: Tuesday, March 19, 2019, 1:30 PM Room 546-S
 03/20/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 391
 03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 466
 03/26/2019 House—Final Action - Passed as amended; Year: 122 Nay: 2—HJ 485
 03/26/2019 Senate—Received and Introduced—SJ 291
 04/03/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 356
- H 2390** Bill by Federal and State Affairs
Authorizing sports wagering under the Kansas expanded lottery act.
 03/06/2019 House—Introduced—HJ 307
 03/07/2019 House—Referred to Committee on Federal and State Affairs—HJ 311
- H 2391** Bill by Appropriations
Recertification of professional employees' organizations to represent teachers
 03/07/2019 House—Introduced—HJ 319
 03/08/2019 House—Referred to Committee on Appropriations—HJ 320
- H 2392** Bill by Federal and State Affairs
Requiring visual observation of alleged victim of child abuse or neglect as part of investigation.
 03/11/2019 House—Introduced—HJ 328
 03/12/2019 House—Referred to Committee on Judiciary—HJ 330
 03/12/2019 House—Withdrawn from Committee on Judiciary; Referred to Committee on
 Federal and State Affairs—HJ 336
 03/19/2019 House—Hearing: Thursday, March 21, 2019, 9:00 AM Room 346-S
 03/25/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Federal and State Affairs—HJ 438
- H 2393** Bill by Appropriations
Setoff against debtors; relating to support debt matched by gaming facilities.
 03/11/2019 House—Introduced—HJ 328
 03/12/2019 House—Referred to Committee on Appropriations—HJ 330
- H 2394** Bill by Federal and State Affairs
Changing the elements and making changes to the criminal penalties of abuse of a child.
 03/12/2019 House—Introduced—HJ 330
 03/13/2019 House—Hearing: Monday, March 18, 2019, 3:30 PM Room 346-S
 03/13/2019 House—Referred to Committee on Judiciary—HJ 339
- H 2395** Bill by Appropriations
Substitute for HB 2395 by Committee on K-12 Education Budget - Amending the Kansas school equity and enhancement act and making appropriations to the department of education.
 03/12/2019 House—Introduced—HJ 330
 03/13/2019 House—Referred to Committee on K-12 Education Budget—HJ 339
 03/13/2019 House—Hearing: Monday, March 18, 2019, 3:30 PM Room 546-S
 03/13/2019 House—Hearing: Thursday, March 14, 2019, 3:30 PM Room 546-S

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

03/22/2019 House—Committee Report recommending substitute bill be passed by Committee on K-12 Education Budget—HJ 420

- H 2396** Bill by Appropriations
Allowing use of certified drug abuse treatment programs for certain offenders convicted of unlawful cultivation or distribution of controlled substances; amending available sanctions for violation of condition of postrelease supervision.
 03/12/2019 House—Introduced—HJ 336
 03/13/2019 House—Referred to Committee on Corrections and Juvenile Justice—HJ 339
 03/14/2019 House—Hearing: Monday, March 18, 2019, 1:30 PM Room 152-S
 03/19/2019 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 368
 03/25/2019 House—Committee of the Whole - Be passed as amended—HJ 443
 03/26/2019 House—Final Action - Passed as amended; Yea: 97 Nay: 27—HJ 486
 03/26/2019 Senate—Received and Introduced—SJ 291
 04/03/2019 Senate—Referred to Committee on Judiciary—SJ 356
- H 2397** Bill by Federal and State Affairs
Amending the definition of dangerous regulated animal and restricting proximity of such animals to members of the public.
 03/13/2019 House—Introduced—HJ 338
 03/14/2019 House—Referred to Committee on Federal and State Affairs—HJ 345
- H 2398** Bill by Taxation
Requiring the repeal or suspension of existing sales tax exemption when implementing any new exemption.
 03/13/2019 House—Introduced—HJ 338
 03/14/2019 House—Referred to Committee on Taxation—HJ 345
 03/14/2019 House—Hearing: Tuesday, March 19, 2019, 3:30 PM Room 112-N
- H 2399** Bill by Taxation
Sales tax exemption extension for Gove county healthcare endowment foundation, inc.
 03/13/2019 House—Introduced—HJ 338
 03/14/2019 House—Referred to Committee on Taxation—HJ 345
 03/14/2019 House—Hearing: Tuesday, March 19, 2019, 3:30 PM Room 112-N
 03/22/2019 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 421
- H 2400** Bill by Federal and State Affairs
Creating the kratom consumer protection act.
 03/18/2019 House—Introduced—HJ 358
 03/19/2019 House—Referred to Committee on Federal and State Affairs—HJ 362
- H 2401** Bill by Federal and State Affairs
Providing an exception to the quorum requirements for shareholder meetings for certain corporations.
 03/19/2019 House—Introduced—HJ 362
 03/20/2019 House—Referred to Committee on Federal and State Affairs—HJ 372
- H 2402** Bill by Appropriations
Authorizing certain business entities to hire physicians and chiropractors.
 03/19/2019 House—Introduced—HJ 362
 03/19/2019 House—Hearing: Wednesday, March 20, 2019, 1:30 PM Room 546-S
 03/20/2019 House—Referred to Committee on Health and Human Services—HJ 372

03/20/2019 House—Hearing: (proponents) Wednesday, March 20, 2019, 1:30 PM Room 546-S
 03/20/2019 House—Hearing: (opponents) Wednesday, March 20, 2019, 1:30 PM Room 546-S
 03/20/2019 House—Hearing continuation: Thursday, March 21, 2019, 1:30 PM Room 546-S
 03/22/2019 House—Hearing continuation: Friday, March 22, 2019, 11:00 AM Room 546-S
 03/22/2019 House—Hearing: (opponents) Thursday, March 21, 2019, 1:30 PM Room 546-S
 03/22/2019 House—Hearing: (neutral) Thursday, March 21, 2019, 1:30 PM Room 546-S
 03/22/2019 House—Hearing: (proponents) Thursday, March 21, 2019, 1:30 PM Room 546-S
 03/25/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 438
 03/26/2019 House—Committee of the Whole - Be passed as amended—HJ 525
 03/27/2019 House—Final Action - Passed as amended; Yea: 106 Nay: 18—HJ 534
 03/27/2019 Senate—Received and Introduced—SJ 334
 04/03/2019 Senate—Referred to Committee on Public Health and Welfare—SJ 356

H 2403 Bill by Taxation**Establishing the joint committee on child welfare system oversight.**

03/20/2019 House—Introduced—HJ 372
 03/21/2019 House—Referred to Committee on Children and Seniors—HJ 402
 03/21/2019 House—Hearing: Friday, March 22, 2019, 1:30 PM Room 346-S
 03/25/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Children and Seniors—HJ 436

H 2404 Bill by Taxation**Establishing the Kansas senior services task force.**

03/20/2019 House—Introduced—HJ 372
 03/21/2019 House—Referred to Committee on Children and Seniors—HJ 402
 03/21/2019 House—Hearing: Friday, March 22, 2019, 1:30 PM Room 346-S
 03/25/2019 House—Committee Report recommending bill be passed as amended by
 Committee on Children and Seniors—HJ 437

H 2405 Bill by Federal and State Affairs**Creating the legislative task force on bullying prevention in public schools.**

03/21/2019 House—Introduced—HJ 413
 03/22/2019 House—Referred to Committee on Federal and State Affairs—HJ 416

H 2406 Bill by Federal and State Affairs**Relinquishment of firearms pursuant to certain court orders.**

03/21/2019 House—Introduced—HJ 413
 03/22/2019 House—Referred to Committee on Federal and State Affairs—HJ 416

H 2407 Bill by Federal and State Affairs**Publication of school district bullying prevention policies.**

03/21/2019 House—Introduced—HJ 413
 03/22/2019 House—Referred to Committee on Federal and State Affairs—HJ 416

H 2408 Bill by Taxation**Allowing third-party fee simple appraisals to be filed with county appraisers for residential property.**

03/22/2019 House—Introduced—HJ 415
 03/25/2019 House—Referred to Committee on Taxation—HJ 429

H 2409 Bill by Taxation

- Providing a tax credit for donations to certain postsecondary educational institutions that provide scholarships to students with financial need.**
03/22/2019 House—Introduced—HJ 423
03/25/2019 House—Referred to Committee on Taxation—HJ 429
- H 2410** Bill by Federal and State Affairs
Providing for the filling of a vacancy in the office of the state treasurer by statewide district convention.
03/25/2019 House—Introduced—HJ 429
03/26/2019 House—Referred to Committee on Federal and State Affairs—HJ 481
- H 2411** Bill by Federal and State Affairs
Limiting the review of certain rules and regulations by the director of the budget.
03/25/2019 House—Introduced—HJ 442
03/26/2019 House—Referred to Committee on Federal and State Affairs—HJ 481
- H 2412** Bill by Federal and State Affairs
Updating certain requirements relating to advanced practice registered nurses.
03/26/2019 House—Introduced—HJ 480
03/27/2019 House—Referred to Committee on Health and Human Services—HJ 529
- H 2413** Bill by Federal and State Affairs
Enacting the human solution for Kansas act; regulation of the production and sale of medicinal cannabis.
04/03/2019 House—Introduced—HJ 555
04/04/2019 House—Referred to Committee on Federal and State Affairs—HJ 561
- H 2414** Bill by Taxation
Providing a sales tax exemption for the principle foundation.
04/04/2019 House—Introduced—HJ 561
04/05/2019 House—Referred to Committee on Taxation—HJ 608
- H 2415** Bill by Federal and State Affairs
Regulating the practice of medicine and surgery regarding inquiries about a patient's firearm ownership.
04/04/2019 House—Introduced—HJ 565
04/05/2019 House—Referred to Committee on Health and Human Services—HJ 608
- H 2416** Bill by Taxation
Creating the Kansas targeted employment act; income tax credit.
04/04/2019 House—Introduced—HJ 605
04/05/2019 House—Referred to Committee on Taxation—HJ 608
- H 2417** Bill by Taxation
Extending the length of time for the Kansas corporation NOL carryforward.
04/04/2019 House—Introduced—HJ 606
04/05/2019 House—Referred to Committee on Taxation—HJ 608
- H 2418** Bill by Taxation
Length of time prior to use of debt collection agencies for delinquent taxes; time for payment of sales and liquor drink tax; liability of person to collect sales or compensating use tax; administration of liquor enforcement tax.
04/05/2019 House—Introduced—HJ 607
05/01/2019 House—Referred to Committee on Taxation—HJ 838

- H 2419** Bill by Appropriations
Reconciling conflicting amendments to certain statutes.
 05/02/2019 House—Introduced—HJ 865
 05/03/2019 House—Referred to Committee of the Whole

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

- H 5001** Concurrent Resolution by Representative Corbet
Constitutional amendment; term limits for the secretary of state and attorney general.
 01/14/2019 House—Prefiled for Introduction on Thursday, January 10, 2019—HJ 47
 01/14/2019 House—Introduced
 01/15/2019 House—Referred to Committee on Elections—HJ 52
- H 5002** Concurrent Resolution by Representatives Ryckman, Hawkins, Sawyer
Joint session of the House of Representative and Senate to hear message of the Governor.
 01/14/2019 House—Introduced
 01/14/2019 House—Adopted without roll call—HJ 45
 01/15/2019 Senate—Received and Introduced—SJ 21
 01/15/2019 Senate—Adopted without roll call—SJ 21
 01/24/2019 House—Enrolled and presented to Secretary of State on Thursday, January 24, 2019—HJ 82
- H 5003** Concurrent Resolution by Representative Corbet
Constitutional amendment; term limits; legislators.
 01/15/2019 House—Introduced—HJ 51
 01/16/2019 House—Referred to Committee on Elections—HJ 57
- H 5004** Concurrent Resolution by Representatives Garber, Averkamp, Bergquist, Blex, Burris, Carpenter, W., Dove, Ellis, Eplee, Highland, Hoffman, Huebert, Jacobs, Resman, Rhiley, Seiwert, Smith, A., Smith, E., Tarwater, Thimesch, Vickrey
Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
 01/28/2019 House—Introduced—HJ 86
 01/29/2019 House—Referred to Committee on Federal and State Affairs—HJ 90
 03/13/2019 House—Hearing: Thursday, March 21, 2019, 9:00 AM Room 346-S
- H 5005** Concurrent Resolution by Elections
Constitutional amendment; reapportionment, deleting requirement for adjustment of census data for military personnel and students.
 02/07/2019 House—Introduced—HJ 123
 02/08/2019 House—Referred to Committee on Elections—HJ 138
- H 5006** Concurrent Resolution by Representative Parker
Revising article 10 of the Kansas constitution; establishing a redistricting commission.
 02/07/2019 House—Introduced—HJ 133
 02/08/2019 House—Referred to Committee on Elections—HJ 138
- H 5007** Concurrent Resolution by Local Government
Constitutional amendment granting counties home rule powers.
 02/12/2019 House—Introduced—HJ 149
 02/13/2019 House—Referred to Committee on Local Government—HJ 160
- H 5008** Concurrent Resolution by Representative Ousley

Proposition to repeal section 12 of article 15 of the Kansas constitution, regarding membership and nonmembership in labor organizations.

02/13/2019 House—Introduced—HJ 161

02/14/2019 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 165

- H 5009** Concurrent Resolution by Federal and State Affairs
Making application to the U.S. congress to call a convention of the states.
 02/20/2019 House—Introduced—HJ 200
 02/21/2019 House—Referred to Committee on Federal and State Affairs—HJ 209
 03/06/2019 House—Hearing: Wednesday, March 13, 2019, 9:00 AM Room 346-S
 03/20/2019 House—Committee Report recommending resolution be adopted by Committee on Federal and State Affairs—HJ 391
- H 5010** Concurrent Resolution by Federal and State Affairs
Constitutional amendment to require the Kansas supreme court to issue decisions within one year of final arguments.
 03/26/2019 House—Introduced—HJ 480
 03/27/2019 House—Referred to Committee on Federal and State Affairs—HJ 529
- H 5011** Concurrent Resolution by Representatives Ryckman, Hawkins, Sawyer
Adjournment of the Senate and House of Representatives for a period of time during the 2019 regular session of the Legislature.
 03/27/2019 House—Introduced—HJ 529
 03/27/2019 House—Adopted without roll call—HJ 529
 03/27/2019 Senate—Received and Introduced—SJ 334
 03/27/2019 Senate—Adopted without roll call—SJ 334
 04/02/2019 House—Enrolled and presented to Secretary of State on Tuesday, April 2, 2019—HJ 551
- H 5012** Concurrent Resolution by Representatives Ryckman, Hawkins, Sawyer
Adjournment of the 2019 Legislature until May 1, 2019.
 04/05/2019 House—Introduced—HJ 712
 05/01/2019 House—Referred to Committee on Calendar and Printing—HJ 838
- H 5013** Concurrent Resolution by Federal and State Affairs
Proposing to amend section 11 of article 1 of the constitution of the state of Kansas regarding the filling of vacancies in executive offices.
 04/05/2019 House—Introduced—HJ 712
 05/01/2019 House—Referred to Committee on Federal and State Affairs—HJ 838
- H 5014** Concurrent Resolution by Representatives Ryckman, Hawkins, Sawyer
Adjournment of the 2019 regular session of the legislature and authority for Senate to meet prior to sine die adjournment under certain circumstances.
 05/04/2019 House—Introduced
 05/04/2019 House—Adopted without roll call
 05/04/2019 Senate—Received and Introduced
 05/04/2019 Senate—Adopted without roll call—SJ 1125
 05/29/2019 House—Enrolled and presented to Secretary of State on Friday, May 10, 2019—HJ 1922
- H 5015** Concurrent Resolution by Representative Ryckman
Ratifying and providing for continuation of the May 9, 2019, state of disaster emergency declaration for certain Kansas counties.

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

05/29/2019 House—Introduced—HJ 1916
 05/29/2019 House—Emergency Final Action - Adopted; Yea: 116 Nay: 0—HJ 1918
 05/29/2019 Senate—Received and Introduced
 05/29/2019 Senate—Motion to advance to Final Action
 05/29/2019 Senate—Emergency Final Action - Adopted; Yea: 38 Nay: 0—SJ 1135
 05/29/2019 House—Enrolled and presented to Secretary of State on Friday, May 31, 2019
 TITLE AND HISTORY OF HOUSE RESOLUTIONS

- H 6001** Resolution by Representatives Ryckman, Hawkins, Sawyer
Organization of the House of Representatives, 2019 Session.
 01/14/2019 House—Introduced
 01/14/2019 House—Adopted without roll call—HJ 14
 01/23/2019 House—Enrolled on Wednesday, January 23, 2019—HJ 77
- H 6002** Resolution by Representatives Ryckman, Hawkins, Sawyer
Assignment of seats in the House of Representatives, 2019 session.
 01/14/2019 House—Introduced
 01/14/2019 House—Adopted without roll call—HJ 14
 01/23/2019 House—Enrolled on Wednesday, January 23, 2019—HJ 77
- H 6003** Resolution by Representatives Ryckman, Hawkins, Sawyer
Temporary rules of the House of Representatives for the 2019 session.
 01/14/2019 House—Introduced
 01/14/2019 House—Adopted without roll call—HJ 15
 01/23/2019 House—Enrolled on Wednesday, January 23, 2019—HJ 77
- H 6004** Resolution by Representatives Ryckman, Hawkins, Sawyer
Permanent rules of the House of Representatives for the 2019-2020 biennium.
 01/14/2019 House—Introduced—HJ 17
 01/15/2019 House—Referred to Committee on Rules and Journal—HJ 52
 01/17/2019 House—Committee Report recommending resolution be adopted as amended by
 Committee on Rules and Journal—HJ 67
 01/22/2019 House—Committee of the Whole - Be adopted as amended—HJ 73
 01/23/2019 House—Final Action - Adopted as amended; Yea: 104 Nay: 15—HJ 76
 01/29/2019 House—Enrolled on Tuesday, January 29, 2019—HJ 93
- H 6005** Resolution by Representatives Huebert, Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard,
 Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson,
 Carmichael, Carpenter, B., Carpenter, W., Claeys, Clark, Clayton, Collins,
 Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe,
 Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelger,
 Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger,
 Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard,
 Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether,
 Landwehr, Lewis, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor,
 Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman,
 Probst, Proehl, Rajhes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel,
 Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater,
 Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward,
 Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn,
 Wolfe Moore, Woodard, Xu
**Congratulating and commending the members of the 2019 Kansas teacher of the year
 team.**

- 01/29/2019 House—Introduced
 01/29/2019 House—Adopted without roll call—HJ 90
 02/01/2019 House—Enrolled on Friday, February 1, 2019—HJ 105
- H 6006** Resolution by Representatives Gartner, Kuether
Honoring Jacob Klemz of Washburn University men's cross country team.
 01/30/2019 House—Introduced
 01/30/2019 House—Adopted without roll call—HJ 96
 02/04/2019 House—Enrolled on Monday, February 4, 2019—HJ 111
- H 6007** Resolution by Representatives Bergquist, Bishop, Capps, Carmichael, Carpenter, B.,
 Delperdang, Erickson, Finney, Hawkins, Hoheisel, Huebert, Humphries, Landwehr,
 Mason, Rhiley, Sawyer, Seiwert
Congratulating and commending Angela Hamilton of Sedgwick County EMS.
 01/30/2019 House—Introduced
 01/30/2019 House—Adopted without roll call—HJ 97
 02/04/2019 House—Enrolled on Monday, February 4, 2019—HJ 111
- H 6008** Resolution by Representative Corbet
Congratulating and commending 2018 Milken Educator Award winner Linda Dishman.
 02/07/2019 House—Introduced
 02/07/2019 House—Adopted without roll call—HJ 125
 02/12/2019 House—Enrolled on Tuesday, February 12, 2019—HJ 155
- H 6009** Resolution by Representatives Highland, Amyx, Arnberger, Awerkamp, Baker, Barker,
 Bergquist, Blex, Burris, Capps, Carlin, Carlson, Carmichael, Carpenter, W., Clark,
 Collins, Cox, Curtis, Delperdang, Dietrich, Donohoe, Dove, Ellis, Erickson, Esau,
 Finney, Francis, Helgerson, Hibbard, Hineman, Hoheisel, Holscher, Howard, Jacobs,
 Jennings, Kelly, Kessinger, Lynn, Neighbor, Orr, Owens, Pannbacker, Patton,
 Phillips, Proehl, Rahjes, Resman, Samsel, Sawyer, Schreiber, Smith, A., Smith, E.,
 Stogsdill, Tarwater, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warren,
 Wasinger, Waymaster, Weigel
Honoring the Kansas Farm Bureau.
 02/07/2019 House—Introduced
 02/07/2019 House—Adopted without roll call—HJ 126
 02/12/2019 House—Enrolled on Tuesday, February 12, 2019—HJ 155
- H 6010** Resolution by Representatives Hawkins, Arnberger, Baker, Ballard, Barker, Bergquist, Blex,
 Burroughs, Capps, Carmichael, Carpenter, B., Carpenter, W., Clark, Concannon,
 Cox, Croft, Delperdang, Dietrich, Dove, Ellis, Eplee, Erickson, Finch, Finney,
 Francis, French, Gartner, Helmer, Hibbard, Highberger, Highland, Hoffman,
 Hoheisel, Holscher, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson,
 Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore,
 Neighbor, Ohaebosim, Orr, Owens, Patton, Phillips, Pittman, Probst, Proehl, Rahjes,
 Ralph, Resman, Rhiley, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E.,
 Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Ward,
 Warfield, Warren, Wasinger, Weigel, Wheeler, Whipple, Williams, Woodard
Recognizing February 7, 2019, as JAG-K day at the capitol.
 02/07/2019 House—Introduced
 02/07/2019 House—Adopted without roll call—HJ 127
 02/12/2019 House—Enrolled on Tuesday, February 12, 2019—HJ 155
- H 6011** Resolution by Representative Dietrich
Honoring Washburn Rural high school.

(HJ & SJ Nos. refer to 2019 House and Senate Journals)

02/18/2019 House—Introduced—HJ 188
 02/18/2019 House—Adopted without roll call—HJ 188
 02/22/2019 House—Enrolled on Friday, February 22, 2019—HJ 229

H 6012 Resolution by Representatives Johnson, Concannon
Honoring the 150th anniversary of Lindsborg, Kansas.

02/19/2019 House—Introduced—HJ 196
 02/19/2019 House—Adopted without roll call—HJ 196
 02/22/2019 House—Enrolled on Friday, February 22, 2019—HJ 229

H 6013 Resolution by Representatives Mason, Alcala, Arnberger, Bergquist, Blex, Burris, Capps, Carlin, Carpenter, B., Carpenter, W., Clayton, Collins, Cox, Croft, Curtis, Dietrich, Ellis, Eplee, Erickson, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helmer, Highland, Hineman, Hoffman, Hoheisel, Huebert, Humphries, Jacobs, Jennings, Johnson, Kelly, Kessinger, Kuether, Lusk, Neighbor, Ohaebosim, Owens, Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Samsel, Schreiber, Seiwert, Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Vickrey, Waggoner, Warfield, Wasinger, Waymaster, Weigel, Williams, Woodard

A resolution strengthening the sister-state relations between Kansas and Taiwan.

03/06/2019 House—Introduced—HJ 308
 03/20/2019 House—Adopted without roll call—HJ 374
 03/22/2019 House—Enrolled on Friday, March 22, 2019—HJ 424

H 6014 Resolution by Representatives Carlin, Winn, Alcala, Amyx, Ballard, Benson, Bishop, Burroughs, Carmichael, Clayton, Cox, Curtis, Dierks, Dietrich, Finney, Gartner, Helgerson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Parker, Pittman, Probst, Ruiz, L., Sawyer, Stogsdill, Ward, Warfield, Weigel, Wolfe Moore, Woodard, Xu

Recognizing International Women's Day.

03/07/2019 House—Introduced—HJ 312
 03/07/2019 House—Adopted without roll call—HJ 312
 03/12/2019 House—Enrolled on Tuesday, March 12, 2019—HJ 336

H 6015 Resolution by Representatives Eplee, Amyx, Arnberger, Baker, Barker, Blex, Clark, Cox, Croft, Delperdang, Dietrich, Dove, Ellis, Esau, Garber, Helmer, Highland, Hineman, Hoheisel, Jennings, Karleskint, Lusk, Lynn, Mason, Mastroni, Neighbor, Orr, Pannbacker, Phillips, Resman, Rhiley, Ryckman, Samsel, Smith, A., Thompson, Victors, Wasinger, Weigel, Williams

Recognizing March 20, 2019, as Kick Butts Day.

03/07/2019 House—Introduced—HJ 313
 03/07/2019 House—Adopted without roll call—HJ 313
 03/12/2019 House—Enrolled on Tuesday, March 12, 2019—HJ 336

H 6016 Resolution by Representatives Schreiber, Alcala, Ballard, Carlin, Croft, Highberger, Hoffman, Long, Mastroni, Murnan, Rahjes, Sawyer, Smith, E., Thompson, Wheeler, Wolfe Moore

Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.

03/12/2019 House—Introduced—HJ 331
 03/12/2019 House—Adopted without roll call—HJ 331
 03/15/2019 House—Enrolled on Friday, March 15, 2019—HJ 354

H 6017 Resolution by Representatives Weigel, Amyx, Barker, Benson, Bishop, Blex, Carlin, Carmichael, Carpenter, W., Clark, Clayton, Collins, Croft, Delperdang, Dietrich,

Ellis, Finney, French, Gartner, Henderson, Hibbard, Highland, Holscher, Jacobs, Karleskint, Kessinger, Lusk, Mason, Mastroni, Parker, Phillips, Pittman, Probst, Rahjes, Resman, Ruiz, S., Sawyer, Schreiber, Ward, Warfield, Wasinger, Wheeler, Xu

Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

03/19/2019 House—Introduced—HJ 363
 03/19/2019 House—Adopted without roll call—HJ 363
 03/22/2019 House—Enrolled on Friday, March 22, 2019—HJ 424

- H 6018** Resolution by Agriculture
Requesting the federal government address water issues in the Arkansas River basis.
 03/19/2019 House—Introduced—HJ 365
 03/19/2019 House—Hearing: Thursday, March 21, 2019, 3:30 PM Room 582-N
 03/20/2019 House—Referred to Committee on Agriculture—HJ 372
 03/22/2019 House—Committee Report recommending resolution be adopted by Committee on Agriculture—HJ 416
 03/25/2019 House—Committee of the Whole - Be adopted—HJ 466
 03/26/2019 House—Final Action - Adopted; Yea: 124 Nay: 0—HJ 486
 04/03/2019 House—Enrolled on Wednesday, April 3, 2019—HJ 560
- H 6019** Resolution by Representatives Ohaebosim, Finney
Recognizing Storytime Village, Inc. for its work in giving young Kansas children the opportunity for a better future through its literacy programs.
 03/20/2019 House—Introduced—HJ 372
 03/20/2019 House—Adopted without roll call—HJ 372
 03/22/2019 House—Enrolled on Friday, March 22, 2019—HJ 424
- H 6020** Resolution by Representatives Ryckman, Hawkins, Sawyer
Assignment of seats in the house of representatives, changes, 2019 session.
 03/20/2019 House—Introduced—HJ 374
 03/20/2019 House—Adopted without roll call—HJ 374
 03/22/2019 House—Enrolled on Friday, March 22, 2019—HJ 424
- H 6021** Resolution by Representatives Waymaster, Amberger, Barker, Bergquist, Carlin, Carpenter, W., Claeys, Concannon, Delperdang, Dietrich, Dove, Ellis, Finch, Francis, Gartner, Highland, Hoffman, Holscher, Huebert, Humphries, Jacobs, Jennings, Kelly, Kessinger, Lusk, Lynn, Mastroni, Owens, Proehl, Rahjes, Ralph, Resman, Rhiley, Schreiber, Smith, A., Smith, E., Sutton, Tarwater, Thomas, Vickrey, Wasinger, Williams, Wolfe Moore
Recognizing World Down Syndrome Day in Kansas.
 03/21/2019 House—Introduced—HJ 405
 03/21/2019 House—Adopted without roll call—HJ 405
 03/27/2019 House—Enrolled on Wednesday, March 27, 2019—HJ 538
- H 6022** Resolution by Representatives Clark, Amyx, Amberger, Baker, Bergquist, Blex, Capps, Carlin, Carpenter, B., Carpenter, W., Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Ellis, Eplee, Esau, French, Garber, Gartner, Helmer, Hibbard, Hoheisel, Horn, Howard, Huebert, Humphries, Jennings, Karleskint, Kelly, Kessinger, Kuether, Lynn, Mason, Mastroni, Neighbor, Orr, Owens, Pannbacker, Phillips, Probst, Proehl, Rahjes, Resman, Rhiley, Ruiz, L., Schreiber, Smith, E., Sutton, Thompson, Toplikar, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple

Honoring Korean War veterans from Kansas.

03/21/2019 House—Introduced—HJ 403

03/21/2019 House—Adopted without roll call—HJ 403

03/27/2019 House—Enrolled on Wednesday, March 27, 2019—HJ 538

H 6023 Resolution by Representative Kelly
Recognizing national service recognition day at the capitol.

04/02/2019 House—Introduced—HJ 548

04/02/2019 House—Adopted without roll call—HJ 548

04/04/2019 House—Enrolled on Thursday, April 4, 2019—HJ 606

H 6024 Resolution by Representative Burroughs
Recognizing Rick Riggs' service to the State of Kansas.

05/02/2019 House—Introduced—HJ 847

05/02/2019 House—Adopted without roll call—HJ 847

05/03/2019 House—Enrolled on Friday, May 3, 2019—HJ 1443

HISTORY OF HOUSE PETITIONS

HP 2001, by Rep. E. Smith, A Petition demanding an end to the commercial sexual exploitation of human beings and recognition that buying sex is not a victimless crime, signed by Eric Smith and 3,569 other citizens of the state of Kansas.

FINAL
HOUSE CALENDAR
No. 60

JANUARY 14, 2019 THROUGH MAY 29, 2019

NUMERICAL SCHEDULE OF HOUSE BILLS
2019 SESSION

2001 Signed, Ef Dt 7/1/19	2034 Sen General Orders	2069 Fed & State Affairs
2002 Local Government	2035 Signed, Ef Dt 4/11/19	2070 Signed, Ef Dt 7/1/19
2003 Fed & State Affairs	2036 Fed & State Affairs	2071 Stricken, Rule 1507
2004 Engy Util & Tel	2037 General Orders	2072 Stricken, Rule 1507
2005 Taxation	2038 Signed, Ef Dt 7/1/19	2073 Stricken, Rule 1507
2006 Sen General Orders	2039 Signed, Ef Dt 7/1/19	2074 Insurance
S Sub	2040 Taxation	2075 Elections
2007 Signed, Ef Dt 7/1/19	2041 Sen Fin Inst & Ins	2076 Stricken, Rule 1507
2008 Fed & State Affairs	2042 General Orders	2077 Health & Hum Svcs
2009 Fed & State Affairs	2043 General Orders	2078 K-12 Ed Budget
2010 Elections	2044 Signed, Ef Dt 7/1/19	2079 Stricken, Rule 1507
2011 Taxation	2045 Stricken, Rule 1507	2080 Engy Util & Tel
2012 Comm, Lbr & Eco Dev	2046 Corr & Juv Justice	2081 Engy Util & Tel
2013 Comm, Lbr & Eco Dev	2047 Corr & Juv Justice	2082 Sen Pub Hlth & Wel
2014 Comm, Lbr & Eco Dev	2048 Sen General Orders	2083 Stricken, Rule 1507
2015 Fed & State Affairs	2049 Stricken, Rule 1507	2084 Signed, Ef Dt 7/1/19
2016 Comm, Lbr & Eco Dev	2050 Stricken, Rule 1507	2085 Signed, Ef Dt 7/1/19
2017 Comm, Lbr & Eco Dev	2051 Corr & Juv Justice	2086 Taxation
Sub	2052 Corr & Juv Justice	2087 Signed, Ef Dt 7/1/19
2018 Sen Judiciary	2053 Insurance	2088 Stricken, Rule 1507
2019 Elections	2054 Sen Fin Inst & Ins	2089 Health & Hum Svcs
2020 Judiciary	2055 Insurance	2090 Elections
2021 Elections	2056 Insurance	2091 Elections
2022 Comm, Lbr & Eco Dev	2057 Insurance	2092 Elections
2023 Fed & State Affairs	2058 Insurance	2093 General Orders
2024 Engy Util & Tel	2059 Insurance	2094 Fed & State Affairs
2025 Children & Seniors	2060 Comm, Lbr & Eco Dev	2095 Transportation
2026 Comm, Lbr & Eco Dev	2061 Comm, Lbr & Eco Dev	2096 Fin Inst & Pensions
2027 Trans Pub Saf Bdgt	2062 Agriculture	2097 Signed, Ef Dt 7/1/19
2028 Trans Pub Saf Bdgt	2063 Sen Assess & Tax	2098 Judiciary
2029 Health & Hum Svcs	2064 Stricken, Rule 1507	2099 Stricken, Rule 1507
2030 Health & Hum Svcs	2065 Judiciary	2100 Fin Inst & Pensions
2031 Signed, Ef Dt 7/1/19	2066 Sen Pub Hlth & Wel	2101 Signed, Ef Dt 7/1/19
2032 Fed & State Affairs	2067 Fed & State Affairs	2102 Appropriations
2033 Vetoed, Sustained	2068 Fed & State Affairs	2103 Signed, Ef Dt 7/1/19

2104 Signed, EfDt 4/18/19	2152 Judiciary	2200 Health & Hum Svcs
2105 Sen General Orders	2153 Fed & State Affairs	2201 Signed, Ef Dt 7/1/19
2106 K-12 Ed Budget	2154 Sen Commerce	2202 Taxation
2107 Fed & State Affairs	2155 Health & Hum Svcs	2203 Signed, Ef Dt 7/1/19
2108 K-12 Ed Budget	2156 Agriculture	2204 Appropriations
2109 Engy Util & Tel	2157 Health & Hum Svcs	2205 Appropriations
2110 Engy Util & Tel	2158 Appropriations	2206 Sen General Orders
2111 Fed & State Affairs	2159 Appropriations	2207 K-12 Ed Budget
2112 Stricken, Rule 1507	2160 Conference Comm	2208 Stricken, Rule 1507
2113 Elections	2161 Judiciary	2209 Law without Signature, Ef Dt 5/9/19
2114 Taxation	2162 Stricken, Rule 1507	2210 Insurance
2115 Fed & State Affairs	2163 Health & Hum Svcs	2211 Signed, Ef Dt 7/1/19
2116 Taxation	2164 Fed & State Affairs	2212 General Orders
2117 Transportation	2165 Fin Inst & Pensions	2213 Stricken, Rule 1507
2118 Sen Assess & Tax	2166 Education	S Sub
2119 Signed, Ef Dt 7/1/19	S Sub	2214 Signed, Ef Dt 7/1/19
2120 Health & Hum Svcs	2167 Signed, EfDt 4/18/19	2215 Signed, Ef Dt 7/1/19
2121 Appropriations	2168 Conference Comm	2216 Higher Ed Budget
2122 Appropriations	2169 Elections	2217 Fin Inst & Pensions
2123 Signed, Ef Dt 7/1/19	2170 Stricken, Rule 1507	2218 Fin Inst & Pensions
2124 Insurance	2171 Stricken, Rule 1507	2219 Judiciary
2125 Signed, Ef Dt 7/1/19	2172 Stricken, Rule 1507	2220 Elections
2126 Signed, Ef Dt 7/1/19	2173 Sen Ag & Nat Res	2221 Transportation
2127 Signed, Ef Dt 7/1/19	2174 Signed, Ef Dt 7/1/19	2222 Agriculture
2128 Taxation	2175 Comm, Lbr & Eco Dev	2223 Signed, Ef Dt 7/1/19
2129 Fed & State Affairs	2176 Elections	2224 Engy Util & Tel
2130 Fed & State Affairs	2177 Signed, Ef Dt 7/1/19	S Sub
2131 Taxation	2178 Signed, EfDt 4/18/19	2225 Signed, Ef Dt 7/1/19
2132 Corr & Juv Justice	2179 Sen Transportation	2226 Fed & State Affairs
2133 Sen General Orders	2180 Transportation	2227 Health & Hum Svcs
2134 Taxation	2181 Judiciary	2228 General Orders
2135 Appropriations	2182 Insurance	2229 Children & Seniors
2136 Stricken, Rule 1507	2183 Education	2230 Insurance
2137 Sen Judiciary	2184 Health & Hum Svcs	2231 Engy Util & Tel
2138 Taxation	2185 Sen General Orders	2232 Taxation
2139 Fin Inst & Pensions	2186 Comm, Lbr & Eco Dev	2233 Education
2140 Signed, Ef Dt 7/1/19	2187 Children & Seniors	2234 Fed & State Affairs
2141 Fin Inst & Pensions	2188 Signed, Ef Dt 7/1/19	2235 General Orders
2142 Fin Inst & Pensions	2189 Elections	2236 Local Government
S Sub	2190 Fed & State Affairs	2237 Local Government
2143 Sen Fin Inst & Ins	2191 Signed, Ef Dt 7/1/19	2238 Stricken, Rule 1507
2144 Signed, Ef Dt 7/1/19	2192 Judiciary	2239 Sen Fed & State
2145 K-12 Ed Budget	2193 Judiciary	2240 Engy Util & Tel
2146 Health & Hum Svcs	2194 Taxation	2241 Judiciary
2147 Sen Commerce	2195 Taxation	2242 Judiciary
2148 Comm, Lbr & Eco Dev	2196 Judiciary	2243 Sen Judiciary
2149 Children & Seniors	2197 Stricken, Rule 1507	2244 Sen Judiciary
2150 K-12 Ed Budget	2198 Sen Pub Hlth & Wel	2245 Corr & Juv Justice
2151 Judiciary	2199 Sen General Orders	

2246 Conference Comm	2294 Engy Util & Tel	2342 Rural Revitalization
2247 Transportation	2295 Appropriations	2343 Children & Seniors
2248 Signed, Ef Dt 7/1/19	2296 Insurance	2344 Children & Seniors
2249 Taxation	2297 Fed & State Affairs	2345 General Orders
2250 Taxation	2298 Health & Hum Svcs	2346 Sen Education
2251 Taxation	2299 Corr & Juv Justice	2347 Children & Seniors
2252 Taxation	2300 Transportation	2348 Judiciary
2253 Comm, Lbr & Eco Dev	2301 Taxation	2349 Taxation
2254 Fin Inst & Pensions	2302 Taxation	2350 Corr & Juv Justice
2255 Children & Seniors	2303 Health & Hum Svcs	2351 Transportation
2256 Education	2304 Taxation	2352 Taxation
2257 K-12 Ed Budget	2305 Corr & Juv Justice	2353 Stricken, Rule 1507 Sub
2258 Judiciary	2306 Judiciary	2354 Comm, Lbr & Eco Dev
2259 Comm, Lbr & Eco Dev	2307 Sen Pub Hlth & Wel	2355 Comm, Lbr & Eco Dev
2260 Comm, Lbr & Eco Dev	2308 Local Government	2356 Comm, Lbr & Eco Dev
2261 Taxation	2309 Fed & State Affairs	2357 Health & Hum Svcs
2262 Comm, Lbr & Eco Dev	2310 Taxation	2358 Health & Hum Svcs
2263 Comm, Lbr & Eco Dev	2311 Taxation	2359 Children & Seniors
2264 Taxation	2312 Comm, Lbr & Eco Dev	2360 Sen General Orders
2265 Higher Ed Budget	2313 Comm, Lbr & Eco Dev	2361 General Orders
2266 Higher Ed Budget	2314 Sen Eth, Elec & Loc Gov	2362 Veterans & Military
2267 Taxation	2315 Comm, Lbr & Eco Dev	2363 Fin Inst & Pensions
2268 Corr & Juv Justice	2316 Judiciary	2364 Transportation
2269 Corr & Juv Justice	2317 Engy Util & Tel	2365 Signed, Ef Dt 7/1/19
2270 Stricken, Rule 1507	2318 Fed & State Affairs	2366 Health & Hum Svcs
2271 Agriculture	2319 Corr & Juv Justice	2367 Taxation
2272 Taxation	2320 Judiciary	2368 Taxation
2273 Engy Util & Tel	2321 Judiciary	2369 Sen Transportation
2274 Sen Pub Hlth & Wel	2322 Judiciary	2370 Taxation
2275 Taxation	2323 Fed & State Affairs	2371 Sen Transportation
2276 Transportation	2324 Comm, Lbr & Eco Dev	2372 Sen Transportation
2277 Transportation	2325 Fed & State Affairs	2373 General Orders
2278 Taxation	2326 Sen Fed & St Affairs	2374 Appropriations
2279 Sen General Orders	2327 Fin Inst & Pensions	2375 Appropriations
2280 Comm, Lbr & Eco Dev	2328 Fin Inst & Pensions	2376 Fed & State Affairs
2281 Sen General Orders	2329 Fin Inst & Pensions	2377 Appropriations
2282 Corr & Juv Justice	2330 Education	2378 Fed & State Affairs
2283 Corr & Juv Justice	2331 Judiciary	2379 Fed & State Affairs
2284 Corr & Juv Justice	2332 Judiciary	2380 General Orders
2285 Taxation	2333 Judiciary	2381 Taxation
2286 Appropriations	2334 Judiciary	2382 Appropriations
2287 Education	2335 Corr & Juv Justice	2383 General Orders
2288 Education	2336 Sen Judiciary	2384 Taxation
2289 Fed & State Affairs	2337 General Orders	2385 Fed & State Affairs
2290 Signed, Ef Dt 5/30/19	2338 Corr & Juv Justice	2386 Taxation
2291 Judiciary	2339 Health & Hum Svcs	2387 Appropriations
2292 Judiciary	2340 General Orders	2388 General Orders
2293 Taxation	2341 Appropriations	

2389 Sen Pub Hlth & Wel	2399 General Orders	2410 Fed & State Affairs
2390 Fed & State Affairs	2400 Fed & State Affairs	2411 Fed & State Affairs
2391 Appropriations	2401 Fed & State Affairs	2412 Health & Hum Svcs
2392 General Orders	2402 Sen Pub Hlth & Wel	2413 Fed & State Affairs
2393 Appropriations	2403 General Orders	2414 Taxation
2394 Judiciary	2404 General Orders	2415 Health & Hum Svcs
Sub	2405 Fed & State Affairs	2416 Taxation
2395 General Orders	2406 Fed & State Affairs	2417 Taxation
2396 Sen Judiciary	2407 Fed & State Affairs	2418 Taxation
2397 Fed & State Affairs	2408 Taxation	2419 General Orders
2398 Taxation	2409 Taxation	

NUMERICAL SCHEDULE OF HOUSE CONCURRENT RESOLUTIONS 2019 SESSION

5001 Elections	5007 Local Government	5012 Calendar & Printing
5002 Adopted, Enrolled	5008 Comm, Lbr & Eco Dev	5013 Fed & State Affairs
5003 Elections	5009 General Orders	5014 Adopted, Enrolled
5004 Fed & State Affairs	5010 Fed & State Affairs	5015 Adopted, Enrolled
5005 Elections	5011 Adopted, Enrolled	
5006 Elections		

NUMERICAL SCHEDULE OF HOUSE RESOLUTIONS 2019 SESSION

6001 Adopted, Enrolled	6009 Adopted, Enrolled	6017 Adopted, Enrolled
6002 Adopted, Enrolled	6010 Adopted, Enrolled	6018 Adopted, Enrolled
6003 Adopted, Enrolled	6011 Adopted, Enrolled	6019 Adopted, Enrolled
6004 Adopted, Enrolled	6012 Adopted, Enrolled	6020 Adopted, Enrolled
6005 Adopted, Enrolled	6013 Adopted, Enrolled	6021 Adopted, Enrolled
6006 Adopted, Enrolled	6014 Adopted, Enrolled	6022 Adopted, Enrolled
6007 Adopted, Enrolled	6015 Adopted, Enrolled	6023 Adopted, Enrolled
6008 Adopted, Enrolled	6016 Adopted, Enrolled	6024 Adopted, Enrolled

NUMERICAL SCHEDULE OF SENATE BILLS 2019 SESSION

7 Appropriations	27 Comm, Lbr & Eco Dev	63 CCR Adopted
9 Passed	28 CCR Adopted	66 Conference Comm
15 CCR Adopted	32 Insurance	67 Veto Sustained
H Sub	39 Passed	68 Passed
16 CCR Adopted	40 Passed	Sub
17 Passed	41 Passed	69 P Amend, Sen Concur
18 CCR Adopted	49 Appropriations	70 CCR Adopted
19 Judiciary	53 CCR Adopted	71 Passed
20 CCR Adopted	59 Passed	Sub
22 P Amend, Sen Concur	60 Passed	75 Appropriations
H Sub	61 Stricken, Rule 1507	77 P Amend, Sen Concur
25 Line item vetoes overridden	Sub	78 CCR Adopted
	62 Transportation	82 Passed

90 Passed	130 CCR Adopted	193 Stricken, Rule 1507
94 Passed	131 Appropriations	199 Passed
97 Passed	134 Judiciary	210 Appropriations
99 General Orders	135 Taxation	218 Fed & State Affairs
102 Judiciary	142 K-12 Ed Budget	Sub
104 Taxation	150 Judiciary	219 Judiciary
105 Passed	155 General Orders	228 Insurance
108 Judiciary	162 Children & Seniors	232 Health & Hum Svcs
125 Taxation	164 Fed & State Affairs	235 Taxation
128 Passed	173 Appropriations	
Sub	178 Taxation	

**NUMERICAL SCHEDULE OF SENATE CONCURRENT RESOLUTIONS
2019 SESSION**

1602 Adopted	1605 Adopted	1607 Adopted
1612 Adopted		

LEGEND

Adptd	Adopted
CCR	Conference Committee Report
Comm	Committee
Conference Comm	Conference Committee
Con	Concur
Ef Dt	Effective Date
Enr	Enrolled
Fin Act	Final Action
Gen Orders	General Orders
H	House
P Am	Passed as amended
Sub	Substitute
Sen	Senate
Comm, Lbr & Eco Dev	Commerce, Labor and Economic Development
Corr & Juv Justice	Corrections and Juvenile Justice
Fed & State Affairs	Federal and State Affairs
Fin Inst & Pensions	Financial Institutions and Pension
Health & Hum Svcs	Health and Human Services
Higher Ed Budget	Higher Education Budget
K-12 Ed Budget	K-12 Education Budget
Sen Assess & Tax	Senate Assessment and Taxation
Sen Eth, Elec & Loc	Senate Ethics, Elections and Local Government
Sen Fed & State Aff	Senate Federal and State Affairs
Sen Fin Inst & Ins	Senate Financial Institutions and Insurance
Sen Pub Hlth & Wel	Senate Public Health and Welfare

**SUMMARY OF ACTIONS ON HOUSE BILLS AND RESOLUTIONS
2019 SESSION**

HOUSE BILLS

House bills introduced in the 2019 session.....419
 House bills passed both houses and presented to Governor.40
 House bills signed by Governor.....38
 House bills with line item vetoes.....0
 House bills becoming law without Governor's
 signature (HB 2209).....1
 House bills vetoed by Governor (HB 2033, sustained)....1
 House bills killed in House.....24
 House bills killed in Senate.....0
 TOTAL.....64
 House bills in House Committees.....291
 House bills in Senate Committees.....29
 House bills in conference committees.....3
 House bills on House Calendar.....21
 House bills on Senate Calendar.....11
 House bills carried over to 2020 session.....355
 TOTAL.....419

HOUSE CONCURRENT RESOLUTIONS

House concurrent resolutions introduced in 2019 session.....15
 House concurrent resolutions adopted by both houses.....4
 House concurrent resolutions killed in House.....0
 House concurrent resolutions killed in Senate.....0
 House concurrent resolutions in House Committees.....10
 House concurrent resolutions on House Calendar.....1
 House concurrent resolutions in Senate Committees.....0
 House concurrent resolutions carried over to 2020 Session.11
 TOTAL.....15

HOUSE RESOLUTIONS

House resolutions introduced in 2019 session.....24
 House resolutions adopted.....24
 House resolutions killed.....0
 House resolutions dying in committee.....0
 House resolutions dying on Calendar.....0
 TOTAL.....24

**APPOINTMENTS, GUESTS, COMMUNICATIONS
FROM STATE OFFICERS,
IN THE 2019 HOUSE JOURNAL**

APPOINTMENTS

Of Susan Kannarr, chief clerk, p. 9.
Of Foster Chisholm, sergeant-at-arms, p. 9.
Of Rev. Eunice Brubaker, chaplain, p. 9.
Committee assignments, pp. 52-55.

RULES

HR 6004 introduced pp. 17-44; adopted, p. 76.

SPECIAL GUESTS

Speaker Ryckman introduced Dr. Jeremy Presley, President of the Kansas Academy of Family Physicians, the group that sponsors the doctor of the day program, p. 49.

Rep. Dietrich introduced the 2019 Kansas Teacher of the Year Team: Jennifer Brown, a first grade teacher from Sheridan Elementary School in the Geary County School District in Junction City; Megan Clark, who teaches elementary art at Clear Creek Elementary School in the De Soto School District; Signe Cook, a 5th grade Math and Science teacher at Park Elementary School in the Great Bend School District; Nicole Corn, a kindergarten teacher at Sunset Hill Elementary School in the Lawrence School District; Lan Huynh, a 3rd grade teacher at Christa McAuliffe Academy in the Wichita School District; Sharon Kuchinski, who teaches Social Studies at Leavenworth High School in the Leavenworth School District; T.J. Warsnak, a Social Studies teacher at Halstead High School in the Halstead-Bentley School District. Whitney Morgan, an English Teacher at Wyandotte High School in the Kansas City, Kansas School District and 2019 Kansas Teacher of the Year, was introduced by Rep. Winn, pp. 91-92.

Rep. Gartner introduced Jacob Klemz, a member of the Washburn University cross country team, who has been selected All-American for the second time, p. 96.

Rep. Bergquist introduced Angela Hamilton of the 91st District in Sedgwick County, the 2018 NAEMT/Nasco Paramedic of the Year, p. 98.

Rep. Kessinger introduced fourth grader Casey Friend of Overland Park, who last year worked to get limestone named by the legislature as the state rock, galena as the state mineral and jelinite as the state gemstone, p. 106.

Rep. Victors introduced Carole Cadue-Blackwood, a member of the Kickapoo tribe in Kansas, who was named 2018 National Indian Education Parent of the Year, p. 116.

Rep. Phillips introduced Charlie Sargent, who recently retired from Kansas Farm Bureau after 47 years of service, in particular supervising the Master's Program, pp. 121-122.

Rep. Corbet introduced Linda Dishman, a teacher at Berryton Elementary School in the Shawnee Heights District, who was awarded the Milken Award for 2018, pp. 125-126.

Rep. Highland introduced Rich Felts, president of the Kansas Farm Bureau, which is celebrating its 100th year of doing business in Kansas, p. 127.

Rep. Hawkins introduced JAG-K President and CEO Chuck Knapp and Vice President Bev Mortimer as well as members of the JAG-K Board of Directors and nine students, pp. 128-129.

Rep. Clayton introduced Shawnee City Councilwoman Stephanie Meyer, an organ donor, p. 164.

Rep. Smith introduced those that facilitated the eighth annual Legislative Showmanship competition, p. 186.

Rep. Hoffman introduced FFA members and officers, pp. 186-187.

Rep. Dietrich introduced teachers and administrators from Washburn Rural High School who received the award for the 2018 National Performing Arts School of Excellence, p. 189.

Reps. Johnson and Concannon introduced guests from Lindsborg and Bethany College, p. 197.

Rep. Horn introduced Kansas Regional Afterschool Ambassadors, p. 208.

Rep. Wasinger introduced the Fort Hays State University Shotgun team, winners of the 2018 Scholastic Clay Target Program College Division II National Championship, p. 208.

Rep. Winn introduced members of the Kansas African American Legislative Caucus, p. 209.

Rep. Seiwert introduced members of the family of Russell Frost, a military contractor for 13 years, p. 220.

Rep. Blex introduced Chris Johnston, ag teacher at Elk Valley USD 283, Longton, the Kansas Association of Agriculture Educators Agriscience Teacher of the Year, p. 257.

Rep. Eplee introduced those representing Kansas Athletic Trainer's Society of KATS at Hit the Hill day Karen Garrison, KATS President, Washburn University; Phil Vardiman, Incoming KATS President, Kansas State; Mark Padfield, Past KATS President, Tonganoxie HS; Jennifer Brockhoff, Athletic Trainer and Physical Therapy Assistant through Atchison Hospital; Chris Fleming, KATS Public Relations Director; Haley Timmons, Co-Chair of KATS "Hit the Hill Day," and Andy Hula, Athletic Trainer from Russell, KS, pp. 306-307.

Rep. Proehl introduced the following 2019 Phi Theta Kappa Representatives: Rebekah Morris – Coffeyville Community College, Ashley Nooner– Kansas City, Kansas Community College, Sarah Rightmer – Labette Community College, Tara Collins – Highland Community College, Levi Harris – Butler Community College, JaelAnn Hoover – Cloud County Community College, Aneth Morales Canales – Dodge City Community College, Hannah Kraxberger – Neosho County Community College, Imani Lemon – Allen Community College, Judith Gutierrez – Barton Community College, pp. 310-311.

Reps Winn and Carlin introduced women in recognition of **HR 6014**, International Women's Day, pp. 312-313.

Rep. Eplee introduced those involved with Kick Butts Day and **HR 6015**, Jaci Charbonneau, Smith Center; Mackenzie Dunigan, Hutchinson; Hailey Kisner, Hutchinson; Allie Utley, Iola; George Bright, Shawnee; Tara Nolen, President of Tobacco Free Kansas Coalition, Wichita; Shelby Rebeck, Shawnee Mission School District; Courtney Hurtig, American Cancer Society Cancer Action

Network Ambassador, Overland Park, pp. 314-315.

Rep. Ward introduced representatives of the Kansas Junior Leagues, p. 316.

Rep. Holscher introduced Sonia Warshawki, a Holocaust survivor, who is the subject of the movie, "Big Sonia," p. 326.

Rep. Owens introduced representatives of Youth Entrepreneurs, Jessica Stice, Manager Stakeholder Relations (South Central KS) Jeremiah Adair, Manager Stakeholder Relations (North Kansas) Tory Chamber, Manager Stakeholder Relations (South East Kansas) Brent Hogan, Manager Stakeholder Relations (North East Kansas), pp. 326-327.

Rep. Pittman introduced theater students from across Kansas representing "Theater in Our Schools Advocacy Day," Anna Hastings, Emily Martin, Audrey Burgoun, Mesa Jones, Ann Stegman, Faith Lopez and Spencer Angel. Rep. Pittman also introduced the following students from the state steering committee: Thomas Yambo Rioz, Katharina Mueller Crain and Michele Denney, pp. 327-328.

Rep. Woodard introduced guests representing Lakeview Village: Jamie Frazier, president & CEO; Mary Schworer, COO; Kathleen Muraski, director of rehabilitation; Pam Hermon, director of health services and Zoe Ninon, director of nursing, p. 330.

Rep. Schreiber introduced owners of businesses recognized as 2019 Kansas SBDC Businesses of the Year, pp. 331-333.

Rep. Waymaster introduced Julie Bernard, third-grade teacher from Bickerdyke Elementary School in Russell for her dedication and devotion in educating her students about American pride and honoring our veterans. With her were her husband, Larry Bernard; Andrew Dempewolf, principal for Bickerdyke Elementary School; Shelly Swayne, USD 407 Superintendent; and also, members from their VFW Post #6240 in Russell, Kansas: Michael Allen, James Bowman, Betty Jo Lloyd, Fred Weigel, and his mother and father, Mary Pat and Lance Waymaster, p. 338.

Rep. Thimesch introduced Fairfield High School senior class government students and the legislators they are shadowing: Representative Tory Marie Arnberger – Felicity Nienke, Representative Renee Erickson – Jaetyn Conrads, Representative Charlotte Esau – Vanessa Schoenecker, Representative Cheryl Helmer – Hannah Richardson, Representative Susan Humphries – Chinarah Hill, Representative Brenda Landwehr – Verenice Sanchez, Representative Mark Schreiber – Alvaro Gomez, Representative Joe Seiwert – Haden Nickell, Representative Jack Thimesch – Gauge Belvin, Representative Jene Vickrey – Zach Love, Representative Ponka-We Victors -Victoria Lobban, Representative Kathy Wolfe Moore – Destiny Canady, Representative Kellie Warren – Angele Nigon, pp. 344-345.

Rep. Xu introduced officials of Roeland Park: Mayor Mike Kelly and Councilwoman Jen Hill; and from Shawnee Mayor Michelle Distler and Councilwoman Lindsey Constance, pp. 350-351.

Rep. Garber introduced members of the Sabetha High School State Baseball and Football champions, pp. 356-357.

Rep. Hibbard introduced members of the Eureka High School wrestling team, pp. 357-358.

Rep. Victors introduced professional boxer Nico Hernandez and his family, p. 358.

Rep. Hawkins introduced supporters of Kansas's partnership with Israel, p. 361.

Rep. Amyx introduced organ donors who were in the Capitol for Kidney and Organ Day, p. 362.

Rep. Weigel introduced members of the American Legion who were celebrating the 100 Year Anniversary of the organization, p. 364.

Rep. Ousley introduced guests who were commemorating Brain Injury Awareness month, p. 364.

Rep. Karleskint introduced winner of the VFW Patriot Pen, Malachi Feil and the winner of the VFW Voice of Democracy, Alyssa Troyer, p. 371.

Rep. Ohaebosim introduced Prisca Barnes, Founder and CEO of Storytime Village, as well as Commissioners with Kansas African American Affairs Daphne Maxwell, Jonathon Westbrook, Bobby Love, Sr., and other Storytime Village members Kenya Cox, Wakeelah Martinez, Carol Hazen. Joining them were high school literacy champions from around Kansas Victoria George, Ashleigh Carter, and Bethany Stock, pp. 373-374.

Rep. Hawkins introduced Director General Jerry Chang and Director Jeffrey Liu from the Taipei Economic and Cultural Office in Denver, pp. 374-375.

Rep. Long introduced Braxton Moral, Ulysses High School senior who will also graduate from Harvard this spring, pp. 398-399.

Rep. Highland introduced Jeff Sowder, Toronto, Imperial Potentate of the North American Shrine for 2019-2020, pp. 399-400.

Rep. Kelly introduced players and coaches of the Coffeyville Community College Red Ravens Women's Volleyball team, 2017-2018 NJCAA Division II National Champions, p. 400.

Rep. Patton introduced Boys and Girls Clubs of America Youth of the Year Ruth Gathunguri as well as other nominees, p. 401.

Rep. Dietrich and Rep. Huebert introduced Kansas Master Teacher award winners, p. 402.

Rep. Croft introduced Congressional Medal of Honor award winners, p. 404.

Rep. Waymaster introduced Mike and Angie McKenna and daughters from Russell representing the Northwest Kansas Down Syndrome Society, as well as Rachel Mast, p. 406.

Rep. Adam Smith introduced members of the Kansas State Championship Weskan Coyote football team, pp. 426-427.

Rep. Winn introduced people who contributed to the success of the first annual Culturally Relevant Pedagogy Seminar held at Washburn University, pp. 427-428.

Rep. Rahjes introduced the Ellis High School Cheerleading Squad, winners of the 1A/2A Spirit Game Day Championship, p. 428.

Rep. Wasinger introduced Jerry Michaud, CEO of Development Services of Northwest Kansas, as well as VISTA volunteers Tom Fuhrmann and Matthew Vickrey, p. 540.

Rep. Croft introduced members of the Blue Valley Northwest boys' Kansas 6A State Basketball Champions and their coach Ed Fritz, pp. 545-546.

Rep. Probst introduced Abbey Pemberton, Top Youth Volunteer for 2019, pp. 546-547.

Rep. Concannon introduced Dona Booe, President and CEO of Kansas Children's Service League and Kansas Chapter to Prevent Child Abuse America,

p. 547.

Rep. Kelly introduced AmeriCorps members from across the state including VISTA, National Civilian Community Corps, and FEMA Corps, pp. 549-550.

Rep. Dietrich introduced members and coaches of the Kansas 6A Girls Basketball State Champions, the Washburn Rural Junior Blues, p. 553.

Reps. Horn and Lynn introduced those who serve as caregivers for individual legislators' families, pp. 835-836.

Rep. Averkamp introduced Coach Kyle Porter, Coach David Boucher, and the ladies of the Royal Valley High School Basketball team, the 2019 3A Girls Basketball State Champions, p. 836.

Rep. Curtis introduced representatives of Goodwill Industries Ed Lada, Trent Wunstel and Kristin Wood, p. 837.

Rep. Pittman introduced Cadet Captain Kanya Halle of the Leavenworth High School JROTC program, 838.

Rep. Bergquist introduced Ben Saucedo, candidate for Man of the Year for the Leukemia and Lymphoma Society, p. 845.

Rep. Croft thanked the Capitol Police Force and the Capitol Custodial Team. Several joined him on the House floor, p. 846-847.

Rep. Burroughs introduced Rick Riggs of the Legislative Division of Post Audit and moved adoption of **HR 6024** honoring him, p. 847.

Rep. Claeys introduced widely-known sportscaster Tom Hedrick, p. 849.

Rep. Winn and Rep. Henderson introduced the Kansas City Kansas Community College women's Basketball Team, 2019 NJCAA Division II National Champions, and their coach, Joe McKinstry, 868-869.

COMMUNICATIONS FROM STATE OFFICERS

During the interim since adjournment of the 2018 Regular Session of the Legislature:

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 50-628, the 2017 annual report of the Consumer Protection & Antitrust Division.

From Nancy J. Strouse, Executive Director, Kansas Judicial Council, the budget request for fiscal years 2019, 2020 and 2021.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 22s-243, the 2018 annual report of the Kansas State Child Death Review Board.

From the Division of Learning Services, Kansas State Department of Education, pursuant to K.S.A Secs. 72-6141-6145, information relating to School Safety and Security.

From the Johnson County Education Research Authority, the Financial Statements for year ended June 30, 2018 and Independent Auditor's Report.

From the Kansas Juvenile Justice Oversight Committee, the 2018 Kansas Juvenile Justice Oversight Committee Annual Report.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 75-7c16(b), the annual report pertaining to concealed carry licensure.

From Scott W. Miller, Director of Investments, Pooled Money Investment Board, the Annual Report for Fiscal Year 2018, p. 13.

From the Office of Governor Jeff Colyer, M.D.:

- Executive Directive No. 18-486, Authorizing Personnel Transactions.
 Executive Directive No. 18-487, Authorizing Personnel Transactions.
 Executive Directive No. 18-488, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-489, Authorizing Personnel Transactions.
 Executive Directive No. 18-490. Authorizing the Transfer of Funds between State General Fund Budget Units.
 Executive Directive No. 18-491, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-492, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-493, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-494, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-495, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-496, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-497, Authorizing Expenditure of Federal Funds.
 Executive Directive No. 18-498, Authorizing Expenditure of Federal Funds, p. 13.
- Executive Order No. 18-13, regarding Transparency Regarding Licensing and Certification. Requirements, p. 13.
 Executive Order No. 18-14, establishing the Kansas Alzheimer's Disease Working Group, p. 13.
 Executive Order No. 18-15, providing Conditional and Temporary Relief from Motor Carrier Rules and Regulations following the Greenwood County tornado, p. 13.
 Executive Order No. 18-16, a Drought Declaration Update, p. 13
 Executive Order No. 18-17, a Drought Declaration Update, p. 13.
 Executive Order No. 18-18, a Drought Declaration Update, p.14.
 Executive Order No. 18-19, Paid Parental Leave for Parents, p.14.
 Executive Order No. 18-20, a Day of Mourning for President George H. W. Bush, p. 14.
 Executive Order No. 19-01, Rescinding Drought Declaration, p. 14
 From the Office of Governor Jeff Colyer, M.D.: A Message Regarding Issuance of Executive Clemency, p. 55.
- From Derek Schmidt, Kansas Attorney General, Abuse, Neglect and Exploitation Unit, Fiscal Year 2018 Annual Report, p. 55.
 From Shari Feist Albrecht, Chair and Ryan A. Hoffman, Director, Conservation Division, Kansas Corporation Commission, Abandoned Oil & Gas Well Status, Annual Report 2019, p. 55.
 From Kansas Corporation Commission, Oil and Gas Remediation Site Status, Annual Report 2019, p. 55.
 From the Kansas Board of Regents, Kan-Ed Summary Report per KSA 75-7226, p. 55.
 From the Kansas Board of Regents, Postsecondary Technical Education Authority (TEA) FY 2018 Summary Report, p. 55.
 From Joseph House, Paramedic, Executive Director, Kansas Board of Emergency Medical Services, Annual Report, 2018, p. 55.
 From Earl Lewis, Interim Director, Kansas Water Office, 2019 Kansas Water Authority Annual Report, p. 57.
 From the Office of Governor Laura Kelly: Executive Order No. 19-02,

Prohibiting discrimination in State employment, services, and contracts, p. 67.

From Bob Page, President and Chief Executive Officer, The University of Kansas Health System, in accordance with KSA 76-3312(p), Annual Report, p. 67.

From Mike Michael, Director, State Employee Health Plan, Division of Health Care Finance, Kansas Department of Health and Environment; CD containing the 2018 Annual Report, p. 76.

From the Legislative Task Force on Dyslexia, report, pursuant to K.S.A. 72-8193, p. 88.

From Barbara J. Hickert, State LTC Ombudsman, Kansas Department of Administration, pursuant to K.S.A. 75-7306; 2018 Annual Report of the Office of the State Long-Term Care Ombudsman, p. 102.

From Kirk D. Thompson, Director, Kansas Bureau of Investigation, in compliance with K.S.A. 60-4117; status of the KBI State Forfeiture Fund, p. 104.

From Vicki Schmidt, Commissioner of Insurance, Kansas Insurance Department, pursuant to K.S.A. 40-108; Annual Report 2018, p.104.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A.60-4117(d) (1); annual report of the Attorney General's State Medicaid Fraud Forfeiture Fund, p. 107.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 50-6,109a; report of the Scrap Metal Theft Reduction Act, p. 108.

From State of Kansas Board of Indigents' Defense Services; 2018 Annual Report, p.113.

From Colonel Mark A. Bruce, Superintendent, Kansas Highway Patrol, pursuant to K.S.A. 60-4117; Annual Report regarding State Forfeiture Funds, p. 113.

From Lee E. Tafanelli, Major General, Kansas National Guard, The Adjutant General; The Adjutant General's Annual Report for 2018, p. 166.

From Alexandria Blasi, JD, MBA, Executive Secretary, Kansas Board of Pharmacy; pursuant to K.S.A. 65-4102(b), Report on Substances Proposed for Scheduling, Rescheduling or Deletion, p. 166.

From Lee A. Norman, M.D., Acting Secretary, Kansas Department of Health and Environment; pursuant to K.S.A. 65-5005, report of the Technical Committee concerning Application from the Kansas Society of Anesthesiologists to credential Anesthesiologist Assistants, p. 183.

From Derek Schmidt, Kansas Attorney General; pursuant to K.S.A. 74-7316, Fiscal Year 2018 annual report of the Crime Victims Compensation Board, p. 201.

From Rep. Greg Lewis, letter of resignation, p. 230.

From Vicki Schmidt, Commissioner of Insurance, Kansas Insurance Department; pursuant to K.S.A. 44-566a(h), FY 2018 Annual Report of the Kansas Workers Compensations Fund, p. 345.

From Scott Schwab, Secretary of State, certification of the appointment of Alicia Straub to fill the vacancy of State Representative for the 113th Legislative District, p. 360.

From Laura Howard, Acting Secretary, Kansas Department for Children and Families; pursuant to K.S. A. 65-176, report of State Inspection of Children's Institutions, p. 362.

From R. Scott Blackwell, Chairperson, Central Interstate Low-Level

Radioactive Waste Commission; Fiscal Year 2018 Annual Report for the Commission, p. 554.

MESSAGES FROM THE GOVERNOR

Executive Order No. 19-03, concerning Establishing the Governor's Council on Education, p. 88

Executive Directive No. 19-499, concerning Authorizing Expenditure of Federal Funds, p. 182.

Executive Directive No. 19-500, concerning Authorizing Expenditure of Federal Funds, p. 372.

Executive Order No. 19-04, concerning Establishing the Governor's Military Council, p. 392.

Executive Order No 19-05, concerning Conditional and Temporary Relief from Certain Motor Carrier Rules and Regulations, p. 416.

Executive Order No. 19-06, concerning Reward for Information Regarding the Murder of James McFarland, p. 839.

Veto message regarding **HB 2209**, pp. 839-840.

Executive Order No. 19-07, concerning establishing the Kansas Complete Count Committee, p. 840.

Executive Order No. 19-08, concerning establishing the Kansas Alzheimer's Disease Task Force, p. 871.

SPECIAL REMARKS

State of the State Address by Governor Laura Kelly, pp. 58-65.

Rep. Lewis upon his resignation as State Representative of the 113th Kansas House District effective Friday, February 22, 2019, pp. 184-185.

Rep. Eric Smith spoke in honor of fallen officers that will be added to the National Law Enforcement Monument, pp. 867-868.

AUTHOR INDEX

This index includes all legislation sponsored by Representatives, House committees, Joint committees, Select committees and Special committees authorized to introduce legislation for the 2019 Session.

Alcala, John

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2161 Creating the Kansas animal abuse offender repository.
- HB 2181 Disposition of seized firearms by law enforcement agencies.
- HB 2216 Establishing state employee student loan repayment assistance act.
- HB 2219 Requiring bodies subject to the Kansas open meetings act to record proceedings and make the recordings available to the public.
- HB 2222 Prohibiting food establishments from providing single-use plastic straws to consumers.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.

Amyx, Mike

- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6014 Recognizing International Women's Day.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Arnberger, Tory

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Awerkamp, Francis

- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.

Baker, Dave

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Ballard, Barbara

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.

Barker, John

- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.

- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Benson, David

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Bergquist, Emil

- HB 2116 Allowing taxpayers to attend BOTA hearings by use of audio or video electronic communication.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Bishop, Elizabeth

- HB 2005 Allowing an individual to itemize deductions in Kansas despite not itemizing on their federal return.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.

- HB 2181 Disposition of seized firearms by law enforcement agencies.
- HB 2287 Due process for terminating teachers' contracts.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Blex, Doug

- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Burris, Jesse

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.

Burroughs, Tom

- HB 2287 Due process for terminating teachers' contracts.
- HB 2300 Providing for the back the badge license plate.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6024 Recognizing Rick Riggs' service to the State of Kansas.

Capps, Michael

- HB 2025 Including a person who has filed a petition for adoption in the definition of an interested party in the child in need of care code.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and

- certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2285 Creating the Kansas legal tender act; providing for sales exemption from and modification for sales of specie legal tender.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6022 Honoring Korean War veterans from Kansas.

Carlin, Sydney

- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Carlson, Suzi

- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6009 Honoring the Kansas Farm Bureau.

Carmichael, John

- HB 2012 Replacing the workers compensation prevailing factor standard with a substantial factor standard.
- HB 2013 Amending the edition of the AMA medical guide used to determine impairment for awarding workers compensation benefits.
- HB 2014 Amending the disallowance of workers compensation benefits for fighting or horseplay when not work related.
- HB 2015 Repealing state contract requirements regarding anti-Israel boycotts.
- HB 2016 Allowing injured workers who are receiving their social security benefits to keep the full amount of their workers compensation.
- HB 2018 Removing power of secretary of state to prosecute election crimes.
- HB 2019 Changing penalties for certain voting crimes.
- HB 2020 Changing the supreme court clerk's information requirements for licensed attorneys and changing procedures related to the supreme court nominating commission and the judicial district nominating commissions.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Carpenter, Blake

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6022 Honoring Korean War veterans from Kansas.

Carpenter, Will

- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion

- may be reversible.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Claeys, J. R.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Clark, Lonnie

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Clayton, Stephanie

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.

HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Collins, Kenneth

HB 2112 Adding Crawford and Dickinson counties to the list of eligible rural opportunity zone counties.

HB 2136 Establishing municipal vacancy appointment limitations.

HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.

HB 2288 Creating the Kansas student and educator freedom of religious speech act.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6009 Honoring the Kansas Farm Bureau.

HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.

HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

HR 6022 Honoring Korean War veterans from Kansas.

Concannon, Susan

HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.

HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.

HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.

HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.

HR 6012 Honoring the 150th anniversary of Lindsborg, Kansas.

HR 6021 Recognizing World Down Syndrome Day in Kansas.

Corbet, Ken

HB 2021 Elections; term limits for offices of state treasurer and insurance commissioner.

HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.

HCR 5001 Constitutional amendment; term limits for the secretary of state and attorney general.

HCR 5003 Constitutional amendment; term limits; legislators.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6008 Congratulating and commending 2018 Milken Educator Award winner Linda Dishman.

HR 6022 Honoring Korean War veterans from Kansas.

Cox, Tom

HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.

HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Croft, Chris

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Curtis, Pam

- HB 2017 Restoring local control over certain compensation, wage and benefit requirements for construction projects.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2279 Requiring law enforcement officers to provide information about timing of release from custody when an arrest is made following a domestic violence call.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Delperdang, Leo

- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.

- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Dierks, Diana

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Dietrich, Brenda

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6011 Honoring Washburn Rural high school.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Donohoe, Owen

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2320 Enacting the marriage and constitution restoration act.
- HB 2321 Creating the optional elevated marriage act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HB 2323 Imposing an excise tax on admission to adult-oriented businesses.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.

Dove, Willie

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Ellis, Ronald

- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Eplee, John

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Erickson, Renee

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2150 Enacting the Kansas hope scholarship act.
- HB 2241 Creating the crime of rape by misrepresentation of identity.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.

Esau, Charlotte

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Esau, Keith

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

Finch, Blaine

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Finney, Gail

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2092 Allowing voter registration on election day.
- HB 2095 Providing for the Alpha Kappa Alpha distinctive license plate.

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2259 Providing for fair consideration for employment to persons with records of conviction.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HB 2316 Removing the option to pay a cash bond in municipal court.
- HB 2317 Requiring certain electric transmission lines to acquire a siting permit from the state corporation commission.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6019 Recognizing Storytime Village, Inc. for its work in giving young Kansas children the opportunity for a better future through its literacy programs.

Francis, Shannon

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

French, David

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2320 Enacting the marriage and constitution restoration act.
- HB 2321 Creating the optional elevated marriage act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HB 2323 Imposing an excise tax on admission to adult-oriented businesses.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.

- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Frownfelter, Stan

- HB 2026 Enacting the fire sprinkler industry act.
- HB 2032 Requiring that sports gaming be operated and managed solely by racetrack gaming facilities.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2287 Due process for terminating teachers' contracts.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

Garber, Randy

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2320 Enacting the marriage and constitution restoration act.
- HB 2321 Creating the optional elevated marriage act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HB 2323 Imposing an excise tax on admission to adult-oriented businesses.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Gartner, Jim

- HB 2037 Relating to the veterans benefit lottery games, creating the veterans benefit lottery game fund and transferring moneys to veterans service programs.
- HB 2043 Review of tax credits, tax exemptions and economic development programs.
- HB 2089 Enacting the Kansas death with dignity act.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2129 Creating the gun safety red flag act.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of

action.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6006 Honoring Jacob Klemz of Washburn University men's cross country team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Hawkins, Daniel

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HCR 5002 Joint session of two houses to hear message of the Governor.
- HCR 5011 Adjournment of the Senate and House of Representatives for a period of time during the 2019 regular session of the Legislature.
- HCR 5012 Adjournment of the 2019 Legislature until May 1, 2019.
- HCR 5014 Adjournment of the 2019 regular session of the legislature and authority for Senate to meet prior to sine die adjournment under certain circumstances.
- HR 6001 Organization of the House of Representatives, 2019 Session.
- HR 6002 Assignment of seats in the House of Representatives, 2019 session.
- HR 6003 Temporary rules of the House of Representatives for the 2019 session.
- HR 6004 Permanent rules of the House of Representatives for the 2019-2020 biennium.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6020 Assignment of seats in the house of representatives.

Helgeson, Henry

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2308 City of Wichita and Sedgwick county authorized to consolidate city and county government.
- HB 2309 Recreating the Kansas arts commission.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6014 Recognizing International Women's Day.

Helmer, Cheryl

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.

- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2320 Enacting the marriage and constitution restoration act.
- HB 2321 Creating the optional elevated marriage act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HB 2323 Imposing an excise tax on admission to adult-oriented businesses.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Henderson, Broderick

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Hibbard, Larry

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Highberger, Dennis "Boog"

- HB 2009 Changing the designation of columbus day to indigenous peoples day.
- HB 2024 Amending the no-call act to restrict the use of automatic dialing devices.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2096 Establishing the Kansas children's savings account program.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2130 Amending the Kansas act against discrimination to include sexual

- orientation and gender identity or expression.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.

Highland, Ron

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2320 Enacting the marriage and constitution restoration act.
- HB 2321 Creating the optional elevated marriage act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HB 2323 Imposing an excise tax on admission to adult-oriented businesses.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Hineman, Don

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.

Hodge, Tim

- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2128 Decreasing the sales and use tax rate on food and food ingredients.
- HB 2182 Requiring increased motor vehicle insurance coverage for people with convictions relating to driving under the influence.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2249 Providing an income tax credit for expenditures to construct health or education facilities by Kansas Collegiate Athletic Conference member institutions.
- HB 2250 Establishing a child tax credit.
- HB 2251 Increasing income tax credit for household and dependent care expenses.
- HB 2252 Income tax credit for increased salaries paid to Kansas employees.
- HB 2253 Awarding costs and attorney fees to plaintiffs prevailing in unpaid wage claims.
- HB 2254 Requiring banks to make a minimum amount of subprime loans.
- HB 2255 Creating the Kansas youth advisory council.
- HB 2256 Creating the community leaders service act.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2294 Requiring a motion and notice when municipalities transfer funds from a utility fund to the general fund.
- HB 2302 Sunsetting the food sales tax credit and enacting the food sales tax refund.
- HB 2304 Sales tax holiday for sales of certain school supplies, computers and clothing.
- HB 2310 Reducing the sales and use tax rate of food and food ingredients.
- HB 2311 Sales tax exemption for food and food ingredients.
- HB 2312 Establishing the rural revitalization student loan repayment program.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.

Hoffman, Kyle

- HB 2001 Amending the sunset and assessment rates for the remediation reimbursement program.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Hoheisel, Nick

- HB 2011 Sales tax exemption for required textbooks.

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Holscher, Cindy

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2163 Providing for the legal use of medical cannabis.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HB 2324 Prohibiting the use of non-disclosure agreements to silence victims of workplace sexual harassment.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Horn, Eileen

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2124 Requiring health insurance plans to cover contraceptives.

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2163 Providing for the legal use of medical cannabis.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Houser, Michael

- HB 2077 Requiring suicide risk evaluation upon admission to certain treatment facilities.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

Howard, Ron

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6022 Honoring Korean War veterans from Kansas.

Huebert, Steve

- HB 2202 Hillsdale cemetery district; deannexing territory of the district within Valley Center.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.

- HB 2320 Enacting the marriage and constitution restoration act.
- HB 2321 Creating the optional elevated marriage act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HB 2323 Imposing an excise tax on admission to adult-oriented businesses.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Humphries, Susan

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2150 Enacting the Kansas hope scholarship act.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Jacobs, Trevor

- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Jennings, Russell

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Johnson, Steven

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6012 Honoring the 150th anniversary of Lindsborg, Kansas.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.

Karleskint, Jim

- HB 2163 Providing for the legal use of medical cannabis.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Kelly, Jim

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.
- HR 6023 Recognizing national service recognition day at the capitol.

Kessinger, Jan

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2163 Providing for the legal use of medical cannabis.
- HB 2194 Allowing wagering losses for Kansas itemized deductions.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Kuether, Annie

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6006 Honoring Jacob Klemz of Washburn University men's cross country team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and

Taiwan.

HR 6014 Recognizing International Women's Day.

HR 6022 Honoring Korean War veterans from Kansas.

Landwehr, Brenda

HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.

Lewis, Greg

HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

Long, Marty

HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.

HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.

Lusk, Nancy

HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.

HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.

HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.

HB 2287 Due process for terminating teachers' contracts.

HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.

HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.

HR 6014 Recognizing International Women's Day.

HR 6015 Recognizing March 20, 2019, as Kick Butts Day.

HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

HR 6021 Recognizing World Down Syndrome Day in Kansas.

Lynn, Megan

HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.

HB 2274 Requiring notification to patients that the effects of a medication abortion

may be reversible.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Mason, Les

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Mastroni, Leonard

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Moore, J.C.

- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.

Murnan, Monica

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.

Neighbor, Cindy

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Ohaebosim, KC

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2302 Sunsetting the food sales tax credit and enacting the food sales tax refund.

- HB 2303 Enacting the Kansas safe access act.
- HB 2304 Sales tax holiday for sales of certain school supplies, computers and clothing.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6019 Recognizing Storytime Village, Inc. for its work in giving young Kansas children the opportunity for a better future through its literacy programs.

Orr, Boyd

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Ousley, Jarrod

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2164 Repealing the adoption protection act.
- HB 2234 Creating the voluntary gun safety act.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HCR 5008 Proposition to repeal section 12 of article 15 of the Kansas constitution, regarding membership and nonmembership in labor organizations.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

Owens, Stephen

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher

- of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Pannbacker, Bill

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6022 Honoring Korean War veterans from Kansas.

Parker, Brett

- HB 2060 Repealing prohibition on municipal regulation of paid leave for employees.
- HB 2061 Repealing prohibition on municipal regulation of minimum wages.
- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2079 Removing the spousal exception from sexual battery.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2189 Elections; voting provisional ballot allowed when voter moves to a new county without reregistering.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HCR 5006 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Patton, Fred

- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.

Phillips, Tom

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Pittman, Jeff

- HB 2037 Relating to the veterans benefit lottery games, creating the veterans benefit lottery game fund and transferring moneys to veterans service programs.
- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2091 Allowing early voting in person at least 10 days prior to an election.
- HB 2092 Allowing voter registration on election day.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2194 Allowing wagering losses for Kansas itemized deductions.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HB 2245 Creating the crime of abandoning a human corpse.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Probst, Jason

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain

- conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2224 Requiring the state corporation commission and the secretary of health and environment to assess certain fees upon operators of class I and class II injection wells and establishing the state geological survey monitoring well fund.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Proehl, Richard

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Rahjes, Ken

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2321 Creating the optional elevated marriage act.

- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HB 2323 Imposing an excise tax on admission to adult-oriented businesses.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Ralph, Bradley

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Resman, John

- HB 2002 Limiting the property tax exemption for fire districts.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2196 Creating a presumption in favor of shared parenting time for temporary orders.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Rhiley, Bill

- HB 2004 Amending the Kansas no-call act to restrict use of automatic dialing-announcing devices and to prohibit certain conveyances of telephone numbers and transmission of inaccurate caller-ID information.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2116 Allowing taxpayers to attend BOTA hearings by use of audio or video electronic communication.
- HB 2148 Unemployment benefits for privately contracted school bus drivers.
- HB 2230 Requiring law enforcement officers to impound the vehicles of certain uninsured owners.
- HB 2236 Establishing cause for suspension or termination of county appraisers based on the percentage of informal hearing requests.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2275 County boards of tax appeals are created to hear appeals from county appraisers and hearing officers.
- HB 2293 Changing to one year averages when determining ag land valuations.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2320 Enacting the marriage and constitution restoration act.
- HB 2321 Creating the optional elevated marriage act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Ruiz, Louis

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and

Taiwan.

HR 6014 Recognizing International Women's Day.

HR 6022 Honoring Korean War veterans from Kansas.

Ruiz, Susan

HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.

HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.

HB 2124 Requiring health insurance plans to cover contraceptives.

HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.

HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.

HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.

HB 2287 Due process for terminating teachers' contracts.

HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.

HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.

HB 2303 Enacting the Kansas safe access act.

HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.

HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Ryckman, Ron

HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.

HCR 5002 Joint session of two houses to hear message of the Governor.

HCR 5011 Adjournment of the Senate and House of Representatives for a period of time during the 2019 regular session of the Legislature.

HCR 5012 Adjournment of the 2019 Legislature until May 1, 2019.

HCR 5014 Adjournment of the 2019 regular session of the legislature and authority for Senate to meet prior to sine die adjournment under certain circumstances.

HCR 5015 Ratifying and providing for continuation of the May 9, 2019, state of disaster emergency declaration for certain Kansas counties.

HR 6001 Organization of the House of Representatives, 2019 Session.

HR 6002 Assignment of seats in the House of Representatives, 2019 session.

HR 6003 Temporary rules of the House of Representatives for the 2019 session.

HR 6004 Permanent rules of the House of Representatives for the 2019-2020 biennium.

HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.

HR 6015 Recognizing March 20, 2019, as Kick Butts Day.

HR 6020 Assignment of seats in the house of representatives.

Samsel, Mark

HB 2120 Establishing restrictions on the use of step therapy protocols by health

- insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2287 Due process for terminating teachers' contracts.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.

Sawyer, Tom

- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HCR 5002 Joint session of two houses to hear message of the Governor.
- HCR 5011 Adjournment of the Senate and House of Representatives for a period of time during the 2019 regular session of the Legislature.
- HCR 5012 Adjournment of the 2019 Legislature until May 1, 2019.
- HCR 5014 Adjournment of the 2019 regular session of the legislature and authority for Senate to meet prior to sine die adjournment under certain circumstances.
- HR 6001 Organization of the House of Representatives, 2019 Session.
- HR 6002 Assignment of seats in the House of Representatives, 2019 session.
- HR 6003 Temporary rules of the House of Representatives for the 2019 session.
- HR 6004 Permanent rules of the House of Representatives for the 2019-2020 biennium.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6020 Assignment of seats in the house of representatives.

Schreiber, Mark

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the

- public buildings law under the personal and family protection act.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Seiwert, Joe

- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6007 Congratulating and commending Angela Hamilton of Sedgwick County EMS.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.

Smith, Adam

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Smith, Eric

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.

- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Stogsdill, Jerry

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.

Straub, Alicia

No sponsored Bills or Resolutions during 2019 Session.

Sutton, Bill

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Tarwater, Sean

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Thimesch, Jack

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.

Thomas, Adam

- HB 2165 Providing membership in the KP&F retirement system for security officers of the department of corrections.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Thompson, Kent

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6022 Honoring Korean War veterans from Kansas.

Toplikar, John

- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2286 Making appropriations for FY 2020 for the Kansas state school for the deaf.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2318 Constitutional restrictions on taxpayer funding for abortions.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6022 Honoring Korean War veterans from Kansas.

Vickrey, Jene

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2276 Prohibiting the use of a wireless communication device in a school zone or a road construction zone.
- HB 2277 Providing for increased penalties for right-of-way violations.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HCR 5004 Proposition to amend section 1 of the Kansas bill of rights regarding equal rights for all human life.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Victors, Ponka-We

- HB 2003 Creating the limited driver's license and identification card for certain individuals.
- HB 2009 Changing the designation of columbus day to indigenous peoples day.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2240 Requiring the state corporation commission to ensure that a seismic risk analysis is conducted upon class II disposal wells.

- HB 2279 Requiring law enforcement officers to provide information about timing of release from custody when an arrest is made following a domestic violence call.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.

Waggoner, Paul

- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HB 2322 Creating a cause of action for censorship or suppression of social media speech.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6022 Honoring Korean War veterans from Kansas.

Ward, Jim

- HB 2010 Lobbying restrictions; certain elected state officers and executive staff.
- HB 2022 Enacting the Kansas working families pay raise act.
- HB 2023 Enacting the Kansas protection against terrorist act.
- HB 2029 Repealing the health care compact.
- HB 2030 Expanding eligibility for medicaid benefits to the extent permitted by the affordable care act.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2128 Decreasing the sales and use tax rate on food and food ingredients.
- HB 2129 Creating the gun safety red flag act.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2287 Due process for terminating teachers' contracts.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

Warfield, Freda

- HB 2074 Requiring coverage of preexisting conditions by individual accident and

- sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2129 Creating the gun safety red flag act.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2181 Disposition of seized firearms by law enforcement agencies.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Warren, Kellie

- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6022 Honoring Korean War veterans from Kansas.

Wasinger, Barbara

- HB 2116 Allowing taxpayers to attend BOTA hearings by use of audio or video electronic communication.
- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2274 Requiring notification to patients that the effects of a medication abortion may be reversible.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2288 Creating the Kansas student and educator freedom of religious speech act.

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Waymaster, Troy

- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Weigel, Virgil

- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6009 Honoring the Kansas Farm Bureau.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
- HR 6022 Honoring Korean War veterans from Kansas.

Wheeler, John

- HB 2120 Establishing restrictions on the use of step therapy protocols by health insurance plans.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher

- of the year team.
 HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
 HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
 HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.
 HR 6022 Honoring Korean War veterans from Kansas.

Whipple, Brandon

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
 HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
 HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
 HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
 HB 2262 Enacting the Kansas buy American act.
 HB 2263 Prohibiting the denial of earned maternity leave benefits after an employee has given notice of intent to take maternity leave.
 HB 2264 Providing a tax credit to pell grant recipients at a postsecondary educational institution.
 HB 2265 Award of college credit hours for passing CLEP and other college examination programs.
 HB 2266 Prohibiting universities from charging fees for certain scholarship applications.
 HB 2287 Due process for terminating teachers' contracts.
 HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
 HB 2301 Establishing the tax credit for low income postsecondary students scholarship program act and providing for the elimination of the tax credit for low income students scholarship program act.
 HB 2302 Sunsetting the food sales tax credit and enacting the food sales tax refund.
 HB 2304 Sales tax holiday for sales of certain school supplies, computers and clothing.
 HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
 HB 2324 Prohibiting the use of non-disclosure agreements to silence victims of workplace sexual harassment.
 HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
 HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
 HR 6022 Honoring Korean War veterans from Kansas.

Williams, Kristey

- HB 2006 Requiring the department of commerce to create a database of economic development incentive program information.
 HB 2007 Creating the United States army, navy, air force, marine corps and coast guard veteran license plates.
 HB 2008 Exempting Kansas from daylight saving time.
 HB 2144 Budget and taxing authority of community colleges; articulation of credits; and student residency requirements.
 HB 2318 Constitutional restrictions on taxpayer funding for abortions.

- HB 2319 Enacting the human trafficking and child exploitation prevention act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6015 Recognizing March 20, 2019, as Kick Butts Day.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Winn, Valdenia

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2303 Enacting the Kansas safe access act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.

Wolfe Moore, Kathy

- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.
- HR 6016 Recognizing the Kansas Small Business Development Center's 2019 Businesses of the Year.
- HR 6021 Recognizing World Down Syndrome Day in Kansas.

Woodard, Brandon

- HB 2036 Repeal of prohibition on use of state appropriated moneys to lobby on gun control issues.
- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2075 Elections; petition circulator requirements.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.

- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2299 Making changes to mitigating factors used by court in granting a departure sentence.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HB 2306 Extending the time that victims of child sex abuse have to bring a cause of action.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6010 Recognizing February 7, 2019, as JAG-K day at the capitol.
- HR 6013 A resolution strengthening the sister-state relations between Kansas and Taiwan.
- HR 6014 Recognizing International Women's Day.

Xu, Rui

- HB 2074 Requiring coverage of preexisting conditions by individual accident and sickness insurance policies.
- HB 2090 Voter registration; departments of aging and disability services; children and families; labor and state board of education.
- HB 2110 Amending the Kansas no-call act to restrict text message solicitations and certain uses of automatic dialing-announcing devices and prohibit certain conveyances of telephone numbers and the transmission of inaccurate caller-ID information.
- HB 2124 Requiring health insurance plans to cover contraceptives.
- HB 2130 Amending the Kansas act against discrimination to include sexual orientation and gender identity or expression.
- HB 2195 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2241 Creating the crime of rape by misrepresentation of identity.
- HB 2258 Enacting housing protections for victims of domestic violence, sexual assault, human trafficking or stalking.
- HB 2282 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2287 Due process for terminating teachers' contracts.
- HB 2297 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2303 Enacting the Kansas safe access act.
- HB 2305 Making changes to requirements to make a claim to the crime victims' compensation board.
- HR 6005 Congratulating and commending the members of the 2019 Kansas teacher of the year team.
- HR 6014 Recognizing International Women's Day.
- HR 6017 Honoring the 100th anniversary of the American Legion and its posts and members in Kansas.

State Legislature, House Committees(Various)

Agriculture

- HB 2062 Relating to the applicability of conditions for operating recreational trails.
- HB 2085 Time requirement for reinstatement of a forfeited benefit unit of a rural water district.
- HB 2114 Allowing counties to impose a severance tax on limestone.

- HB 2156 Clarifying that it is unlawful for a person to submit an inspection report concerning wood-destroying pests unless that person is a pesticide applicator with the correct certification and license.
- HB 2173 Establishing a commercial industrial hemp program.
- HB 2215 Kansas state fair board is authorized to create a nonprofit corporation for the benefit of the state fair.
- HB 2271 Imposing a criminal penalty upon owners who allow livestock to run at large and allowing county sheriffs to seize such livestock that are on a highway.
- HR 6018 Requesting the federal government address water issues in the Arkansas River basin.

Appropriations

- H Sub for SB 25 House Substitute for SB 25 by Committee on Appropriations - Appropriations for FY 2019, FY 2020, FY 2021 and FY 2022 for various state agencies.
- HB 2078 Appropriations for the department of education for FY 2019, 2020 and 2021; increasing BASE aid for certain school years; continuing 20 mill statewide levy for schools and exempting certain portion of property used for residential purposes from such levy.
- HB 2102 Establishing the KanCare bridge to a healthy Kansas program.
- HB 2121 Supplemental appropriations for FY 2019, FY 2020, FY 2021, FY 2022, FY 2023 and FY 2024 for various state agencies.
- HB 2122 Appropriations for FY 2020, FY 2021 and FY 2022 for various state agencies.
- HB 2158 Authorizing the board of regents on behalf of the university of Kansas to sell certain real property in Douglas county.
- HB 2159 Authorizing the board of regents on behalf of Kansas state university to sell certain real property in Saline county.
- HB 2204 Prohibiting the Kansas lottery from entering into or extending an existing management contract with a lottery gaming facility manager without prior legislative approval.
- HB 2205 Eliminating the client obligation for persons receiving home and community-based services.
- HB 2341 Ensuring a public employee's right to resign from a public employee organization.
- HB 2373 Creating the transportation planning program.
- HB 2374 Increasing the payment of reward for persons providing certain information.
- HB 2375 Allowing private plaintiffs to bring an action under the Kansas false claims act.
- HB 2387 Requiring the state employee healthcare benefits program to accept participation as a provider by any willing pharmacist.
- HB 2391 Recertification of professional employees' organizations to represent teachers
- HB 2393 Setoff against debtors; relating to support debt matched by gaming facilities.
- HB 2395 Amending the Kansas school equity and enhancement act and other statutes related to the education of elementary and secondary students, and making appropriations to the department of education.
- HB 2396 Allowing use of certified drug abuse treatment programs for certain offenders convicted of unlawful cultivation or distribution of controlled substances.

- HB 2402 Authorizing certain business entities to hire physicians and chiropractors.
- HB 2419 Reconciling conflicting amendments to certain statutes.

Children and Seniors

- HB 2103 Amending the revised Kansas code for care of children to provide requirements for placement of a child in a qualified residential treatment program.
- HB 2149 Requiring a timely determination of KanCare eligibility.
- HB 2157 Concerning state benefit requirements and limitations for the temporary assistance for needy families program.
- HB 2186 Granting employees who earn sick leave the right to use it to care for their family members.
- HB 2187 Establishing the office of the child advocate for children's protection and services.
- HB 2227 Prohibiting the use of conversion therapy unless it is administered by a leader or official of any religious denomination as part of counseling services.
- HB 2228 Relating to penalties for operating a child care facility without a license.
- HB 2229 Concerning the admission into evidence of any tape or recording created using an electronic monitoring device in an adult care home.
- HB 2343 Removing provisional employment from adult care homes, home health agencies and providers of disability services.
- HB 2344 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HB 2346 Relating to standards for school-administered vision screenings.
- HB 2347 Establishing the Kansas Alzheimer's disease advisory council.
- HB 2359 Establishing the child welfare system delivery task force.
- HB 2360 Concerning background checks of employees and volunteers that have unsupervised access to children, the elderly or individuals with disabilities.
- HB 2361 Creating conditions for the administration of certain tests, questionnaires, surveys and examinations.

Commerce, Labor and Economic Development

- HB 2044 Income tax credit for taxpayer purchases of certain goods and services from qualified vendors providing employment for blind or disabled individuals.
- HB 2076 Removing a restriction for purposes of employment security law on the leasing of certain employees by businesses from lessor employing units.
- HB 2118 Providing income tax credits for aerospace and aviation program graduates and their employers.
- HB 2147 Increasing bond maturity limitations in the Kansas rural housing incentive district act.
- HB 2167 Establishing a system for the transfer of certain deer hunting permits to nonresidents.
- HB 2174 Extending the sunset date of the state use law for five years.
- HB 2175 Enacting the fair share act.
- HB 2223 Replacing vineyard permits with producer permits to allow individuals to use a wider variety of agricultural products in the production of wine under such permit.
- HB 2260 Updating the per diem for injured employees when away from their residence for medical treatment.
- HB 2280 Amendments to the Kansas expanded lottery act relating to racetrack gaming and Wyandotte county horse racing.
- HB 2313 Increasing workers compensation treatment expense limits from \$500 to

- \$2,000 for injured workers prior to claim approval.
- HB 2314 Rehabilitation of abandoned property by cities.
- HB 2315 Unemployment benefits for privately contracted school bus drivers.
- HB 2354 Resolving liability concerns regarding high school apprenticeships and on-the-job training programs.
- Sub HB 2354 Substitute for HB 2354 by Committee on Commerce, Labor and Economic Development - Resolving liability concerns regarding high school apprenticeships and on-the-job training programs.
- HB 2355 Granting federal law enforcement officers who work with state task forces arrest authority.
- HB 2356 Motor vehicle sales tax sourced to registration of vehicle.

Corrections and Juvenile Justice

- Sub HB 2018 Substitute for HB 2018 by Committee on Corrections and Juvenile Justice - Creating the Kansas criminal justice reform commission.
- HB 2042 Removing the authority of the secretary of state to prosecute election crimes.
- HB 2045 Allowing use of certified drug abuse treatment programs for certain offenders convicted of unlawful cultivation or distribution of controlled substances.
- HB 2046 Clarifying concurrent or consecutive sentencing for persons convicted of new crimes while on release for a felony.
- HB 2047 Changing the criminal penalties for certain drug crimes.
- HB 2048 Clarifying the definition of comparable offense under the Kansas criminal code.
- HB 2049 Increasing felony loss thresholds for certain property crimes.
- HB 2050 Amending available sanctions for violation of condition of postrelease supervision.
- HB 2051 Amending the requirements for offender registration.
- HB 2052 Allowing earned discharge credit for people on probation.
- HB 2073 Clarifying timing of claiming error on appeal, who can commit sodomy in certain cases and how defendants are charged for expenditures by the board of indigents' defense services.
- HB 2132 Increasing the criminal penalty for lewd and lascivious behavior.
- HB 2208 Creating the crime of sexual extortion.
- HB 2213 Adding a definition of "amount involved" for a fraudulent insurance act.
- HB 2268 Removing sodomy between consenting members of the same sex from criminal sodomy.
- HB 2269 Allowing the state to be liable for damages caused by wrongful acts relating to calculating earned discharge credit for juveniles and good time credit for adults.
- HB 2270 Removing opposite sex requirement for unlawful voluntary sexual relations.
- HB 2283 Exempting certain victims from being considered an aggressor or participant as a mitigating factor when considering a departure sentence.
- HB 2284 Amending assault and battery to increase penalty for assault or battery of a health care provider, creating the crime of unlawful interference with a health care provider and increasing penalties for interference with a firefighter or emergency medical services.
- HB 2335 Adding to the list of entities authorized to buy prison made goods.
- HB 2336 Clarifying when offenders under supervision of the secretary of corrections are awarded jail credit.
- HB 2337 Making changes to the community corrections advisory boards and grant

- programs.
 HB 2338 Exempting Kansas correctional industries from the provisions on state contract purchases.
 HB 2350 Removing felony violation of possession, cultivation and distribution of marijuana.

Education

- HB 2166 Requiring personal financial literacy courses for high school graduation.
 HB 2183 Requiring a computer science course for high school graduation.
 HB 2233 Requiring school districts to provide a stipend for teachers to purchase classroom supplies.
 HB 2330 Policies and procedures to prohibit and investigate bullying.

Elections

- HB 2113 Petition requirements for recognition of political parties.
 HB 2169 Expand the definition of express advocacy in the campaign finance act to cover phrases where reasonable minds could not differ and delete the requirement that the name of treasurers of organizations be disclosed in advertisements.
 HB 2170 Campaign finance reports for all state offices must be filed electronically.
 HB 2171 Allow the attribution in political ads in electronic media to be placed anywhere in the ad and delete the listing of the treasurer of organizations in political ads.
 HB 2172 Notice of the late filing of lobbyist reports and the grace period allowed start when the notice is mailed.
 HB 2176 Elections; unlawful collection of voted or unvoted ballots.
 HB 2220 Free state election act; eliminate proof of citizenship; same day registration and voting; other.
 HCR 5005 Constitutional amendment; reapportionment, deleting requirement for adjustment of census data for military personnel and students.

Energy, Utilities and Telecommunications

- HB 2080 Electric utilities and recovery of transmission costs.
 HB 2081 Reestablishing the Kansas electric transmission authority.
 HB 2084 Amending the Kansas 911 act.
 HB 2109 Requiring electric public utilities to acquire a permit from the state corporation commission prior to the siting of certain electric transmission lines.
 HB 2231 Requiring the state corporation commission to study electric rates and consider certain factors in establishing just and reasonable electric rates.
 HB 2273 Establishing the wind generation permit and property protection act.

Federal and State Affairs

- HB 2034 Enacting the supported decision-making agreements act to provide a statutory framework for adults who want decision-making assistance.
 HB 2035 Providing uniformity in the issuance of citations for violations of the Kansas cereal malt beverage act by ABC.
 HB 2067 Providing for audio and video broadcasts of legislative meetings.
 HB 2068 Creating the Kansas sports wagering act.
 HB 2069 Providing certain requirements regarding the taking of minutes of meetings of legislative committees.
 HB 2094 Requiring the department for children and families to offer services to children with problem sexual behavior and to such child's family.

- HB 2107 Requiring full reimbursement for contraceptive prescriptions.
- HB 2111 Requirements for the sale of firearms at gun shows or over the internet.
- HB 2115 Requiring verification of certain hours billed by contractors under certain contracts.
- HB 2153 Repealing statutes pertaining to student religious associations.
- HB 2190 Prohibiting the state corporation commission from authorizing certain charges for electric service.
- HB 2226 Making changes to the scrap metal theft reduction act.
- HB 2289 Repealing public convenience and necessity requirements for motor carriers.
- HB 2325 Reciprocal recognition of concealed carry licenses issued by other jurisdictions; reducing minimum age requirement for a license to carry a concealed handgun.
- HB 2326 Recognizing licenses to carry a concealed firearm issued by other jurisdictions.
- HB 2376 Authorizing amendments to a registrant's birth certificate when there is a change in the registrant's sex.
- HB 2377 No liability for charitable vision screenings and donations of eyeglasses.
- HB 2378 Prohibiting firearm possession restrictions in subsidized housing agreements.
- HB 2379 Exemption from alcoholic liquor enforcement tax for self-distribution of alcoholic liquor by microbreweries and microdistilleries.
- HB 2382 Authorize counties which have zoning regulations to abate nuisances.
- HB 2383 Amendments regarding the licensure and regulation of barbering.
- HB 2385 Designating the polka as the official state dance.
- HB 2389 Requiring electronic prescriptions for certain controlled substances.
- HB 2390 Authorizing sports wagering under the Kansas expanded lottery act.
- HB 2392 Adding household members to the list of mandatory reporters of child abuse and neglect.
- HB 2394 Changing the elements and making changes to the criminal penalties of abuse of a child.
- HB 2397 Amending the definition of dangerous regulated animal and restricting proximity of such animals to members of the public.
- HB 2400 Creating the kratom consumer protection act.
- HB 2401 Providing an exception to the quorum requirements for shareholder meetings for certain corporations.
- HB 2405 Creating the legislative task force on bullying prevention in public schools.
- HB 2406 Relinquishment of firearms pursuant to certain court orders.
- HB 2407 Publication of school district bullying prevention policies.
- HB 2410 Providing for the filling of a vacancy in the office of the state treasurer by statewide district convention.
- HB 2411 Limiting the review of certain rules and regulations by the director of the budget.
- HB 2412 Updating certain requirements relating to advanced practice registered nurses.
- HB 2413 Enacting the human solution for Kansas act; regulation of the production and sale of medicinal cannabis.
- HB 2415 Regulating the practice of medicine and surgery regarding inquiries about a patient's firearm ownership.
- HCR 5009 Making application to the U.S. congress to call a convention of the states.
- HCR 5010 Constitutional amendment to require the Kansas supreme court to issue decisions within one year of final arguments.
- HCR 5013 Proposing to amend section 11 of article 1 of the constitution of the state of

Kansas regarding the filling of vacancies in executive offices.

Financial Institutions and Pensions

- HB 2099 Affiliation with the Kansas police and firemen's retirement system by the Kansas department of wildlife, parks and tourism for membership of certain law enforcement officers and employees.
- HB 2100 Providing a post-retirement benefit increase (COLA) for certain KPERS retirees.
- HB 2101 Updating state credit union statutes.
- HB 2119 Empowering the KPERS board to develop policies and procedures relating to procurement, enter into certain contracts and allow travel for trustees and employees of the system.
- HB 2139 Permitting local eligible employers to affiliate with KP&F with regard to coverage of certain local corrections employees.
- HB 2140 Allowing agents of the KBI to participate in the Kansas DROP act and extending the sunset date for the act.
- HB 2141 Amortizing the state and school KPERS actuarial accrued liability for a period of 30 years and eliminating certain level-dollar employer contribution payments.
- HB 2142 Increasing the lump-sum death benefit for retirees under KPERS.
- HB 2197 Amortizing the state and school KPERS actuarial accrued liability over a 30-year period and eliminating certain level-dollar employer contribution payments.
- HB 2203 Exempting individuals employed by the Kansas academies of U.S. department of defense STARBASE program from KPERS working after retirement requirements.
- HB 2217 Enacting the Kansas thrift savings plan act.
- HB 2218 Ending legislator participation in KPERS and establishing an annual salary structure for legislators.
- HB 2327 Increasing retirement benefit cap and decreasing employee contribution rate for members of the Kansas Police and Firemen's Retirement System in certain circumstances.
- HB 2328 Requiring certain military service that is concurrent with KPERS participating service to be credited as additional KPERS participating service.
- HB 2329 Increasing KPERS employee contribution rate for school district employees and making appropriations for FY 2020 for the department of education for a pay increase for KPERS covered school district employees.

Health and Human Services

- HB 2066 Updating certain requirements relating to advanced practice registered nurses.
- HB 2082 Allowing pharmacists to administer drugs pursuant to a prescription order.
- HB 2146 Providing for certain business entities to engage in the corporate practice of medicine.
- HB 2155 Improving the Kansas medicolegal death investigation system.
- HB 2184 Enacting the massage therapist licensure act.
- HB 2185 Clarifying the naturopathic medicine scope of practice to include diagnostic imaging.
- HB 2198 Allowing the use of expedited partner therapy to treat a sexually transmitted disease.
- HB 2199 Amending documentation requirements related to preparation of dead bodies.

- HB 2200 Exempting hair threading from the practice of cosmetology.
- HB 2201 Updating statutory references necessitated by 2012 executive reorganization order no. 41 related to administration of tuberculosis programs.
- HB 2295 Providing for the licensure of anesthesiologist assistants.
- HB 2298 Allowing the assignment of dental insurance benefits under the state healthcare benefits program.
- HB 2307 Establishing non-covered dental benefits under health insurance plans and limitations on plan changes.
- HB 2339 Updating the naturopathic doctor licensure act.
- HB 2357 Exempting out-of-state licensed healthcare professionals from Kansas licensure requirements when traveling with a sports team.
- HB 2358 Imposing requirements to prescribe opioid drugs.

Higher Education Budget

- HB 2168 Authorizing the state board of regents to sell and convey certain real property in Cherokee county and Riley county on behalf of Kansas state university.

Insurance

- HB 2041 Prohibiting certain unfair or deceptive acts or practices under a life insurance policy for a living organ donor.
- HB 2053 Providing for short-term, limited-duration health plans.
- HB 2054 Providing for fully-insured association health plans.
- HB 2055 Making certain self-funded association health plans subject to the jurisdiction of the commissioner.
- HB 2056 Exempting health plans issued to associations of small employers from certain statutory provisions governing small employer health plans.
- HB 2057 Specifying the conditions under which a small employer carrier may establish certain classes of business.
- HB 2058 Updating definitions relating to small employer health plans and association health plans.
- HB 2059 Exempting certain association health plans from requirements pertaining to small employer health plans.
- HB 2083 Establishing a minimum course duration for motor vehicle accident prevention courses.
- HB 2143 Updating the version of risk-based capital instructions in effect.
- HB 2177 Pertaining to the accounting treatment of certain derivative instruments of fixed index annuities.
- HB 2209 Authorizing the state board of regents to purchase cybersecurity insurance.
- HB 2296 Increasing fines and providing for the impoundment of vehicles for violations of the Kansas automobile injury reparations act.

Judiciary

- HB 2038 Revoking spousal inheritance rights upon divorce.
- HB 2039 Extending recognition of tribal court judgments pursuant to supreme court rules.
- HB 2064 Clarifying that a law enforcement officer taking a person before a judge for violating the uniform act regulating traffic does not make charging decisions.
- HB 2065 Removing the duty of the driver of an authorized emergency vehicle to drive with due regard for the safety of all others.
- HB 2072 Amending the uniform arbitration act of 2000 to address validity of an

- agreement to arbitrate in a contract of insurance.
- HB 2097 Providing method for calculating cost of keeping civil prisoners in county jail.
- HB 2098 Making changes to the Kansas open records act for disclosure of criminal investigation records.
- HB 2104 Amendments related to driving under the influence, including preliminary screening tests, implied consent advisories and test refusal.
- HB 2105 Updating laws concerning limited liability companies.
- HB 2137 Legislative review of exceptions to disclosure of public records under the Kansas open records act.
- HB 2151 Granting immunity from civil liability to the person who files a citizen-initiated grand jury petition.
- HB 2152 Creating the assistance animal integrity act.
- HB 2162 Amending the definition of "consumer transaction" and "supplier" in the Kansas consumer protection act.
- HB 2178 Amending the Kansas underground utility damage prevention act.
- HB 2191 Amending the procedure for execution of a search warrant for electronically stored information.
- HB 2192 Court of appeals judges to be nominated by the supreme court nominating commission and appointed by the governor.
- HB 2193 Requiring assets seized pursuant to the Kansas standard asset seizure and forfeiture act to be returned upon acquittal.
- HB 2206 Changing the bonding and cost requirements for animals taken into custody under a violation of cruelty to animals.
- HB 2210 Amending uninsured motorist coverage provision requirements in automobile liability insurance policies.
- HB 2211 Allowing judges to waive or reduce driver's license reinstatement fees.
- HB 2242 Relating to instances when reports of abuse, neglect or exploitation are sent to both the department for children and families and the appropriate law enforcement agency.
- HB 2243 Exempting animal shelters from registration requirements as a charitable organization.
- HB 2244 Authorizing the use of cannabidiol treatment preparation to treat certain medical conditions.
- HB 2281 Providing that a court order modifying a criminal sentence only modifies the portion of the sentence referenced by the court and not remaining portions of the original sentence.
- HB 2290 Creating a crime victims compensation division within the attorney general's office.
- HB 2291 Increasing caps on damages in wrongful death actions and escalating them annually based on the consumer price index.
- HB 2292 Allow prosecutor's office to enter into agreements for supervision of people on diversion and allowing people on diversion to participate in the certified drug treatment program.
- HB 2331 Amending remedies for victims of sexual abuse by a duly ordained minister of religion.
- HB 2332 Allowing punitive and exemplary damages in a wrongful death action.
- HB 2333 Allowing a court to make a finding that a final decree of adoption take effect at an earlier date.
- HB 2334 Expanding the list of people before whom a deposition shall not be taken.
- HB 2348 Increasing liability limits for the healthcare stabilization fund.
- HB 2365 Providing for confidential communications of Kansas national guard members in peer support counseling sessions.

K-12 Education Budget

- H Sub for SB16 House Substitute for SB 16 by Committee on K-12 Education Budget - Making amendments to the Kansas school equity and enhancement act and other statutes related to education.
- HB 2106 Increasing the BASE aid under the Kansas school equity and enhancement act and making appropriations for the department of education.
- HB 2108 Authorizing school districts to expend at-risk education funds on evidence-based learning programs.
- HB 2145 Making appropriations for fiscal years 2020 and 2021 for the department of education for special education and related services.
- HB 2207 Requirements for school district construction contracts relating to requests for proposals that specify particular products or particular installation methods.
- HB 2257 Requirements for school district bullying policies; investigation of complaints.
- Sub HB 2395 Substitute for HB 2395 by Committee on K-12 Education Budget - Amending the Kansas school equity and enhancement act and making appropriations to the department of education.

Local Government

- HB 2135 Restrictions on city and county political sign regulations repealed.
- HB 2188 Dissolving the White Clay watershed district no. 26, city of Atchison assumes obligations and amending the tax lid relating to the dissolution of any taxing subdivision.
- HB 2237 Allow cities and counties to publish legal notices on the internet.
- HB 2238 Sedgwick county urban area nuisance abatement act.
- HB 2239 Liquor sales by licensees in common consumption areas.
- HCR 5007 Constitutional amendment granting counties home rule powers.

Rural Revitalization

- HB 2131 Providing for a sales tax exemption for construction and certain purchases for businesses qualifying as part of an enterprise zone.
- HB 2154 Making unemployment benefits available for federal and state employees who are required to work without pay.
- HB 2342 Allowing the secretary for children and families to request a waiver from the U.S. department for agriculture for time limited assistance.
- HB 2366 Allowing apparatus operators to provide ground ambulance transportation for certain patients in rural areas.

Social Services Budget

- HB 2235 Concerning tax clearance certificates for executive branch job applicants and employees; when required.

Taxation

- HB 2033 Providing sales tax authority for Dickinson, Jackson, Russell and Thomas counties.
- HB 2040 Providing sales tax authority for Finney county.
- HB 2063 Tax lid exemption when taxing entity abolished and duties assumed by a city or county.
- HB 2086 Exempting mechanical amusement devices from sales tax, providing for use of a tax stamp.
- HB 2093 Providing for a sales tax exemption for sales of currency, certain coins and

- bullion.
- HB 2133 Required reporting for entities who deliver alcoholic liquors to consumers.
- HB 2134 Sales tax exemption for nonprofit integrated community care organizations.
- HB 2138 Required fee for entry into a sexually oriented business.
- HB 2160 Providing sales tax authority for Wabaunsee county.
- HB 2212 Apportionment of corporate income under the multistate tax compact; election.
- HB 2232 Income tax treatment of net operating loss carryback on the sale of certain hotels.
- HB 2261 Decreasing the sales and use tax rate on food and food ingredients to 5.5%.
- HB 2267 Sales tax exemption for fencing used in agricultural use.
- HB 2272 Increasing the sales tax collection threshold for certain retailers and the required timeframe for payment of tax.
- HB 2278 Calculating income tax rates through the use of formulas.
- HB 2340 Restricting distribution of certain property taxes paid under protest.
- HB 2345 Tax lid exception when budget was higher in prior seven years.
- HB 2349 Sales tax collections by remote sellers.
- HB 2352 Providing changes to nexus for the sales and use tax law; requiring tax collection by marketplace facilitators; imposing sales tax on digital products.
- HB 2367 Authorizing transfers from the state general fund to the local ad valorem tax reduction fund and county and city revenue sharing fund if the city or county has a new road construction or bridge improvement plan and the plan is approved by the secretary of transportation.
- HB 2368 Tax lid exception for transportation construction projects.
- HB 2369 Authorizing the secretary of transportation to designate toll projects on new and existing highways and changing financing requirements for toll or turnpike projects.
- HB 2370 Providing for an increase in motor fuel taxes and rate trips.
- HB 2371 Providing for an increase in permit fees for oversize or overweight vehicles and required registration for escort vehicle service operators.
- HB 2372 Providing for an increase in registration fees for electric and hybrid vehicles.
- HB 2380 Length of time prior to use of debt collection agencies for delinquent taxes; time for payment of sales and liquor drink tax; liability of person to collect sales or compensating use tax.
- HB 2381 Providing for a \$.06 increase in motor fuel taxes.
- HB 2384 Amending powers, duties and functions of the Kansas state board of cosmetology relating to licensing and hearings.
- HB 2386 Transfers to the local ad valorem tax reduction fund.
- HB 2388 Length of time for Kansas corporation NOL carryforward.
- HB 2398 Requiring the repeal or suspension of existing sales tax exemption when implementing any new exemption.
- HB 2399 Sales tax exemption extension for Gove county healthcare endowment foundation, inc.
- HB 2403 Establishing the joint committee on child welfare system oversight.
- HB 2404 Establishing the Kansas senior services task force.
- HB 2408 Allowing third-party fee simple appraisals to be filed with county appraisers for residential property.
- HB 2409 Providing a tax credit for donations to certain postsecondary educational institutions that provide scholarships to students with financial need.
- HB 2414 Providing a sales tax exemption for the principle foundation.
- HB 2416 Creating the Kansas targeted employment act; income tax credit.

- HB 2417 Extending the length of time for the Kansas corporation NOL carryforward.
 HB 2418 Length of time prior to use of debt collection agencies for delinquent taxes; time for payment of sales and liquor drink tax; liability of person to collect sales or compensating use tax; administration of liquor enforcement tax.

Transportation

- HB 2070 Designating a portion of United States highway 75 as the John Armstrong memorial highway.
 HB 2071 Proud educator license plate.
 HB 2087 Allowing certain light screening material on motor vehicle windows.
 HB 2088 Creating the negligent driving violation.
 HB 2117 Providing for the Knights of Columbus distinctive license plate.
 HB 2125 Requiring licensees operating a motor vehicle to promptly deliver driver's license upon demand by authorized persons.
 HB 2126 Regulating the operation of electric-assisted scooters on roads and highways.
 HB 2127 Eliminating the marking requirements for certain truck and truck tractors.
 HB 2179 Adopting the Driver's Privacy Protection Act.
 HB 2180 Changing certain registration and title fees on vehicles and disposition of funds.
 HB 2214 Changing the definition of school bus for purposes of the motor-fuel tax law.
 HB 2221 Designating a bridge on United States highway 77 in Cowley county as the SGT Kevin Gilbertson veterans memorial bridge.
 HB 2225 Adding on-track train equipment to the circumstances that a vehicle driver must stop at railroad crossings.
 HB 2246 Changing the requirements to begin production on distinctive license plates.
 HB 2247 Designating a portion of United States highway 77 as the Capt Donald Root Strother memorial highway.
 HB 2248 Allowing all-terrain vehicles to cross federal or state highways.
 HB 2351 Allowing oversize or overweight utility vehicles to operate at all times and all weather and road conditions when responding to emergency utility outages.
 HB 2364 Creating the Kansas Aerospace Commission.

Veterans and Military

- HB 2123 Amending the Kansas national guard educational assistance act.
 HB 2353 Providing for free license plates for purple heart recipients.
 HB 2362 Creating the Kansas military base task force.
 HB 2363 Requiring inquiry about veteran status in supervised loans.

State Legislature, Joint Committees

Joint Committee on Corrections and Juvenile Justice Oversight

- SB 14 Evidence based juvenile programs; lapsing and appropriating \$6,000,000 state general fund moneys from department of health and environment--division of health care finance to the department of corrections.
 HB 2027 Evidence based juvenile programs; lapsing and appropriating \$6,000,000 state general fund moneys from department of health and environment--division of health care finance to the department of corrections.
 HB 2028 Allowing money in the evidence-based programs account managed by the department of corrections to be used for transportation to programs and electronic monitoring.

Joint Committee on Special Claims Against the State

SB 25 Claims against the state.

Joint Committee on Pensions, Investments and Benefits

SB 15 Amending the definition of "service-connected" in the Kansas police and firemen's retirement system.

HB 2031 Amending the definition of "service-connected" in the Kansas police and firemen's retirement system.

Robert G. (Bob) Bethell Joint Committee on Home and Community Based Services and KanCare Oversight

SB 10 Eliminating the client obligation for persons receiving home and community-based services.

State Legislature, Special Committees*Select Committee on Federal Tax Code Implementation*

SB 104 Enacting the Kansas taxpayer protection act; requiring the signature and tax identification number of paid tax return preparers on income tax returns; and authorizing actions to enjoin paid tax return preparers from engaging in certain conduct.

SB 142 Appropriations for the department of education for FY 2020 and FY 2021 in response to litigation; increasing BASE aid for certain school years.

SB 147 Appropriations for the department of education for FY 2019, 2020 and 2021; continuing 20 mill statewide levy for schools and exempting certain portion used for residential purposes from such levy.

SB 204 Establishing the legislative post audit economic development incentive review subcommittee.

SUBJECT INDEX

This index includes all legislation sponsored by House and Senate Members, House and Senate Committees, Joint Committees and Special Committees.

Abortion	2085	Emergencies and Disasters	2094
Administration, State Department of .	2085	Energy	2094
Administrative Procedure	2085	Environment	2094
Adult Care Homes	2085	Ethics, Governmental	2094
Aged Persons	2085	Executive Reorganization Orders ...	2094
Aging and Disability Services, Department for	2085	Family Law	2094
Agriculture	2085	Financial Institutions	2094
Alcoholic Beverages	2085	Fire and Fire Protection	2094
Animals	2086	Firearms	2094
Appropriations	2086	Funds	2094
Arts and Culture	2086	Gambling and Gaming	2095
Attorney General	2086	Health and Environment, Department of	2095
Attorneys	2087	Health and Health Care	2096
Barbers and Barbering	2087	Health Professions and Practices ...	2097
Behavioral Sciences	2087	Information Technology	2097
Boards, Commissions and Task Forces	2087	Insurance	2097
Bonds	2087	Labor and Employment	2098
Cemeteries	2087	Law Enforcement	2098
Children and Families, Department for	2087	Legislature	2098
Children and Minors	2088	Libraries	2099
Cities	2088	Licenses and Licensure	2099
Civil Procedure and Civil Actions ..	2088	Military	2099
Civil Rights	2089	Motor Carriers	2099
Discrimination, this index	2089	Motor Vehicles	2099
Colleges and Universities	2089	Insurance, this index	2099
Commerce, Department of	2089	Traffic Regulations, this index	2099
Compacts	2089	Municipalities	2100
Constitutional Amendments (Kansas) .	2089	Oil and Gas	2100
Constitutional Amendments (U.S.) .	2089	Open Meetings	2100
Consumer Protection	2090	Open Records	2100
Contracts and Contractors	2090	Pharmacists and Pharmacy	2100
Corporation Commission, State	2090	Public Officers and Employees	2100
Corporations and Business Entities	2090	Publications	2100
Corrections, Department of	2090	Railroads	2100
Cosmetologists and Cosmetology ..	2090	Real Estate	2101
Counties	2090	Records and Recordation	2101
Courts	2091	Open Records, this index	2101
Crimes, Punishment and Criminal Procedure	2091	Repealers	2101
Disabilities, Persons with	2093	Resolutions	2101
Discrimination	2093	Retirement and Pensions	2102
Economic Development	2093	Revenue, Department of	2103
Elections	2093	Roads and Highways	2103
		Schools	2104
		Secretary of State	2105

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

(2083)

Securities	2105	Townships	2108
State	2105	Traffic Regulations	2108
State Agencies	2105	Transportation	2108
State Fair	2105	Uniform Acts	2108
State Finance	2105	Utilities	2108
State Property	2105	Corporation commission, this index ..	2108
State Treasurer	2105	Waste	2109
Statutes	2105	Water	2109
Taxation	2105	Wildlife, Parks and Tourism	2109
Telecommunications	2108	Workers Compensation	2109

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

Abortion

- H 2318 Funding by taxpayers, prohibition of
- H 2274 Medication abortions, Notification requirements
- S 67 Medication abortions, Notification requirements
- S 167 Medication abortions, Notification requirements

Administration, State Department of

- H 2174 Contracts, State use law, extension of
- H 2187 Office of the child advocate for children's protection and services
- H 2262 Secretary, Kansas buy American act
- S 180 Secretary, Kansas buy American act

Administrative Procedure

- H 2411 Rules and regulations filing act, Director of the budget, review by

Adult Care Homes

- H 2290 Employees, Criminal history record checks
- H 2360 Employees, Criminal history record checks
- H 2343 Employees, Provisional employment
- S 15 Receivership, Powers and duties of receivers
- S 232 Receivership, Powers and duties of receivers
- S 15 Receivership, Process
- S 232 Receivership, Process
- H 2344 Residents, Antipsychotic medication, informed written consent for
- H 2229 Residents, Electronic monitoring

Aged Persons

- H 2242 Abuse, neglect or exploitation, Reports of
- H 2186 Care of, right to use sick leave
- H 2347 Kansas Alzheimer's disease advisory council
- H 2404 Kansas senior services task force

**Aging and Disability Services,
Department for**

- S 208 Home and community-based services, Rate increase
- S 15 Powers, duties and functions, Adult care home receivership
- S 232 Powers, duties and functions, Adult care home receivership
- H 2343 Providers of disability services, Provisional employment
- S 100 Sexually violent predator treatment program, Transitional release or conditional release

Agriculture

- H 2001 Agricultural chemicals, Agricultural and specialty chemical remediation act, Assessment rates
- H 2001 Agricultural chemicals, Agricultural and specialty chemical remediation act, Sunset
- H 2293 Agricultural land, Property tax valuation

- S 117 Department of agriculture, Animal health, division of, Commissioner, Duties
- S 117 Department of agriculture, Animal health, division of, Contagious and infectious diseases
- H 2222 Department of agriculture, Food, drug and cosmetic act, Plastic straws, prohibition of
- H 2400 Department of agriculture, Kratom consumer protection act
- S 182 Department of agriculture, Water resources, division of, Chief engineer, Rules and regulations
- S 182 Department of agriculture, Water resources, division of, Water appropriation act, Violations
- S 182 Department of agriculture, Water resources, division of, Water appropriation act, Water measuring devices
- H 2167 Industrial hemp, Commercial industrial hemp program
- H 2173 Industrial hemp, Commercial industrial hemp program
- S 233 Industrial hemp, Commercial industrial hemp program
- S 224 Kansas retail pet shop act
- H 2156 Licenses and licensure, Pesticide businesses, unlawful acts
- H 2156 Pesticides, Unlawful acts
- S 111 Poultry facilities, County protest petition
- S 112 Poultry facilities, County protest petition
- S 111 Poultry facilities, Establishment of
- S 112 Poultry facilities, Establishment of
- S 110 Poultry facilities, Health impact assessment

Alcoholic Beverages

- H 2035 Alcoholic beverage control, division of, Enforcement actions, Cereal malt beverages
- H 2239 Alcoholic liquor, Consumption, Common consumption areas
- S 70 Alcoholic liquor, Consumption, Common consumption areas
- S 221 Alcoholic liquor, Consumption, Off licensed premises
- H 2133 Alcoholic liquor, Delivery of, Required reporting
- S 70 Alcoholic liquor, Delivery of, Required reporting
- H 2380 Alcoholic liquor, Enforcement tax, Administration of
- H 2379 Alcoholic liquor, Enforcement tax, Exemption from
- S 207 Alcoholic liquor, Enforcement tax, Exemption from
- H 2035 Alcoholic liquor, Enforcement tax, Imposed when
- S 70 Alcoholic liquor, Sale of, Temporary permits
- S 226 Cereal malt beverages, Days and hours of sale
- H 2035 Cereal malt beverages, Enforcement by alcoholic beverage control, division of
- S 221 Clubs and drinking establishments, Sale of certain alcoholic liquor, Consumption off licensed premises
- S 70 Licenses and permits, Effective date
- S 164 Licenses and permits, Effective date

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

- H 2223** Licenses and permits, Limited winery permit
S 70 Licenses and permits, Producer permits
S 70 Licenses and permits, Sampling
S 70 Licenses and permits, Temporary permits, Selling and serving alcoholic liquor
- H 2379 Microbreweries, Enforcement tax exemption
S 207 Microbreweries, Enforcement tax exemption
H 2379 Microdistilleries, Enforcement tax exemption
S 207 Microdistilleries, Enforcement tax exemption
- H 2223** Wine, Limited winery permit
S 53 Wine, Official wine grapes of Kansas
S 70 Wine, Official wine grapes of Kansas
S 70 Wine, Producer permits
- Animals**
- H 2161 Animal abuse offender repository, creation of
H 2206 Animal cruelty
S 20 Animal cruelty
H 2243 Animal shelters, Charitable organization act, exemption from
H 2397 Dangerous regulated animals
H 2271 Livestock running at large
S 117 Pet animals, Contagious and infectious diseases
S 224 Pet animals, Retail pet shop act
- Appropriations**
- H 2122 2019 session, Appropriations for FY 2020
S 25 2019 session, Appropriations for FY 2020
S 75 2019 session, Appropriations for FY 2020
H 2122 2019 session, Appropriations for FY 2021
S 25 2019 session, Appropriations for FY 2021
S 75 2019 session, Appropriations for FY 2021
H 2122 2019 session, Appropriations for FY 2022
S 25 2019 session, Appropriations for FY 2022
S 75 2019 session, Appropriations for FY 2022
S 25 2019 session, Claims against the state
H 2121 2019 session, Supplemental, Appropriations for FY 2019
S 25 2019 session, Supplemental, Appropriations for FY 2019
S 72 2019 session, Supplemental, Appropriations for FY 2019
S 208 Aging and disability services, department for, Home and community-based services, rate increase
H 2027 Corrections, department of, Evidence-based juvenile programs
S 14 Corrections, department of, Evidence-based juvenile programs
H 2078 Education, department of, Appropriations for FY 2019
H 2395 Education, department of, Appropriations for FY 2019
S 16 Education, department of, Appropriations for FY 2019
S 44 Education, department of, Appropriations for FY 2019
S 147 Education, department of, Appropriations for FY 2019
H 2078 Education, department of, Appropriations for FY 2020
- H 2106 Education, department of, Appropriations for FY 2020
H 2145 Education, department of, Appropriations for FY 2020
H 2329 Education, department of, Appropriations for FY 2020
H 2395 Education, department of, Appropriations for FY 2020
S 16 Education, department of, Appropriations for FY 2020
S 44 Education, department of, Appropriations for FY 2020
S 142 Education, department of, Appropriations for FY 2020
S 147 Education, department of, Appropriations for FY 2020
S 156 Education, department of, Appropriations for FY 2020
H 2078 Education, department of, Appropriations for FY 2021
H 2106 Education, department of, Appropriations for FY 2021
H 2145 Education, department of, Appropriations for FY 2021
H 2395 Education, department of, Appropriations for FY 2021
S 16 Education, department of, Appropriations for FY 2021
S 44 Education, department of, Appropriations for FY 2021
S 142 Education, department of, Appropriations for FY 2021
S 147 Education, department of, Appropriations for FY 2021
S 1 Education, department of, Transportation weightings funded by the state general fund
H 2027 Health and environment, Division of health care finance, Evidence-based juvenile programs
S 14 Health and environment, Division of health care finance, Evidence-based juvenile programs
S 9 Kansas public employees retirement system (KPERs), Kansas public employees retirement fund, State general fund transfer to State school for the deaf, Appropriations for FY 2020
H 2286 Supplemental, Appropriations for FY 2019
H 2121 Supplemental, Appropriations for FY 2019
S 25 Supplemental, Appropriations for FY 2019
S 72 Supplemental, Appropriations for FY 2019
- Arts and Culture**
- H 2309 Kansas arts commission, recreation of
H 2309 Kansas creative arts industries commission, functions of
- Attorney General**
- S 106 Actions, Wrongful conviction, collateral actions
S 64 CLEAR act
S 65 Corrupt reporting act
H 2305 Crime victims compensation, Board, Applications, requirements for
H 2290 Crime victims compensation, Division, creation of
S 18 Diversion agreements

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

- S 64 Duties and responsibilities, Clergy sexual abuse
- S 65 Duties and responsibilities, Corruption by public officer or employee
- S 211 Duties and responsibilities, Kansas youth suicide prevention coordinator, appointment of
- H 2290** Duties and responsibilities, Public agency or employee, representation of
- S 213 Duties and responsibilities, Public agency or employee, representation of
- S 64 Duties and responsibilities, State grand jury
- S 65 Duties and responsibilities, State grand jury
- H 2375 False claims, Private plaintiffs
- H 2290** Kansas youth suicide prevention coordinator
- H 2374 Persons providing information, Reward amount
- H 2226 Scrap metal theft reduction act
- H 2248** Scrap metal theft reduction act
- S 219 Scrap metal theft reduction act
- HCR 5001 Term limits
- H 2290** Victim notification, VINE coordinator
- S 212 Victim notification, VINE coordinator

- Attorneys**
- H 2292 County and district attorneys, Diversion agreements
- S 107 Fees, Property and casualty insurance judgments
- H 2253 Fees, Unpaid wage claims
- H 2020 Open records act, information subject to

- Barbers and Barbering**
- H 2383 Board of barbering, Powers, duties and functions
- H 2383 Fees
- H 2383 Licenses

- Behavioral Sciences**
- S 15 Behavioral sciences regulatory board, License
- S 193 Behavioral sciences regulatory board, License
- H 2227 Conversion therapy, prohibition of

- Boards, Commissions and Task Forces**
- S 15 Behavioral sciences regulatory board
- S 193 Behavioral sciences regulatory board
- H 2383 Board of barbering
- H 2146 Board of healing arts
- H 2295 Board of healing arts
- H 2402 Board of healing arts
- S 120 Board of healing arts
- S 223 Board of healing arts
- H 2073 Board of indigents' defense services
- H 2066 Board of nursing
- H 2412 Board of nursing
- H 2116 Board of tax appeals
- S 177 Board of tax appeals
- H 2290** Crime victims compensation board
- H 2305 Crime victims compensation board
- H 2366 Emergency medical services board
- S 53 Emergency medical services board
- S 83 Emergency medical services board
- S 99 Emergency medical services board
- S 225 Healthcare access improvement panel
- H 2167** Industrial hemp regulatory commission
- H 2173 Industrial hemp regulatory commission
- S 233 Industrial hemp regulatory commission
- S 16** IT education standards advisory commission
- H 2020 Judicial district nominating commission
- H 2347 Kansas Alzheimer's disease advisory council
- H 2359 Kansas child welfare services delivery task force
- H 2290** Kansas closed case task force
- S 102 Kansas closed case task force
- S 230 Kansas commission for the deaf and hard of hearing
- S 89 Kansas criminal justice coordinating council
- H 2018 Kansas criminal justice reform commission
- H 2290** Kansas criminal justice reform commission
- S 11 Kansas dental board
- H 2081 Kansas electric transmission authority
- S 181 Kansas energy policy task force
- H 2255 Kansas human rights commission
- H 2362 Kansas military and veterans task force
- S 4 Kansas objections board
- H 2404 Kansas senior services task force
- H 2384 Kansas state board of cosmetology
- H 2387 Kansas state employees healthcare commission
- S 217 Kansas state employees healthcare commission
- H 2255 Kansas youth advisory council
- H 2395 Legislative task force on bullying prevention
- H 2405 Legislative task force on bullying prevention
- H 2395 Legislative task force on dyslexia
- S 16** Legislative task force on dyslexia
- S 216 Pooled money investment board
- H 2209** State board of regents
- S 214 State child death review board
- H 2215** State fair board
- S 89 Substance abuse policy board
- H 2020 Supreme court nominating commission

- Bonds**
- S 198 K-EBRA bonds
- H 2147 Kansas rural housing incentive district act, Bond maturity limitations
- H 2223** Kansas rural housing incentive district act, Bond maturity limitations
- H 2006 Kansas rural housing incentive district act, Special obligation bonds

- Cemeteries**
- H 2202 Cemetery districts, Deannexation of city territory
- S 155 Cemetery districts, Deannexation of city territory

- Children and Families, Department for**
- H 2094 Children in need of care, Problem sexual behavior, voluntary services for
- S 77 Children in need of care, Problem sexual behavior, voluntary services for

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

- H 2103** Children in need of care, Qualified residential treatment program
H 2103 Family first prevention services act compliance
 S 162 Foster care, Case management contractor, Missing children, notification
 S 166 Foster care, Grandparents as caregivers
 S 230 Kansas commission for the deaf and hard of hearing, Powers, duties and functions
 H 2187 Office of the child advocate for children's protection and services
 S 6 Performance-based contracting, requirements for
 H 2157 Public assistance recipients, Eligibility requirements
 S 12 Public assistance recipients, Eligibility requirements
 H 2342 Public assistance recipients, Waiver request

Children and Minors

- H 2392 Abuse, neglect or exploitation, Investigations of
 H 2331 Abuse, neglect or exploitation, Mandatory reporters
 H 2392 Abuse, neglect or exploitation, Mandatory reporters
 S 37 Abuse, neglect or exploitation, Mandatory reporters
 S 218 Abuse, neglect or exploitation, Mandatory reporters
 H 2242 Abuse, neglect or exploitation, Reports of
 H 2186 Care of, right to use sick leave
 H 2228 Child care facilities, Operation without a license, civil fine
 H 2403 Child welfare system oversight, joint committee on
 H 2025 Children in need of care, Interested party, definition of
S 18 Children in need of care, Parent custody, removal from, Presumption of unfitness
 S 108 Children in need of care, Parent custody, removal from, Presumption of unfitness
 H 2094 Children in need of care, Problem sexual behavior, voluntary services for
 S 77 Children in need of care, Problem sexual behavior, voluntary services for
H 2103 Children in need of care, Qualified residential treatment program
 S 166 Foster care, Grandparents as caregivers
 H 2359 Foster care, Kansas child welfare services delivery task force
 S 162 Foster care, Missing children, notification
 H 2164 Foster care, Placement entities, religious freedom
 H 2319 Human trafficking and child exploitation prevention act
 S 227 Juvenile offenders, Expungement
 H 2096 Kansas children's savings account program
 H 2255 Kansas youth advisory council
 H 2187 Office of the child advocate for children's protection and services
H 2290 Service providers, Criminal history record checks
 H 2360 Service providers, Criminal history record checks
 S 37 Sheldon's law
 S 218 Sheldon's law
- S 214 State child death review board, Record confidentiality, exceptions
H 2290 Suicide prevention, Kansas youth suicide prevention coordinator
 S 211 Suicide prevention, Kansas youth suicide prevention coordinator

Cities

- H 2188** Atchison, Watershed district, dissolution of
 H 2202 Cemetery districts, Deannexation of city territory
 S 155 Cemetery districts, Deannexation of city territory
S 105 City officers, Term of office, beginning date
 H 2308 City-county consolidation, Authorization, Wichita and Sedgwick county
S 68 Franchise fee, Wireless service providers, Franchise fees and charges, Limitations
 H 2136 Governing body, Vacancies, filling of
 H 2237 Official publications, Website
 H 2060 Policies, Employer wage, benefit and leave policies
 H 2061 Policies, Employer wage, benefit and leave policies
 H 2017 Policies, Public construction contract wages
 H 2135 Political sign regulation restrictions, repeal of
 H 2314 Property, Abandoned, rehabilitation of
 H 2063 Property, Property tax lid
 H 2367 Road construction and bridge improvement funding
 S 190 Road construction and bridge improvement funding
H 2223 Rural housing incentive districts, Bond maturity limitations

Civil Procedure and Civil Actions

- S 107 Actions and proceedings, Attorney fees, Property and casualty insurance judgments
 H 2322 Actions and proceedings, Censorship of social media website user speech
 S 46 Actions and proceedings, Misappropriated property, recovery of
 S 55 Actions and proceedings, Partition
 S 183 Actions and proceedings, Protection orders, Extreme risk
 H 2406 Actions and proceedings, Protection orders, Firearms, relinquishment of
 H 2129 Actions and proceedings, Protection orders, Gun safety
 H 2234 Actions and proceedings, Protection orders, Gun safety
 S 88 Actions and proceedings, Protection orders, Violation of, criminal penalties
 H 2331 Actions and proceedings, Victims of clergy sex abuse
 S 106 Actions and proceedings, Wrongful conviction, Collateral actions
 H 2072 Arbitration
 H 2332 Damages, Punitive damages
 H 2291 Damages, Wrongful death
H 2365 Evidence, Peer support counseling communication privilege
 H 2193 Forfeiture, Acquittal
 H 2377 Immunity, Charitable vision screenings and eyeglasses
 H 2306 Limitations on actions, Victims of child sex abuse

For page numbers see "Title and History of Bills" in House and Senate Journal Books
 (Bill numbers printed in **bold** type are enacted bills.)

H 2324 Non-disclosure agreements for sexual harassment claims
H 2038 Probate, Inheritance rights, revocation of
 S 161 Protection from abuse, Primary aggressor
 S 88 Protection from abuse, Violation, criminal penalties
 S 88 Protection from stalking, sexual assault or human trafficking, Violation, criminal penalties
 S 183 Protection orders, Extreme risk
 H 2406 Protection orders, Firearms, relinquishment of
 H 2129 Protection orders, Gun safety
 H 2234 Protection orders, Gun safety
 S 88 Protection orders, Violation of, criminal penalties
 H 2334 Rules of civil procedure, Depositions
 H 2331 Settlement agreements, Non-disclosure agreement, clergy abuse
 S 100 Sexually violent predators, Transitional release or conditional release
 H 2034 Supported decision-making agreements act

Civil Rights

Discrimination, this index

H 2320 Marriage and constitution restoration act
 H 2164 Religion, exercise of, Foster care and adoption placement entities
 H 2288 Religion, exercise of, Kansas student and educator freedom of religious speech act

Colleges and Universities

S 199 Adult education programs, AO-K to work program
H 2144 Community colleges, Budgets
H 2144 Community colleges, Residency requirements
H 2144 Community colleges, Tax levies
H 2144 Community colleges, Tuition and fees
H 2123 Military, Kansas national guard educational assistance
 H 2297 Postsecondary educational institutions, Concealed firearms, restriction of
 H 2266 Postsecondary educational institutions, Scholarship application fees, prohibition of
 S 199 Regents, state board of, AO-K to work program
H 2209 Regents, state board of, Cybersecurity insurance
 H 2265 Regents, state board of, Exam credit hours
 H 2159 Regents, state board of, Real property, conveyance of, Kansas state university
 H 2168 Regents, state board of, Real property, conveyance of, Kansas state university
 H 2158 Regents, state board of, Real property, conveyance of, University of Kansas
 H 2168 Regents, state board of, Real property, conveyance of, University of Kansas
 S 173 Regents, state board of, Real property, conveyance of, University of Kansas
 H 2216 Regents, state board of, Student loan assistance

S 71 Regents, state board of, Technical education, Postsecondary technical education authority, Reauthorization of
 S 71 Regents, state board of, Technical education, Postsecondary technical education authority, Report to the legislature
H 2144 Residency requirements, Community colleges
 H 2266 Scholarships, Application fees, prohibition of
 H 2409 Scholarships, Financial need
 H 2301 Scholarships, Tax credit scholarship program
 H 2112 Student loan repayment, Rural opportunity zones
 S 135 Student loan repayment, Rural opportunity zones
 H 2312 Student loan repayment, Rural revitalization program
H 2144 Tuition and fees, Community colleges
 H 2266 Tuition and fees, Scholarship application fees, prohibition of
 H 2224 University of Kansas, State geological survey

Commerce, Department of

H 2006 Economic development data, disclosure of
H 2223 Economic development data, disclosure of
 S 176 Economic development data, disclosure of
H 2223 Rural housing incentive districts, Bond maturity limitations
H 2223 Secretary, Presentations before legislative committees
 H 2312 Secretary, Rural revitalization student loan repayment program

Compacts

H 2029 Health care compact, repeal of
 H 2212 Multistate tax compact
 S 115 National popular vote compact

Constitutional Amendments (Kansas)

HCR 5007 County home rule
 SCR 1610 Court of appeals' selection process
 HCR 5004 Equal rights, application before birth
 SCR 1604 Equal rights, application before birth
 SCR 1608 Executive article made gender neutral
 HCR 5013 Executive office vacancies
 HCR 5008 Labor organizations, membership
 HCR 5005 Reapportionment, Census data adjustments
 SCR 1605 Reapportionment, Census data adjustments
 HCR 5006 Redistricting commission
 SCR 1601 State highway fund uses, limitation on
 SCR 1610 Supreme court, Selection process
 HCR 5010 Supreme court, Time limit on decisions
 HCR 5001 Term limits, Attorney general
 HCR 5003 Term limits, Legislators
 HCR 5001 Term limits, Secretary of state

Constitutional Amendments (U.S.)

HCR 5009 Convention to amend the constitution, application for

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

Consumer Protection

- H 2363 Consumer credit, Consumer loans to veterans
- S 78** Consumer protection act, Assignment of rights or benefits
- H 2162 Consumer protection act, Definitions
- H 2248** Consumer protection act, Definitions
- H 2319 Consumer protection act, Human trafficking and child exploitation prevention act
- H 2400 Kratom consumer protection act
- H 2004 No-call act, Robocalls, prevention of
- H 2110 No-call act, Robocalls, prevention of
- H 2024 No-call act, Telephone caller identification system, False information
- H 2024 No-call act, Telephone solicitor
- S 46 Pawnbrokers and precious metal dealers, Misappropriated property, recovery of
- H 2226 Scrap metal theft reduction act
- H 2248** Scrap metal theft reduction act
- S 219 Scrap metal theft reduction act

Contracts and Contractors

- H 2017 County and city construction contracts
- H 2262 Kansas buy American act
- S 46 Pawnbrokers and precious metal dealers, Misappropriated property, recovery of
- H 2207 School district construction contracts
- S 148 School district construction contracts
- H 2015 State, Anti-Israel boycotts, repeal of
- H 2115 State, Computer work hours, verification of
- S 56 State, Computer work hours, verification of
- S 6 State, Department for children and families, Performance-based contracts
- S 57 State, Information technology projects, Joint committee on information technology, review by
- S 180 State, Kansas buy American act
- H 2204 State, Kansas lottery, Gaming facilities, legislative approval of
- H 2174** State, State use law, extension of

Corporation Commission, State

- H 2231 Electric rates, study of, Costs assessed against utilities
- S 69** Electric rates, study of, Costs assessed against utilities
- H 2081 Electric transmission, Kansas electric transmission authority, re-establishment of
- H 2317 Electric transmission, Transmission lines, Siting permit approval, requirements for
- H 2224 Oil and gas, Injection wells, Fees
- H 2240 Oil and gas, Injection wells, Seismic risk analysis
- S 145 Utilities, Boards of public utilities, Rates, regulation of
- S 198 Utilities, Electric utilities, Electric generation facilities, financing of, K-EBRA bonds
- H 2190 Utilities, Electric utilities, Rates, Certain charges, prohibition of
- S 124 Utilities, Electric utilities, Rates, Certain charges, prohibition of
- S 145 Utilities, Municipal utilities, Rates, regulation of

Corporations and Business Entities

- H 2039** Business entity standard treatment act
- H 2105 Business entity standard treatment act
- H 2243 Charitable organizations, Registration exemption, Animal shelters
- H 2401 Kansas general corporation code, Articles of incorporation
- H 2401 Kansas general corporation code, Quorum requirements
- H 2039** Limited liability companies, Revised limited liability company act
- H 2105 Limited liability companies, Revised limited liability company act
- H 2146 Practice of medicine, certificate of authorization
- H 2402 Practice of medicine, certificate of authorization
- S 120 Practice of medicine, certificate of authorization
- H 2138 Sexually oriented businesses, Entry fee
- S 137 Sexually oriented businesses, Entry fee
- H 2323 Sexually oriented businesses, Excise tax

Corrections, Department of

- H 2337 Community corrections, Advisory board
- H 2292 Community corrections, Diversion agreements
- H 2337 Community corrections, Grant programs
- H 2269 Custody or supervision, Early discharge calculations, Wrongful acts
- H 2028 Evidence-based programs, Evidence-based programs account, authorized uses
- H 2027 Evidence-based programs, Juvenile programs
- S 14 Evidence-based programs, Juvenile programs
- H 2338 Kansas correctional industries, State contract purchasing, exemption from
- H 2018 Kansas criminal justice reform commission
- H 2290** Kansas criminal justice reform commission
- H 2139 Kansas police and firemen's retirement system, affiliation with
- H 2165 Kansas police and firemen's retirement system, affiliation with
- S 121 Kansas police and firemen's retirement system, affiliation with
- H 2335 Prison-made goods
- S 95 Secretary, Sentence of death, Duties regarding drugs used
- S 96 Secretary, Sentence of death, Inspection of facility

Cosmetologists and Cosmetology

- H 2384 Board of cosmetology, Powers, duties and functions
- H 2384 Licenses
- H 2200 Practice of cosmetology, Threading, exemption of

Counties

- H 2340 Appraisers, Protests and exemptions, notice of
- H 2236 Appraisers, Suspension or removal of
- H 2340 Appraisers, Suspension or removal of

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

- S 3 Board of county commissioners, Election commissioner
- S 111 Board of county commissioners, Poultry facilities, establishment of
- S 112 Board of county commissioners, Poultry facilities, establishment of
- H 2273 Board of county commissioners, Wind generation facilities
- H 2308 City-county consolidation, Authorization, Wichita and Sedgwick county
- H 2340 Clerk, Protests and exemptions, notice of
- S 118 County hospitals, Closure of, debt liability
- HCR 5007 Home rule, constitutional amendment
- H 2097** Jails, Civil prisoners, cost of
- H 2271 Livestock running at large
- H 2382 Nuisances, Abatement of
- H 2237 Official publications, Website
- H 2060 Policies, Employer wage, benefit and leave policies
- H 2061 Policies, Employer wage, benefit and leave policies
- H 2017 Policies, Public construction contract wages
- H 2135 Political sign regulation restrictions, repeal of
- H 2367 Road construction and bridge improvement, Funding
- S 190 Road construction and bridge improvement, Funding
- H 2223** Rural housing incentive districts, Bond maturity limitations
- S 13 Rural opportunity zones
- H 2112 Rural opportunity zones, Crawford county
- H 2112 Rural opportunity zones, Dickinson county
- H 2308 Sedgwick county, Consolidation with Wichita
- H 2238 Sedgwick county, Nuisance abatement act
- H 2114 Taxation, Limestone severance tax, option of
- H 2275 Taxation, Property tax, County boards of tax appeals
- H 2063 Taxation, Property tax, Property tax lid
- S 236 Taxation, Retailers' sales tax
- H 2340 Treasurer, Taxes paid under protest, distribution of
- H 2280 Wyandotte county, Horse racing
- S 98 Wyandotte county, Horse racing
- S 240 Wyandotte county, Horse racing
- Courts**
- H 2192 Court of appeals, Selection process
- SCR 1610 Court of appeals, Selection process
- H 2292 Court services, Diversion agreements
- S 83 District court, Fines, penalties and forfeitures
- H 2020 District court, Judicial district nominating commission
- S 119 District court, Specialty courts
- S 87 District court, Suspended drivers' licenses, amnesty
- S 20** Fees and assessments, Surcharge fund
- SCR 1610 Judges and justices, Court of appeals, Selection process
- SCR 1610 Judges and justices, Supreme court, Selection process
- S 177 Judicial review, Board of tax appeals
- H 2151 Jurors and juries, Grand juries, Immunity
- S 58 Jurors and juries, Grand juries, Immunity
- S 64 Jurors and juries, Grand juries, State grand jury
- S 65 Jurors and juries, Grand juries, State grand jury
- H 2316 Municipal court, Appearance bonds
- H 2020 Supreme court, Nominating commission
- H 2192 Supreme court, Nominating commission
- H 2039** Supreme court, Rules, tribal court judgments
- SCR 1610 Supreme court, Selection process
- S 119 Supreme court, Specialty courts
- H 2039** Tribal courts, Judgments, recognition of
- Crimes, Punishment and Criminal Procedure**
- H 2394 Crimes affecting family relationships and children, Abuse of a child
- S 18** Crimes affecting family relationships and children, Abuse of a child
- S 108 Crimes affecting family relationships and children, Abuse of a child
- H 2394 Crimes affecting family relationships and children, Aggravated abuse of a child
- S 215 Crimes affecting family relationships and children, Endangering a child
- H 2319 Crimes affecting family relationships and children, Human trafficking and child exploitation prevention act
- H 2049 Crimes affecting government functions, Loss value
- S 88 Crimes affecting government functions, Violation of a protective order
- H 2049 Crimes affecting public peace, Loss value
- H 2049 Crimes affecting public trust, Loss value
- H 2284 Crimes against persons, Assault, Healthcare provider
- S 85 Crimes against persons, Battery, Domestic
- S 161 Crimes against persons, Battery, Domestic
- S 215 Crimes against persons, Battery, Domestic
- H 2284 Crimes against persons, Battery, Healthcare provider
- S 45 Crimes against persons, Battery, Public safety sector employees
- S 18** Crimes against persons, Involuntary manslaughter
- S 108 Crimes against persons, Involuntary manslaughter
- S 45 Crimes against persons, Manslaughter, Public safety sector employees
- H 2282 Crimes against persons, Murder, Aggravated
- S 21 Crimes against persons, Murder, Aggravated
- H 2049 Crimes against property, Loss value
- H 2206 Crimes against the public morals, Animal cruelty
- S 20** Crimes against the public morals, Animal cruelty
- H 2068 Crimes against the public morals, Gambling, Misuse of nonpublic sports information
- S 23 Crimes against the public morals, Gambling, Misuse of nonpublic sports information
- H 2068 Crimes against the public morals, Gambling, Sports wagering exemption
- H 2390 Crimes against the public morals, Gambling, Sports wagering exemption

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

- S 23 Crimes against the public morals, Gambling, Sports wagering exemption
- S 222 Crimes against the public morals, Gambling, Sports wagering exemption
- H 2245 Crimes against the public peace, Abandonment of a human corpse
- H 2325 Crimes against the public safety, Firearms, Criminal possession, Concealed, exemption from
- H 2023 Crimes against the public safety, Firearms, Criminal selling
- H 2406 Crimes against the public safety, Firearms, Possession while subject to relinquishment order
- H 2023 Crimes against the public safety, Firearms, Sales to persons on terrorist watch list, prohibition of
- H 2181 Crimes against the public safety, Firearms, Seizure and disposition
- H 2111 Crimes against the public safety, Firearms, Transfers without background check
- S 80 Crimes against the public safety, Possession of a weapon by a felon
- H 2284 Crimes against the public safety, Unlawful interference with a firefighter
- H 2284 Crimes against the public safety, Unlawful interference with a healthcare provider
- H 2284 Crimes against the public safety, Unlawful interference with an emergency medical services attendant
- H 2045 Crimes involving alcohol or drugs, Certified drug abuse treatment programs
- H 2396 Crimes involving alcohol or drugs, Certified drug abuse treatment programs
- S 18** Crimes involving alcohol or drugs, Certified drug abuse treatment programs
- H 2350 Crimes involving alcohol or drugs, Marijuana, possession, cultivation and distribution of
- H 2163 Crimes involving alcohol or drugs, Medical cannabis
- H 2413 Crimes involving alcohol or drugs, Medical cannabis
- S 113 Crimes involving alcohol or drugs, Medical cannabis
- S 134 Crimes involving property, Counterfeiting currency
- S 81 Crimes involving property, Evidence of intent to deprive
- S 81 Crimes involving property, Theft
- S 132 Crimes outside the criminal code, Electioneering
- H 2167** Crimes outside the criminal code, Hemp product manufacture or sales
- H 2173 Crimes outside the criminal code, Hemp product manufacture or sales
- S 233 Crimes outside the criminal code, Hemp product manufacture or sales
- H 2271 Crimes outside the criminal code, Livestock running at large
- H 2048 Criminal procedure, Appeals
- H 2073 Criminal procedure, Appeals
- S 161 Criminal procedure, Arrest, Domestic violence, primary aggressor
- H 2279 Criminal procedure, Arrest, Notifications to victim
- S 18** Criminal procedure, Arrest, Notifications to victim
- S 160 Criminal procedure, Arrest, Notifications to victim
- H 2048 Criminal procedure, Correction of sentence
- S 18** Criminal procedure, Diversion, Agreements by the attorney general
- H 2292 Criminal procedure, Diversion, Certified drug treatment program
- S 227 Criminal procedure, Expungement, Victims of human trafficking
- S 160 Criminal procedure, Lethality assessment
- H 2051 Criminal procedure, Offender registration, Drug offenses
- S 227 Criminal procedure, Offender registration, Victims of human trafficking
- H 2051 Criminal procedure, Offender registration, Violations
- S 154 Criminal procedure, Order setting aside conviction or diversion, Victims of human trafficking
- H 2406 Criminal procedure, Order to relinquish firearms
- S 154 Criminal procedure, Vacatur, Victims of human trafficking
- H 2191** Criminal procedure, Warrants, Electronic information
- S 133 Criminal procedure, Warrants, Seized property, disposition of
- H 2332 Damages, Wrongful death
- S 28** Defenses, Affirmative defense, Controlled substance, possession of
- S 227 Defenses, Compulsion
- S 101 Driving offenses, Driving under the influence of alcohol or drugs, Ignition interlock
- H 2104** Driving offenses, Driving under the influence of alcohol or drugs, Implied consent
- H 2104** Driving offenses, Driving under the influence of alcohol or drugs, Preliminary screening tests
- S 86 Driving offenses, Driving under the influence of alcohol or drugs, Sentencing
- H 2104** Driving offenses, Test refusal
- H 2151 Jurors and juries, Grand juries, Immunity
- S 58 Jurors and juries, Grand juries, Immunity
- S 64 Jurors and juries, Grand juries, State grand jury
- S 65 Jurors and juries, Grand juries, State grand jury
- S 95 Punishment, Death penalty, Duties regarding drugs used to carry out sentence of death
- S 96 Punishment, Death penalty, Inspection of facility designated to carry out sentence of death
- H 2282 Punishment, Death penalty, Repeal of
- S 21 Punishment, Death penalty, Repeal of
- H 2052 Punishment, Earned discharge credit
- H 2050 Punishment, Parole, postrelease and probation, Violations, sanctions for
- H 2396 Punishment, Parole, postrelease and probation, Violations, sanctions for
- S 18** Punishment, Parole, postrelease and probation, Violations, sanctions for
- H 2045 Punishment, Sentencing, Certified drug abuse treatment programs
- H 2396 Punishment, Sentencing, Certified drug abuse treatment programs
- S 18** Punishment, Sentencing, Certified drug abuse treatment programs

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

H 2336 Punishment, Sentencing, Credit for jail time served
 H 2048 Punishment, Sentencing, Criminal history classification
S 18 Punishment, Sentencing, Criminal history classification
 H 2283 Punishment, Sentencing, Departure
 H 2299 Punishment, Sentencing, Departure
 H 2396 Punishment, Sentencing, Departure
S 18 Punishment, Sentencing, Departure
 S 108 Punishment, Sentencing, Departure
 S 85 Punishment, Sentencing, Domestic battery
 S 86 Punishment, Sentencing, Driving under the influence of alcohol or drugs
 H 2047 Punishment, Sentencing, Drug crimes
 S 103 Punishment, Sentencing, Hate crimes
 H 2281 Punishment, Sentencing, Modification of sentence
 H 2046 Punishment, Sentencing, New crimes
 S 19 Punishment, Sentencing, Presentence investigation report
 H 2132 Sex offenses, Lewd and lascivious behavior
 H 2241 Sex offenses, Rape, Misrepresentation of identity
 H 2079 Sex offenses, Sexual battery, Spouses
 H 2208 Sex offenses, Sexual extortion
 H 2073 Sex offenses, Sodomy, Commission of
 H 2268 Sex offenses, Sodomy, Members of the same sex
 H 2270 Sex offenses, Unlawful voluntary relations, Opposite sex, requirement of
 H 2258 Victims, Housing protections
S 78 Victims, Housing protections
 S 150 Victims, Housing protections
H 2290 Victims, Notification
 S 212 Victims, Notification

Disabilities, Persons with

H 2152 Assistance animals, Housing accommodations
 S 230 Durable power of attorney, Interpreters
H 2290 Service providers, Criminal history record checks
 H 2360 Service providers, Criminal history record checks
H 2174 State use law, extension of
 H 2034 Supported decision-making agreements

Discrimination

H 2413 Medical cannabis use
 H 2130 Sexual orientation and gender identity
 S 84 Sexual orientation and gender identity
 H 2322 Speech, Social media website user, censorship of
 H 2153 Student religious association statutes, repeal of

Economic Development

S 90 Center for entrepreneurship, Tax credit, Contributions, annual limit
 H 2006 Incentives, Disclosure of data
H 2223 Incentives, Disclosure of data
 S 176 Incentives, Disclosure of data

H 2223 Incentives, Evaluation by legislative post audit
H 2223 Incentives, Rural housing incentive districts, Bond term length
 H 2006 Incentives, Rural housing incentive districts, Special obligation bonds
 S 5 Kansas reinvestment act
 S 204 Legislative post audit economic development incentive review subcommittee
H 2223 Rural housing incentive districts, Bond term length
 H 2006 Rural housing incentive districts, Special obligation bonds
 H 2112 Rural opportunity zones
 S 13 Rural opportunity zones
 S 125 Rural opportunity zones
 S 135 Rural opportunity zones

Elections

S 130 Advance voting, Ballots, Signature defects, cure of
 H 2091 Advance voting, In person
S 130 Ballots, Advance ballot, Signature defects, cure of
 H 2189 Ballots, Provisional ballots, Moving to a new county
 H 2176 Ballots, Unlawful collection of
 H 2169 Campaign finance, Express advocacy of a candidate, definition of
 H 2170 Campaign finance, Reports, Electronic filing for all state offices
S 105 City officers, Term of office, Beginning date
 S 132 Crimes, Electioneering
 H 2018 Crimes, Prosecutorial authority
 H 2042 Crimes, Prosecutorial authority
 H 2019 Crimes, Voting crimes, Penalties
S 130 Education, department of, Voting plan
 S 3 Election commissioner, Appointment of
 S 3 Election commissioner, Board of county commissioners, authority of
 H 2220 Free state election act
 S 4 Kansas objections board, establishment of
 S 131 Municipalities, Filing deadline when no primary
 H 2075 Petitions, Circulator requirements
 H 2113 Petitions, Political parties, recognition of
 S 116 Petitions, Political parties, recognition of
 H 2171 Political advertising, Electronic political ads, Attribution, placement of
 H 2135 Political advertising, Political signs, City and county regulation restrictions, repeal of
 H 2169 Political advertising, Treasurer listing, deletion of
 H 2171 Political advertising, Treasurer listing, deletion of
 S 129 Polling places, Voting at any county polling place
S 130 Polling places, Voting at any county polling place
 S 115 Presidential, National popular vote compact
 H 2090 Registration, Certain state agencies
 S 159 Registration, DMV license application
 H 2092 Registration, Election day
 H 2220 Registration, Election day
 S 43 Registration, Election day

For page numbers see “Title and History of Bills” in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

- H 2220 Registration, Proof of citizenship
 S 149 Registration, Proof of citizenship
 H 2189 Voters, Moving to a new county, Provisional ballot, allowance of
 S 129 Voters, Polling places, Any county polling place
 S 149 Voters, Proof of citizenship, Birth certificate upon consent

Emergencies and Disasters

- H 2084** Kansas 911 act, 911 coordinating council, Powers and duties
H 2084 Kansas 911 act, Fees, collection and distribution of

Energy

- H 2273 Electric generation, Wind generation facilities, construction of

Environment

- S 153 Pollutants, Spill cleanup

Ethics, Governmental

- H 2172 Lobbyists and lobbying, Reports, Late filing, penalties
 H 2010 Lobbyists and lobbying, Restrictions, Elected state officers and executive staff
 S 51 Lobbyists and lobbying, Restrictions, Legislators
 S 51 Lobbyists and lobbying, Restrictions, State officers and employees
 H 2036 Lobbyists and lobbying, State moneys, Use for gun control issues, prohibition of
 H 2010 Officers and employees, state, Lobbying restrictions, Elected state officers and executive staff
 S 51 Officers and employees, state, Lobbying restrictions, Legislators
 S 51 Officers and employees, state, Lobbying restrictions, State officers and employees

Executive Reorganization Orders

- H 2201** 2012 ERO 41, trailer bill

Family Law

- H 2333 Adoption, Final decree, date of
 H 2164 Adoption, Placement entities, religious freedom
H 2038 Divorce, Inheritance rights, revocation of
 H 2320 Marriage, Marriage and constitution restoration act
 H 2321 Marriage, Optional elevated marriage act
 H 2196 Temporary parenting plans, Shared parenting time
 S 157 Temporary parenting plans, Shared parenting time

Financial Institutions

- S 238 Banks, Privilege tax, Business loan interest deduction
 H 2363 Consumer credit code, Consumer loans, Veteran status, inquiry of

- S 239 Credit unions, Privilege tax
H 2101 Credit unions, State credit union administrator
H 2101 Credit unions, State credit union code
S 82 State banking code, Certificates of existence
 H 2254 State banking code, Loans and borrowing, Subprime loans, minimum amount of
S 82 State banking code, Notices, form of delivery
S 82 State banking code, State bank, conversion to

Fire and Fire Protection

- H 2002 Fire districts, Property tax exemption, limitation of
 H 2026 Fire sprinklers, Fire sprinkler industry act
 S 206 State fire marshal, Fire deaths, investigation of
 S 206 State fire marshal, Fire safety standards
 H 2026 State fire marshal, Fire sprinkler industry act
S 128 State fire marshal, Safety drills, requirement of

Firearms

- H 2297 Concealed, Carrying, Postsecondary educational institutions
 H 2325 Concealed, License, Age requirement
 H 2326 Concealed, License, Age requirement
 H 2325 Concealed, License, Foreign jurisdiction, issued by
 H 2326 Concealed, License, Foreign jurisdiction, issued by
 H 2406 Concealed, License, Relinquishment subject to court order
 S 183 Extreme risk protective order act
 H 2181 Forfeiture, Disposition of
 H 2129 Gun safety red flag act
 H 2036 Lobbyists and lobbying, Use of state money for gun control issues, prohibition of
 S 80 Possession, Convicted felon
 H 2378 Possession, Housing rental agreements
 H 2415 Possession, Inquiries on patient ownership, prohibition of
 H 2406 Possession, Relinquishment of firearms subject to court order
 S 8 Purchase, Three-day waiting period
 H 2111 Sale, Background checks
 H 2023 Sale, Persons on terrorist watch list
 H 2111 Transfer, Background checks
 H 2234 Voluntary gun safety act

Funds

- H 2309 Abolishment of, Kansas creative arts industries commission fund
 H 2395 Abolishment of, Mineral production education fund
S 20 Amendment of, Judicial branch surcharge fund
 H 2413 Creation of, Alcohol and drug rehabilitation fund
H 2167 Creation of, Commercial industrial hemp processor fund
 H 2173 Creation of, Commercial industrial hemp processor fund
 S 233 Creation of, Commercial industrial hemp processor fund

For page numbers see "Title and History of Bills" in House and Senate Journal Books
 (Bill numbers printed in **bold** type are enacted bills.)

H 2277	Creation of, Driver's education fund	H 2204	Gaming facilities, Management contracts, legislative approval of
S 2	Creation of, Federal medical assistance percentage stabilization	H 2032	Gaming facilities, Sports gambling
S 97	Creation of, Fleet rental vehicle administration fund	H 2068	Gaming facilities, Sports gambling
S 168	Creation of, Home inspectors license fee fund	H 2390	Gaming facilities, Sports gambling
H 2319	Creation of, Human trafficking and child exploitation prevention grants fund	S 23	Gaming facilities, Sports gambling
H 2323	Creation of, Human trafficking and child exploitation prevention grants fund	S 222	Gaming facilities, Sports gambling
H 2364	Creation of, Kansas aerospace commission fund	H 2068	Kansas sports wagering act
H 2309	Creation of, Kansas arts commission check-off fund	S 23	Kansas sports wagering act
H 2309	Creation of, Kansas arts commission fund	H 2068	Lottery, Sports gambling
H 2309	Creation of, Kansas arts commission gifts, grants and bequests fund	H 2390	Lottery, Sports gambling
H 2309	Creation of, Kansas arts commission special gifts fund	S 23	Lottery, Sports gambling
H 2096	Creation of, Kansas children's savings account program expense fund	S 222	Lottery, Sports gambling
H 2096	Creation of, Kansas children's savings account program trust fund	H 2037	Lottery, Veterans benefit lottery game
S 224	Creation of, Kansas retail pet shop act fee fund	H 2280	Parimutuel racing, Wyandotte county horse racing
H 2413	Creation of, Medical cannabis regulation fund	S 98	Parimutuel racing, Wyandotte county horse racing
H 2248	Creation of, Scrap metal data repository fund	S 240	Parimutuel racing, Wyandotte county horse racing
S 219	Creation of, Scrap metal data repository fund	H 2068	Racetrack gaming facilities, Sports gambling
H 2224	Creation of, State geological survey monitoring well fund	H 2390	Racetrack gaming facilities, Sports gambling
S 47	Creation of, Student opportunity scholarship fund	S 222	Racetrack gaming facilities, Sports gambling
H 2037	Creation of, Veterans benefit lottery game fund	H 2280	Racetrack gaming facilities, Wyandotte county horse racing
S 170	Crediting to, Air quality fee fund	S 98	Racetrack gaming facilities, Wyandotte county horse racing
S 83	Crediting to, EMS revolving fund	S 240	Racetrack gaming facilities, Wyandotte county horse racing
S 137	Crediting to, Family and children investment fund	H 2068	Racing and gaming commission, Sports gambling, regulation of
S 241	Crediting to, Job creation program fund	H 2390	Racing and gaming commission, Sports gambling, regulation of
S 152	Crediting to, Water management program fund	S 23	Racing and gaming commission, Sports gambling, regulation of
S 169	Crediting to, Water management program fund	S 222	Racing and gaming commission, Sports gambling, regulation of
H 2386	Distribution of, Local ad valorem tax reduction fund	H 2032	Sports gambling, Conduct of
H 2348	Liability of, Healthcare stabilization fund	H 2068	Sports gambling, Conduct of
H 2167	Renaming of, Alternative crop act licensing fee fund	H 2390	Sports gambling, Conduct of
H 2173	Renaming of, Alternative crop act licensing fee fund	S 23	Sports gambling, Conduct of
S 233	Renaming of, Alternative crop act licensing fee fund	S 222	Sports gambling, Conduct of
S 241	Transfers from, County and city revenue sharing fund		
S 241	Transfers from, Local ad valorem tax reduction fund		
H 2028	Use of, Evidence-based programs account		
Gambling and Gaming			
H 2393	Gaming facilities, Debt setoff, Support debt matched by		
		Health and Environment, Department of	
		S 170	Asbestos control program, Fees and civil penalties, Air quality fee fund, deposit into Child care facilities, Operation without a license, civil fine
		H 2228	Evidence-based juvenile programs
		H 2027	Evidence-based juvenile programs
		S 14	Fees, Water management program fund fees
		S 152	Fees, Water management program fund fees
		S 169	Fees, Water management program fund fees
		S 48	Funerals, Transportation arrangements, prior to
		H 2274	Healthcare facilities, Fines
		S 67	Healthcare facilities, Fines
		S 167	Healthcare facilities, Fines
		H 2343	Home health agencies, Provisional employment
		H 2303	Kansas safe access act
		S 195	Kansas safe access act
		H 2107	Medicaid, Coverage, Contraceptives
		H 2149	Medicaid, Eligibility, Timely determination
		S 2	Medicaid, Federal medical assistance percentage stabilization

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

- H 2205 Medicaid, Home and community-based services, Protected income
- S 10 Medicaid, Home and community-based services, Protected income
- H 2413 Office of medical cannabis regulation
- S 194 Organ donations and transplants
- S 153 Pollutants, Spill cleanup
- S 110 Poultry facilities, Health impact assessment
- H 2155 Public health, division of, State medical examiner
- S 171 Public water supply systems, Construction or repair, lead levels
- S 171 Public water supply systems, Loan program
- H 2224 Secretary, Injection wells, fees
- S 96 Secretary, Powers, duties and functions, Inspection of facility designated to carry out sentence of death
- S 153 Secretary, Powers, duties and functions, Spill cleanup
- S 152 Secretary, Rules and regulations, Class 1 underground injection control wells
- H 2201** Tuberculosis program
- H 2376 Vital statistics, Birth certificate, change in sex
- Health and Health Care**
- H 2295 Board of healing arts, Anesthesiologist assistants, licensure of
- S 223 Board of healing arts, Anesthesiologist assistants, licensure of
- H 2146 Board of healing arts, Corporate practice of medicine
- H 2402 Board of healing arts, Corporate practice of medicine
- S 120 Board of healing arts, Corporate practice of medicine
- S 95 Board of healing arts, Duties regarding drugs used to carry out sentence of death
- H 2244 Cannabis-related healthcare, Cannabidiol treatment preparation
- S 28** Cannabis-related healthcare, Cannabidiol treatment preparation
- H 2163 Cannabis-related healthcare, Medical cannabis
- H 2413 Cannabis-related healthcare, Medical cannabis
- S 113 Cannabis-related healthcare, Medical cannabis
- H 2303 Cannabis-related healthcare, Medical use marijuana
- S 195 Cannabis-related healthcare, Medical use marijuana
- H 2107 Contraceptives, Insurance coverage
- H 2124 Contraceptives, Insurance coverage
- S 163 Contraceptives, Insurance coverage
- S 234 Controlled substances, Electronic prescriptions
- H 2163 Controlled substances, Medical cannabis
- H 2413 Controlled substances, Medical cannabis
- S 113 Controlled substances, Medical cannabis
- H 2245 Decedents, Abandonment of
- H 2199 Decedents, Cremation of
- S 48 Decedents, Transportation of
- S 11 Dental care, Dental therapists
- H 2298 Dental care, State healthcare benefits program
- H 2366 Emergency medical services, Apparatus operator
- S 53** Emergency medical services, Emergency medical services board, Powers and duties
- S 99 Emergency medical services, Emergency medical services board, Powers and duties
- H 2366 Emergency medical services, Emergency medical services board, Rural area, definition of
- S 83 Emergency medical services, EMS revolving fund
- H 2029 Health care compact, repeal of
- H 2143 Healthcare benefits coverage, Commissioner of insurance, Exempt from jurisdiction
- S 32 Healthcare benefits coverage, Commissioner of insurance, Exempt from jurisdiction
- H 2256 Home and community-based services, Community leaders service act
- S 208 Home and community-based services, Rate increase
- S 118 Hospitals and healthcare-related facilities, County hospitals, Closure of, debt liability
- S 225 Hospitals and healthcare-related facilities, Hospital provider assessment, Rate and use
- H 2415 Inquiries on patient firearm ownership, prohibition of
- H 2347 Kansas Alzheimer's disease advisory council
- H 2089 Kansas death with dignity act
- H 2030 Kansas program of medical assistance
- H 2107 Medicaid, Coverage, Contraceptives
- S 231 Medicaid, Drug rebates, Deposit into state general fund
- H 2102 Medicaid, Eligibility, KanCare bridge to a healthy Kansas
- S 54 Medicaid, Eligibility, KanCare bridge to a healthy Kansas
- H 2030 Medicaid, Eligibility, Kansas program of medical assistance
- H 2149 Medicaid, Eligibility, Timely determination
- S 2 Medicaid, Federal medical assistance percentage stabilization
- S 122 Medicaid, Foster care youth
- H 2205 Medicaid, Home and community-based services, Protected income
- S 10 Medicaid, Home and community-based services, Protected income
- H 2227 Mental health, Conversion therapy, prohibition of
- H 2077 Mental health, Treatment facilities, Suicide risk evaluation
- H 2339 Naturopathy, Naturopathic doctor licensure act
- H 2185 Naturopathy, Scope of practice
- S 15** Naturopathy, Scope of practice
- S 194 Organ donations and transplants
- S 114 Persons in custody, Healthcare costs, payment of
- S 61 Podiatry
- S 165 Podiatry
- S 234 Prescription drugs, Electronic prescriptions, Controlled substances
- H 2389 Prescription drugs, Electronic prescriptions, Required when
- S 234 Prescription drugs, Electronic prescriptions, Required when
- H 2358 Prescription drugs, Opioids and similar drugs, Requirements to prescribe
- H 2120 Prescription drugs, Step therapy protocols

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

- S 93 Prescription drugs, Step therapy protocols
- H 2198 Sexually transmitted diseases, Expedited partner therapy
- S 144 Sexually transmitted diseases, Expedited partner therapy
- H 2298 State healthcare benefits program, Dental benefits
- H 2387 State healthcare benefits program, Pharmacy benefits
- S 217 State healthcare benefits program, Pharmacy benefits
- H 2034 Supported decision-making agreements
- H 2077 Treatment facilities, Suicide risk evaluation

Health Professions and Practices

- H 2295 Anesthesiologist assistants, licensure of
- S 223 Anesthesiologist assistants, licensure of
- H 2357 Athletic trainers, Licensure, Association with athletic teams, exemption for
- H 2155 Coroners, district and deputy, Training and education
- H 2146 Corporate practice of medicine
- S 120 Corporate practice of medicine
- S 11 Dentists and dentistry, Dental therapists
- H 2366 Emergency medical services, Apparatus operators
- S 53 Emergency medical services, Attendants
- S 99 Emergency medical services, Attendants
- H 2415 Inquiries on patient firearm ownership, prohibition of
- H 2184 Massage therapists, licensure of
- H 2339 Naturopathic doctors, Naturopathic doctor licensure act
- H 2185 Naturopathic doctors, Scope of practice
- S 15 Naturopathic doctors, Scope of practice
- H 2066 Nurses and nursing, Advanced practice registered nurses, Licenses and licensure
- H 2412 Nurses and nursing, Advanced practice registered nurses, Licenses and licensure
- H 2358 Nurses and nursing, Advanced practice registered nurses, Opioid and similar prescriptions, requirements
- H 2066 Nurses and nursing, Advanced practice registered nurses, Scope of practice
- H 2412 Nurses and nursing, Advanced practice registered nurses, Scope of practice
- H 2066 Nurses and nursing, Board of nursing, Rules and regulations
- H 2412 Nurses and nursing, Board of nursing, Rules and regulations
- H 2377 Optometrists and ophthalmologists, Charitable vision screenings
- H 2357 Physical therapists, Licensure, Association with athletic teams, exemption for
- H 2358 Physician assistants, Opioid and similar prescriptions, requirements
- H 2357 Physicians, Licensure, Association with athletic teams, exemption for
- H 2358 Physicians, Opioid and similar prescriptions, requirements
- S 61 Podiatrists, Qualifications
- S 61 Podiatrists, Scope of practice
- S 165 Podiatrists, Terminology

Information Technology

- S 57 Joint committee on information technology, Information technology projects, Contracts, review of

Insurance

- H 2055 Accident and health, Association health plans, Commissioner of insurance
- H 2143 Accident and health, Association health plans, Commissioner of insurance
- S 36 Accident and health, Association health plans, Commissioner of insurance
- H 2058 Accident and health, Association health plans, Definitions
- H 2143 Accident and health, Association health plans, Definitions
- S 30 Accident and health, Association health plans, Definitions
- H 2054 Accident and health, Association health plans, Fully insured
- H 2143 Accident and health, Association health plans, Fully insured
- S 29 Accident and health, Association health plans, Fully insured
- H 2056 Accident and health, Association health plans, Small employer health plans, exemption from
- H 2059 Accident and health, Association health plans, Small employer health plans, exemption from
- H 2143 Accident and health, Association health plans, Small employer health plans, exemption from
- S 31 Accident and health, Association health plans, Small employer health plans, exemption from
- S 34 Accident and health, Association health plans, Small employer health plans, exemption from
- H 2124 Accident and health, Coverage, Contraceptives
- S 163 Accident and health, Coverage, Contraceptives
- H 2307 Accident and health, Coverage, Dental services
- H 2074 Accident and health, Coverage, Preexisting conditions
- S 109 Accident and health, Kansas uninsurable health insurance plan act, repeal of
- H 2053 Accident and health, Short-term policies
- S 35 Accident and health, Short-term policies
- H 2057 Accident and health, Small employer carriers, Classes of business
- S 33 Accident and health, Small employer carriers, Classes of business
- H 2053 Accident and health, Specially designed policies
- S 35 Accident and health, Specially designed policies
- H 2120 Accident and health, Step therapy protocols
- S 93 Accident and health, Step therapy protocols
- H 2072 Arbitration agreements
- H 2055 Commissioner, Powers, duties and functions, Association health plans
- S 36 Commissioner, Powers, duties and functions, Association health plans

For page numbers see “Title and History of Bills” in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

- S 32 Commissioner, Powers, duties and functions, Certain healthcare benefits coverage, exemption from
- H 2021 Commissioner, Term limits
- H 2410 Commissioner, Vacancy, filling of
- H 2209** Cybersecurity, State board of regents
- H 2213 Fraudulent insurance act, Amount involved, definition of
- H 2348 Healthcare stabilization fund
- S 66 Insurance holding companies, Enterprise risk reports
- H 2177** Life insurance and annuities, Fixed index annuities, Derivative instruments, accounting treatment of
- H 2041 Life insurance and annuities, Living organ donors
- S 67 Life insurance and annuities, Unclaimed life insurance benefits act, establishment of
- H 2230 Motor vehicle coverage, Kansas automobile injury reparations act, Penalties
- H 2296 Motor vehicle coverage, Kansas automobile injury reparations act, Penalties
- H 2182 Motor vehicle coverage, Minimum bodily injury damage limit, increase of
- H 2210 Motor vehicle coverage, Uninsured motorist coverage
- S 78** Property and casualty, Assignment of rights or benefits
- S 107 Property and casualty, Judgments, attorney fees
- H 2083 Property and casualty, Motor vehicle accident prevention course
- S 94** Property and casualty, Motor vehicle accident prevention course
- H 2143 Risk-based capital instructions
- S 28** Risk-based capital instructions
- H 2298 State healthcare benefits program, Dental benefits, assignment of
- H 2387 State healthcare benefits program, Pharmacy benefits, participation
- S 217 State healthcare benefits program, Pharmacy benefits, participation
- S 228 Third-party administrators, Fees

Labor and Employment

- H 2060 Employees, Wage, benefit and leave policies
- H 2061 Employees, Wage, benefit and leave policies
- H 2259 Employment eligibility, Criminal records
- H 2154 Employment security, Benefits, Certain federal employees
- H 2413 Employment security, Benefits, Disqualification for medical cannabis use, prohibition of
- H 2148 Employment security, Benefits, Privately contracted school bus drivers
- H 2315 Employment security, Benefits, Privately contracted school bus drivers
- S 38 Employment security, Benefits, Privately contracted school bus drivers
- H 2076 Employment security, Lessor employing units and client lessees, Leasing of certain employees, restriction on
- S 27 Employment security, Lessor employing units and client lessees, Leasing of certain employees, restriction on
- H 2354 High school on-the-job training programs, Liability

- H 2022 Kansas working families pay raise act
- H 2175 Labor organizations, Fair share fees
- HR 5008 Labor organizations, Membership Leave, Maternity leave, denial or reduction of
- H 2263 of
- H 2186 Leave, Sick leave, Care of family members
- H 2060 Policies, Wage, benefit and leave
- H 2061 Policies, Wage, benefit and leave
- H 2391 Professional employees' organizations, recertification of
- H 2341 Public employee organizations, Resignation of public employee
- H 2324 Sexual harassment non-disclosure agreements, prohibition of
- H 2022 Wages, Minimum wage, increase of
- S 141 Wages, Minimum wage, increase of
- H 2253 Wages, Unpaid wage claims, attorney fees and costs

Law Enforcement

- S 160 Domestic violence calls, Lethality assessment
- S 160 Domestic violence calls, Notifications to victim
- S 161 Domestic violence calls, Primary aggressor
- H 2355 Federal law enforcement officers, Arrest authority
- H 2161 Kansas bureau of investigation, Animal abuse offender repository, creation of
- H 2290** Kansas bureau of investigation, Criminal history record checks
- H 2360 Kansas bureau of investigation, Criminal history record checks
- H 2290** Kansas closed case task force
- S 102 Kansas closed case task force

Legislation

- S 241 Appropriation acts, Certain funds, requirements of
- S 203 Bills, Introduction, requests for, Legislators only
- S 203 Bills, Requirements, Requestors
- H 2403 Committees, Child welfare system oversight, joint committee on
- H 2067 Committees, Meetings, Broadcasts of
- H 2069 Committees, Meetings, Minutes, requirements for
- S 203 Committees, Meetings, Minutes, requirements for
- H 2204 Gaming facility contracts, Approval of
- HR 6001 House of representatives, Organization, 2019 session
- HR 6004 House of representatives, Rules, Permanent rules, 2019-2020 biennium
- HR 6003 House of representatives, Rules, Temporary rules, 2019
- HR 6002 House of representatives, Seat assignments, 2019 session
- HR 6020 House of representatives, Seat assignments, 2019 session
- H 2067 Kansas transparency act
- H 2231 Legislative coordinating council, Electric rates, study of
- S 69** Legislative coordinating council, Electric rates, study of

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

H 2223 Legislative post audit, division of, Economic development incentive program evaluations
 S 204 Legislative post audit, division of, Economic development incentive review subcommittee
 S 231 Legislative research department, State general fund receipts, report of
 H 2218 Legislators, Compensation, Annual salary
 HCR 5005 Legislators, Districts, Reapportionment of
 SCR 1605 Legislators, Districts, Reapportionment of
 HCR 5006 Legislators, Districts, Redistricting commission
 H 2218 Legislators, Retirement, KPERS, end of participation
 HCR 5003 Legislators, Term limits
 H 2137 Open records, Exceptions to disclosure, review of
H 2290 Open records, Exceptions to disclosure, review of
 HR 6004 Rules, House of representatives, Permanent rules, 2019-2020 biennium
 HR 6003 Rules, House of representatives, Temporary rules, 2019
 SCR 1603 Rules, Joint, 2019-2020 biennium
 HCR 5014 Senate, Meeting prior to sine die, authority
 SCR 1701 Senate, Organization, 2019 session
 SCR 1702 Senate, Seat assignments, 2019 session
 HCR 5011 Sessions, Adjournment, 2019 session
 HCR 5012 Sessions, Adjournment, 2019 session
 HCR 5014 Sessions, Adjournment, 2019 session
 SCR 1607 Sessions, Adjournment, 2019 session
 SCR 1612 Sessions, Adjournment, 2019 session
 HCR 5002 Sessions, Governor's message, joint session
 SCR 1602 Sessions, Organization of two houses, governor informed

Libraries

S 59 Eudora community library district act
 H 2067 Kansas transparency act

Licenses and Licensure

H 2066 Advanced practice registered nurses
 H 2412 Advanced practice registered nurses
 H 2295 Anesthesiologist assistants
 S 223 Anesthesiologist assistants
 H 2357 Athletic trainers
 H 2383 Barbers
 H 2325 Concealed carry
 H 2326 Concealed carry
 H 2384 Cosmetologists
 S 11 Dental therapists
 S 168 Home inspectors
 H 2184 Massage therapists
 H 2156 Pesticide businesses
 H 2357 Physical therapists
 H 2357 Physicians
 S 220 Professional license, Disqualifications, Criminal records

Military

H 2362 Kansas military and veterans task force
H 2123 Kansas national guard, Kansas national guard educational assistance act

H 2365 Kansas national guard, Peer support program, Confidentiality
 H 2328 Kansas public employees retirement system (KPERS)
 H 2353 License plates, Purple heart recipients
H 2007 License plates, Retired and discharged service members
 H 2246 License plates, Retired and discharged service members
 H 2363 Veterans, Consumer loans
 H 2037 Veterans, Veterans benefit lottery game, establishment of

Motor Carriers

H 2289 Public conveyance and necessity, Requirements, repeal of

Motor Vehicles

Insurance, this index

Traffic Regulations, this index

H 2248 All-terrain vehicles, Operation on highways
S 63 All-terrain vehicles, Operation on highways
 S 81 Crimes, Fleeing or attempting to elude Dealers and manufacturers, Warranty services
S 39 Dealers and manufacturers, Warranty services
H 2125 Drivers' licenses, Delivery upon demand
H 2211 Drivers' licenses, Fees, Reinstatement fee
 H 2003 Drivers' licenses, Limited license and identification card
 S 143 Drivers' licenses, Restrictions
 S 87 Drivers' licenses, Suspension, amnesty
S 17 Drivers' licenses, Temporary permit, Motorcycles
 S 143 Driving privileges, Restrictions
 S 101 Driving under the influence, Ignition interlock
H 2104 Driving under the influence, Implied consent
H 2104 Driving under the influence, Test refusal
H 2214 Electric and hybrid vehicles, Registration fees
 H 2372 Electric and hybrid vehicles, Registration fees
 S 189 Electric and hybrid vehicles, Registration fees
H 2126 Electric-assisted scooters
S 63 Electric-assisted scooters
 H 2065 Emergency vehicles, Duty and liability
 S 62 Emergency vehicles, Police vehicle, exemption of
H 2225 Escort vehicles, registration of
 H 2371 Escort vehicles, registration of
 H 2180 Fees, Registration
H 2214 Fees, Registration
 H 2372 Fees, Registration
 S 139 Fees, Registration
 S 189 Fees, Registration
 H 2180 Fees, Titles
 S 139 Fees, Titles
 H 2230 Impoundment
 H 2296 Impoundment
 H 2071 License plates, Distinctive plates, Alpha kappa alpha

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

- H 2095 License plates, Distinctive plates, Alpha kappa alpha
 H 2246 License plates, Distinctive plates, Alpha kappa alpha
 H 2300 License plates, Distinctive plates, Back the badge
 H 2071 License plates, Distinctive plates, Knights of Columbus
 H 2117 License plates, Distinctive plates, Knights of Columbus
 H 2246 License plates, Distinctive plates, Knights of Columbus
 H 2246 License plates, Distinctive plates, Production requirements
 H 2071 License plates, Distinctive plates, Proud educator
 H 2246 License plates, Distinctive plates, Proud educator
 H 2353 License plates, Distinctive plates, Purple heart recipients
H 2007 License plates, Distinctive plates, Retired and discharged military members
 H 2246 License plates, Distinctive plates, Retired and discharged military members
S 17 Motorcycles, Temporary permit
H 2225 Registration, Escort vehicles
H 2214 Registration, Fees, Electric and hybrid vehicles
 H 2372 Registration, Fees, Electric and hybrid vehicles
 S 189 Registration, Fees, Electric and hybrid vehicles
S 97 Registration, Fleet vehicles
H 2214 School buses, Fuel tax refund
S 41 Seat belts, Traffic infraction
 H 2351 Size and weight limitations, Oversize or overweight loads, Emergency utility outages
H 2225 Size and weight limitations, Oversize or overweight loads, Permits
 H 2371 Size and weight limitations, Oversize or overweight loads, Permits
 S 187 Size and weight limitations, Oversize or overweight loads, Permits
 H 2356 Sourcing, sales tax
H 2127 Truck and truck tractors, Marking requirements
 H 2064 Unlawful acts, Charging decisions
H 2087 Windows, Light screening material
S 63 Windows, Light screening material
- Municipalities**
 H 2316 Courts, Appearance bonds
 S 131 Elections, Filing deadline when no primary
 H 2294 Funds, General funds, transfer from utility funds
 H 2294 Funds, Utility funds, transfer to general funds
 H 2136 Governing body, Vacancies, filling of
S 63 Regulations, Transportation network companies
 S 145 Utility services, Rates, regulation of
- Oil and Gas**
 H 2240 Injection wells, Seismic risk analysis
 H 2224 State geological survey, Monitoring wells
- Open Meetings**
 H 2020 Judicial district nominating commission
 H 2219 Recordings of meetings, Public availability
 H 2020 Supreme court nominating commission
H 2290 Violations, Defense of
 S 213 Violations, Defense of
- Open Records**
 H 2020 Attorney information
 H 2098 Disclosure, Criminal investigation records
 H 2137 Disclosure, Exceptions, Legislative review
H 2290 Disclosure, Exceptions, Legislative review
H 2365 Disclosure, Exceptions, Peer support counseling communications
H 2290 Violations, Defense of
 S 213 Violations, Defense of
- Pharmacists and Pharmacy**
 S 95 Board of pharmacy, Duties regarding drugs used to carry out sentence of death
 H 2389 Board of pharmacy, Electronic prescriptions
 S 234 Board of pharmacy, Electronic prescriptions
 S 234 Prescription drugs, Electronic prescriptions, Controlled substances
 H 2389 Prescription drugs, Electronic prescriptions, Required when
 S 234 Prescription drugs, Electronic prescriptions, Required when
 H 2358 Prescription drugs, Opioid and similar prescriptions
 H 2082 Scope of practice, Drugs, administration of
 H 2387 State healthcare benefits program participation
 S 217 State healthcare benefits program participation
- Public Officers and Employees**
 S 65 Corruption by
 H 2236 County officers and employees, Appraisers, suspension or removal of
 H 2391 Employee organizations, Professional employees' organizations, recertification of
 S 175 Employee organizations, Public employee right to choose act
 H 2341 Employee organizations, Public employee, resignation of
H 2290 Legal representation by the attorney general
 S 213 Legal representation by the attorney general
 H 2010 Lobbying restrictions, Elected officials and executive staff
 S 51 Lobbying restrictions, State officers and employees
 H 2216 Student loan assistance
 H 2235 Tax clearance certificate requirement
- Publications**
 H 2237 City and county official publications, Internet publication, authorization of
- Railroads**
H 2225 Traffic regulations, Crossing stops for on-track equipment
S 63 Traffic regulations, Crossing stops for on-track equipment

For page numbers see "Title and History of Bills" in House and Senate Journal Books
 (Bill numbers printed in **bold** type are enacted bills.)

Real Estate

- H 2314 Abandoned property, rehabilitation of
S 42 Brokers and salespersons, Interest, Definition of
S 60 Brokers and salespersons, Licensing
S 42 Brokers and salespersons, Rebates, Definition of
H 2258 Housing, Protections for certain victims
S 78 Housing, Protections for certain victims
S 150 Housing, Protections for certain victims
S 168 Kansas home inspectors professional competency and financial responsibility act
S 60 Kansas real estate commission, Meetings
S 60 Kansas real estate commission, Organization
S 55 Partition, Uniform partition of heirs property act
H 2062 Recreational trails, operation of
H 2378 Rental agreements, Firearm possession, restriction of
H 2152 Residential landlord tenant act, Reasonable accommodations, Assistance animals
- HR 6008 Congratulating and commending, 2018 Kansas Milken award winner
SCR 1709 Congratulating and commending, 2018 Kansas Milken award winner
SCR 1724 Congratulating and commending, 2019 Kansas master teachers
SCR 1710 Congratulating and commending, Award-winning educators in Kansas
SCR 1704 Congratulating and commending, Buhler high school boys cross country team
SCR 1730 Congratulating and commending, Coffeyville community college women's volleyball team
HR 6007 Congratulating and commending, Hamilton, Angela
SCR 1705 Congratulating and commending, Hamilton, Angela
SCR 1740 Congratulating and commending, Olathe northwest high school dance team
SCR 1717 Congratulating and commending, Stonehaven farm, restoration of
HR 6005 Congratulating and commending, Teacher of the year team
SCR 1703 Congratulating and commending, Teacher of the year team
HCR 5009 Congress, applying, Constitutional convention
HCR 5009 Constitutional amendments, Convention to amend constitution, application for
HCR 5007 Constitutional amendments, County home rule powers, grant of
SCR 1610 Constitutional amendments, Court of appeals, Selection process
HCR 5004 Constitutional amendments, Equal rights, application before birth
SCR 1604 Constitutional amendments, Equal rights, application before birth
SCR 1608 Constitutional amendments, Executive article made gender neutral
HCR 5013 Constitutional amendments, Executive offices, vacancies
HCR 5008 Constitutional amendments, Labor organization membership
HCR 5005 Constitutional amendments, Reapportionment, Census data adjustments
SCR 1605 Constitutional amendments, Reapportionment, Census data adjustments
HCR 5006 Constitutional amendments, Redistricting commission
SCR 1601 Constitutional amendments, State highway fund uses, limitation on
SCR 1610 Constitutional amendments, Supreme court, Selection process
HCR 5010 Constitutional amendments, Supreme court, Time limit on decisions
HCR 5001 Constitutional amendments, Term limits, Attorney general
HCR 5003 Constitutional amendments, Term limits, Legislators
HCR 5001 Constitutional amendments, Term limits, Secretary of state
SCR 1711 Designating, Quilt capital of Kansas, Baldwin City
SCR 1745 Honoring, Abilene, 150th anniversary
SCR 1739 Honoring, Goodwill of Western Missouri and Eastern Kansas, 125th anniversary

Records and Recordation*Open Records, this index*

- H 2098 Criminal records, Disclosure of
H 2259 Criminal records, Employment consideration
S 220 Criminal records, Professional occupation licensure, State board of education, exemption of
H 2126 Division of motor vehicles, Records, disclosure of
H 2179 Division of motor vehicles, Records, disclosure of
S 214 State child death review board, Record confidentiality, exceptions

Repealers

- H 2135 City and county political sign regulation restrictions
H 2282 Death penalty
S 21 Death penalty
H 2029 Health care compact
S 109 Kansas uninsurable health insurance plan act
H 2289 Public conveyance and necessity requirements for motor carriers
H 2015 State contracts, Anti-Israel boycott provisions
H 2153 Student religious association statutes
H 2036 Use of state money for gun control issues, prohibition of

Resolutions

- SCR 1731 Calling for, Jeffrey Jack, resignation of
SCR 1720 Commemorating, Mildred McCreight, 100th birthday
SCR 1609 Condemning, Declaration of a national emergency
SCR 1721 Condemning, Declaration of a national emergency
SCR 1606 Condemning, Reproductive health act of New York

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

- HR 6017 Honoring, Kansas American legion
 SCR 1719 Honoring, Kansas American legion
 SCR 1733 Honoring, Kansas commission on disability concerns, 70th anniversary
 HR 6009 Honoring, Kansas farm bureau
 SCR 1708 Honoring, Kansas farm bureau
 SCR 1738 Honoring, Kansas masons and eastern stars
 HR 6006 Honoring, Kleimz, Jacob
 HR 6022 Honoring, Korean war veterans
 HR 6012 Honoring, Lindsborg, Kansas, 150th anniversary
 SCR 1714 Honoring, Lindsborg, Kansas, 150th anniversary
 SCR 1741 Honoring, Noble, William
 SCR 1737 Honoring, Prince hall shriners
 SCR 1736 Honoring, Washburn rural high school girls basketball team
 HR 6011 Honoring, Washburn rural high school, 2018 national performing arts school of excellence
 SCR 1713 Honoring, Washburn rural high school, 2018 national performing arts school of excellence
 HR 6001 Legislature, House of representatives, Organization, 2019 session
 HR 6004 Legislature, House of representatives, Rules, Permanent rules, 2019-2020 biennium
 HR 6003 Legislature, House of representatives, Rules, Temporary rules, 2019
 HR 6002 Legislature, House of representatives, Seat assignments, 2019 session
 HR 6020 Legislature, House of representatives, Seat assignments, 2019 session
 SCR 1603 Legislature, Rules, Joint, 2019-2020 biennium
 SCR 1701 Legislature, Senate, Organization, 2019 session
 SCR 1702 Legislature, Senate, Seat assignments, 2019 session
 HCR 5011 Legislature, Sessions, Adjournment, 2019 session
 HCR 5012 Legislature, Sessions, Adjournment, 2019 session
 HCR 5014 Legislature, Sessions, Adjournment, 2019 session
 SCR 1607 Legislature, Sessions, Adjournment, 2019 session
 SCR 1612 Legislature, Sessions, Adjournment, 2019 session
 HCR 5002 Legislature, Sessions, Governor's message, joint session
 SCR 1602 Legislature, Sessions, Organization of two houses, governor informed
 HCR 5015 Ratifying, State of disaster emergency declaration, certain counties
 SCR 1725 Recognizing, Altrusa international
 SCR 1727 Recognizing, Boys & girls clubs
 HR 6016 Recognizing, Businesses of the year, 2019
 SCR 1718 Recognizing, Businesses of the year, 2019
 SCR 1734 Recognizing, Child abuse prevention month
 SCR 1715 Recognizing, Delta Sigma Theta sorority, inc.
 SCR 1744 Recognizing, Gilliland, Raney L.
 SCR 1735 Recognizing, Health partnership school-based clinic
 SCR 1742 Recognizing, Hedrick, Tom
 HR 6014 Recognizing, International women's day
 HR 6010 Recognizing, JAG-K day at the capitol
 SCR 1707 Recognizing, JAG-K day at the capitol
 SCR 1716 Recognizing, Kansas athletic trainers' society
 SCR 1712 Recognizing, Kansas resiliency week
 HR 6015 Recognizing, Kick butts day
 SCR 1728 Recognizing, Military appreciation day
 HR 6023 Recognizing, National service recognition day at the capitol
 SCR 1732 Recognizing, National service recognition day at the capitol
 HR 6024 Recognizing, Riggs, Rick
 SCR 1743 Recognizing, Riggs, Rick
 HR 6019 Recognizing, Storytime village, inc.
 SCR 1723 Recognizing, Storytime village, inc.
 SCR 1706 Recognizing, Whitson, Jack
 HR 6021 Recognizing, World down syndrome day
 SCR 1726 Recognizing, World down syndrome day
 HR 6018 Requesting, Water quality issues in Arkansas river basin
 SCR 1729 Requesting, Water quality issues in Arkansas river basin
 HR 6013 Supporting, Kansas and Taiwan sister-state relations
 SCR 1611 Urging, Complete 2020 census

Retirement and Pensions

- H 2217 Contributions, Contribution plan, defined, Kansas thrift savings plan act
 H 2100 Cost-of-living adjustment
 S 74 Cost-of-living adjustment
 H 2165 Kansas police and firemen's retirement system (KP&F), Affiliation, Corrections, department of
 H 2139 Kansas police and firemen's retirement system (KP&F), Affiliation, Local corrections
 S 121 Kansas police and firemen's retirement system (KP&F), Affiliation, Local corrections
 H 2099 Kansas police and firemen's retirement system (KP&F), Affiliation, Wildlife, parks and tourism, Kansas department of
 H 2327 Kansas police and firemen's retirement system (KP&F), Benefits, Maximum benefits, increase of
 S 200 Kansas police and firemen's retirement system (KP&F), Benefits, Maximum benefits, increase of
 H 2327 Kansas police and firemen's retirement system (KP&F), Contributions, Employees, decrease in certain circumstances
 S 200 Kansas police and firemen's retirement system (KP&F), Contributions, Employees, decrease in certain circumstances
 H 2031 Kansas police and firemen's retirement system (KP&F), Deferred retirement option program (DROP), Eligible members, KBI agents
 H 2140 Kansas police and firemen's retirement system (KP&F), Deferred retirement option program (DROP), Eligible members, KBI agents
 H 2031 Kansas police and firemen's retirement system (KP&F), Deferred retirement option program (DROP), Sunset date, extension of
 H 2140 Kansas police and firemen's retirement system (KP&F), Deferred retirement option program (DROP), Sunset date, extension of

For page numbers see "Title and History of Bills" in House and Senate Journal Books
 (Bill numbers printed in **bold** type are enacted bills.)

H 2031 Kansas police and firemen's retirement system (KP&F), Service-connected, definition of

S 15 Kansas police and firemen's retirement system (KP&F), Service-connected, definition of

H 2100 Kansas public employees retirement system (KPERs), Benefits, Cost-of-living adjustment

S 74 Kansas public employees retirement system (KPERs), Benefits, Cost-of-living adjustment

H 2142 Kansas public employees retirement system (KPERs), Benefits, Lump-sum death benefit, increase of

H 2031 Kansas public employees retirement system (KPERs), Board of trustees, Powers and duties

H 2119 Kansas public employees retirement system (KPERs), Board of trustees, Powers and duties

S 209 Kansas public employees retirement system (KPERs), Board of trustees, Powers and duties

H 2217 Kansas public employees retirement system (KPERs), Contributions, Contribution plan, defined, Kansas thrift savings plan act

H 2329 Kansas public employees retirement system (KPERs), Contributions, Employee contributions, increase of, School district employees

H 2141 Kansas public employees retirement system (KPERs), Contributions, Employer contributions, Level-dollar payments, elimination of

H 2197 Kansas public employees retirement system (KPERs), Contributions, Employer contributions, Level-dollar payments, elimination of

S 73 Kansas public employees retirement system (KPERs), Contributions, Employer contributions, Level-dollar payments, elimination of

S 202 Kansas public employees retirement system (KPERs), Employment after retirement, Benefit suspension, Elimination of

H 2031 Kansas public employees retirement system (KPERs), Employment after retirement, Benefit suspension, Refund of

H 2031 Kansas public employees retirement system (KPERs), Employment after retirement, Exemption, STARBASE program

H 2203 Kansas public employees retirement system (KPERs), Employment after retirement, Exemption, STARBASE program

H 2031 Kansas public employees retirement system (KPERs), Employment after retirement, Penalties, waiver of

S 9 Kansas public employees retirement system (KPERs), Kansas public employees retirement fund, State general fund transfer to

H 2218 Kansas public employees retirement system (KPERs), Legislators, Participation, end of

H 2142 Kansas public employees retirement system (KPERs), Lump-sum death benefit, increase of

H 2031 Kansas public employees retirement system (KPERs), Membership, Community developmental disability organizations, Direct support positions

S 210 Kansas public employees retirement system (KPERs), Membership, Community developmental disability organizations, Direct support positions

H 2141 Kansas public employees retirement system (KPERs), Participating employers, State and school, Actuarial accrued liability, amortization of

H 2197 Kansas public employees retirement system (KPERs), Participating employers, State and school, Actuarial accrued liability, amortization of

S 73 Kansas public employees retirement system (KPERs), Participating employers, State and school, Actuarial accrued liability, amortization of

H 2328 Kansas public employees retirement system (KPERs), Participating service credit, Concurrent military service, addition of

H 2217 Kansas thrift savings plan act

Revenue, Department of

H 2179 Division of motor vehicles, Records, disclosure of

H 2173 Industrial hemp regulatory commission

S 233 Industrial hemp regulatory commission

S 205 Kansas charitable gaming act, Administrator, Secretary of revenue, designation by

S 219 Scrap metal, Tonnage tax

S 205 Secretary, Kansas charitable gaming act

H 2006 Tax information, Disclosure of

H 2223 Tax information, Disclosure of

Roads and Highways

H 2247 Memorial highways, designation of, Capt Donald Root Strother memorial highway

S 138 Memorial highways, designation of, Capt Donald Root Strother memorial highway

H 2070 Memorial highways, designation of, John Armstrong memorial highway

S 237 Memorial highways, designation of, John Lee Bremer memorial highway

H 2070 Memorial highways, designation of, SGT Kevin Gilbertson veterans memorial bridge

H 2221 Memorial highways, designation of, SGT Kevin Gilbertson veterans memorial bridge

S 136 Memorial highways, designation of, SGT Kevin Gilbertson veterans memorial bridge

H 2367 Road construction and bridge improvement, Funding

S 190 Road construction and bridge improvement, Funding

H 2007 Toll projects, Secretary of transportation, authority of

H 2369 Toll projects, Secretary of transportation, authority of

S 192 Toll projects, Secretary of transportation, authority of

H 2373 Transportation planning program

S 186 Transportation planning program

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

- H 2007** Turnpikes, Financing requirements
H 2369 Turnpikes, Financing requirements
S 192 Turnpikes, Financing requirements
- Schools**
- H 2183** Boards of education, Computer science, requirement of
H 2207 Boards of education, Construction contracts
S 7 Boards of education, Elections, Date of
S 7 Boards of education, Meetings
S 130 Boards of education, Meetings
H 2257 Boards of education, Policies and plans, Bullying
H 2288 Boards of education, Student and employee religious speech
H 2287 Boards of education, Teachers' contracts, due process
S 52 Boards of education, Teachers' contracts, due process
H 2136 Boards of education, Vacancies, filling of
S 130 Boards of education, Vacancies, filling of
H 2150 Bullying, Kansas hope scholarship act
H 2395 Bullying, Kansas hope scholarship act
H 2405 Bullying, Legislative task force on bullying prevention
H 2257 Bullying, Policies and procedures
H 2330 Bullying, Policies and procedures
H 2395 Bullying, Policies and procedures
H 2405 Bullying, Policies and procedures
H 2407 Bullying, Policies and procedures
S 16 Bullying, Reporting and investigation
H 2330 Bullying, Reporting and investigation
S 16 Bullying, Statewide hotline
H 2395 Bullying, Task force on bullying prevention
H 2256 Community leaders service act
H 2183 Curriculum, Computer science
H 2395 Curriculum, Computer science
S 16 Curriculum, Computer science
H 2166 Curriculum, Personal financial literacy
H 2395 Curriculum, Personal financial literacy
S 16 Curriculum, Personal financial literacy
H 2395 Dyslexia task force
S 16 Dyslexia task force
S 128 Education, department of, Safety drills, approval of
H 2078 Finance, BASE aid, amount of
H 2106 Finance, BASE aid, amount of
H 2395 Finance, BASE aid, amount of
S 16 Finance, BASE aid, amount of
S 44 Finance, BASE aid, amount of
S 142 Finance, BASE aid, amount of
H 2395 Finance, Capital improvements, Bond authority approval
S 16 Finance, Capital improvements, Bond authority approval
H 2108 Finance, Funds, At-risk education fund, expenditures from
S 16 Finance, Funds, At-risk education fund, expenditures from
H 2145 Finance, Special education, Appropriations for FY 2020
S 156 Finance, Special education, Appropriations for FY 2020
H 2145 Finance, Special education, Appropriations for FY 2021
H 2395 Finance, Special education, Excess cost
S 16 Finance, Special education, Excess cost
- H 2078** Finance, Statewide levy, continuation of
H 2395 Finance, Statewide levy, continuation of
S 16 Finance, Statewide levy, continuation of
S 44 Finance, Statewide levy, continuation of
S 147 Finance, Statewide levy, continuation of
S 156 Finance, Statewide levy, continuation of
S 235 Finance, Statewide levy, continuation of
H 2395 Finance, Unencumbered balances
S 16 Finance, Unencumbered balances
H 2395 Finance, Weightings, At-risk
S 156 Finance, Weightings, At-risk
H 2395 Finance, Weightings, Behavioral health intervention
H 2395 Finance, Weightings, Bilingual
S 16 Finance, Weightings, Bilingual
H 2354 High school on-the-job training programs, Liability
S 122 Internet-based instruction, Foster care youth
H 2288 Kansas student and educator freedom of religious speech act
S 128 Safety drills, conduct of
H 2150 Scholarships, Kansas hope scholarship act
H 2395 Scholarships, Kansas hope scholarship act
S 47 Scholarships, Student opportunity scholarship program
H 2301 Scholarships, Tax credit scholarship program
H 2395 Scholarships, Tax credit scholarship program
S 16 Scholarships, Tax credit scholarship program
H 2150 School choice, Kansas hope scholarship act
H 2395 School choice, Kansas hope scholarship act
H 2395 School districts, Accountability reports
S 16 School districts, Accountability reports
H 2108 School districts, At-risk education fund, expenditures from
H 2395 School districts, At-risk education fund, expenditures from
S 16 School districts, At-risk education fund, expenditures from
H 2257 School districts, Bullying policies and procedures
H 2330 School districts, Bullying policies and procedures
H 2233 School districts, Classroom supplies stipend
H 2256 School districts, Community leaders service act
H 2207 School districts, Construction contracts
H 2395 School districts, Construction contracts
S 148 School districts, Construction contracts
H 2329 School districts, Employees, compensation increase
H 2166 School districts, Personal financial literacy courses
H 2288 School districts, Student and employee religious speech
H 2361 School districts, Student data privacy act, Tests, questionnaires, surveys and examinations
H 2346 School districts, Vision screenings
H 2183 State board of education, Academic performance standards, Computer science
H 2257 State board of education, Bullying model policy
H 2183 State board of education, Curriculum standards, Computer science
H 2166 State board of education, Curriculum standards, Personal financial literacy
S 220 State board of education, Licensure, Criminal records

For page numbers see "Title and History of Bills" in House and Senate Journal Books
 (Bill numbers printed in **bold** type are enacted bills.)

- H 2361 State board of education, Student data privacy act, Tests, questionnaires, surveys and examinations
- S 47 State board of education, Student opportunity scholarship program
- H 2090 State board of education, Voter registration program
- H 2395 Statewide levy, Continuation of
- S 16** Statewide levy, Continuation of
- S 44 Statewide levy, Continuation of
- S 147 Statewide levy, Continuation of
- S 235 Statewide levy, Continuation of
- S 151 Statewide levy, Exemption, residential property
- S 235 Statewide levy, Exemption, residential property
- H 2361 Student data privacy act, Tests, questionnaires, surveys and examinations
- H 2233 Teachers, Classroom supplies stipend
- H 2287 Teachers, Contracts, due process
- S 52 Teachers, Contracts, due process
- H 2391 Teachers, Professional employees' organizations, recertification of
- S 1 Transportation, Appropriations from state general fund
- H 2395 Transportation, Required when
- S 16** Transportation, Required when
- H 2148 Transportation, School buses, Drivers, un-employment benefits
- H 2315 Transportation, School buses, Drivers, un-employment benefits
- S 38 Transportation, School buses, Drivers, un-employment benefits
- H 2214** Transportation, School buses, Fuel tax refund
- H 2346 Vision screenings

Secretary of State

- H 2018 Election crimes, Prosecutorial authority
- H 2042 Election crimes, Prosecutorial authority
- HCR 5001 Term limits
- H 2090 Voter registration program

Securities

- S 216 Israel, issued by, State moneys, investment of

State

- H 2008 Daylight saving time, exemption from
- H 2385 Emblems and symbols, Dance, polka
- S 158 Emblems and symbols, Dance, polka
- S 53** Emblems and symbols, Red wine grape, chambourcin
- S 70** Emblems and symbols, Red wine grape, chambourcin
- S 53** Emblems and symbols, White wine grape, vignoles
- S 70** Emblems and symbols, White wine grape, vignoles
- H 2009 Holidays, Indigenous peoples day

State Agencies

- H 2115 Computer work hours, verification of
- S 56 Computer work hours, verification of
- H 2393 Debt collection, Support debt matched by gaming facilities
- H 2235 Employees, Tax clearance certificate, requirement of
- S 57 Information technology, Information technology projects, Joint committee on information and technology, review by
- H 2364 Kansas aerospace commission, creation of
- S 180 Kansas buy American act
- H 2018 Kansas criminal justice reform commission, creation of
- H 2290** Kansas criminal justice reform commission, creation of

State Fair

- H 2215** State fair board, Nonprofit corporation authorized

State Finance

- S 231 General fund, Medicaid drug rebates
- S 216 Pooled money investment board, Investment in securities issued by Israel
- S 216 State moneys, Investment in securities issued by Israel
- H 2036 State moneys, Use for gun control issues, prohibition of

State Property

- S 229 Capitol, Capitol area plaza authority, abolishment of
- H 2168 Conveyance of real property, Cherokee county
- H 2159 Conveyance of real property, Kansas state university
- H 2168 Conveyance of real property, Riley county
- H 2158 Conveyance of real property, University of Kansas
- S 173 Conveyance of real property, University of Kansas
- S 49 State parks, Camp site and cabin fees

State Treasurer

- H 2096 Savings accounts, Children's savings accounts
- H 2021 Term limits
- H 2410 Vacancy, filling of

Statutes

- H 2203** Conflicts, reconciliation of
- H 2419 Conflicts, reconciliation of

Taxation

- H 2380 Alcoholic beverages, Liquor enforcement tax, Administration of
- H 2379 Alcoholic beverages, Liquor enforcement tax, Exemption from

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

- S 207 Alcoholic beverages, Liquor enforcement tax, Exemption from
- H 2035** Alcoholic beverages, Liquor enforcement tax, Imposed when
- H 2380 Alcoholic beverages, Liquor enforcement tax, Payment, time of
- H 2418 Alcoholic beverages, Liquor enforcement tax, Payment, time of
- S 177 Board of tax appeals, Appeals to court of appeals
- H 2116 Board of tax appeals, Hearings by telephone
- S 204 Economic development, Incentives, LPA economic development incentive review subcommittee
- H 2033** Income tax, Corporations
- S 22 Income tax, Corporations, Certain business modifications
- S 22 Income tax, Corporations, Global intangible low-taxed income (GILTI)
- H 2212 Income tax, Corporations, Multistate tax compact
- S 22 Income tax, Corporations, Repatriation
- H 2118 Income tax, Credits, Aerospace and aviation students and employers
- S 90** Income tax, Credits, Center for entrepreneurship, annual limit of contributions
- H 2250 Income tax, Credits, Child, qualifying
- S 140 Income tax, Credits, Eisenhower foundation contributions
- H 2044** Income tax, Credits, Employment of blind or disabled individuals
- S 26 Income tax, Credits, Employment of blind or disabled individuals
- S 184 Income tax, Credits, Food purchases, sunset of
- H 2251 Income tax, Credits, Household and dependent care expenses
- H 2096 Income tax, Credits, Kansas children's savings account program
- H 2249 Income tax, Credits, Kansas collegiate athletic conference member institutions
- H 2416 Income tax, Credits, Kansas targeted employment act
- H 2264 Income tax, Credits, Pell grant recipients
- S 13 Income tax, Credits, Purchases from qualified vendors
- S 185 Income tax, Credits, Purchases from qualified vendors
- H 2043 Income tax, Credits, Review of
- H 2223** Income tax, Credits, Review of
- H 2112 Income tax, Credits, Rural opportunity zones
- S 13 Income tax, Credits, Rural opportunity zones
- S 125 Income tax, Credits, Rural opportunity zones
- S 135 Income tax, Credits, Rural opportunity zones
- S 185 Income tax, Credits, Rural opportunity zones
- H 2252 Income tax, Credits, Salary increases
- H 2301 Income tax, Credits, Scholarship programs
- H 2409 Income tax, Credits, Scholarship programs
- H 2216 Income tax, Credits, Student loan assistance
- H 2033** Income tax, Deductions, Expense deduction
- S 104 Income tax, Deductions, Expense deduction
- S 185 Income tax, Deductions, Expense deduction
- S 196 Income tax, Deductions, Expense deduction
- H 2005 Income tax, Deductions, Itemized
- H 2033** Income tax, Deductions, Itemized
- S 13 Income tax, Deductions, Itemized
- S 22 Income tax, Deductions, Itemized
- S 185 Income tax, Deductions, Itemized
- H 2033** Income tax, Deductions, Net operating losses
- H 2232 Income tax, Deductions, Net operating losses
- H 2388 Income tax, Deductions, Net operating losses
- H 2417 Income tax, Deductions, Net operating losses
- S 179 Income tax, Deductions, Social security
- S 91 Income tax, Deductions, Standard
- H 2194 Income tax, Deductions, Wagering losses
- S 104 Income tax, Forms and instructions, Paid preparers
- H 2285 Income tax, Modifications, Legal tender
- S 174 Income tax, Modifications, Social security benefits, subtraction of
- S 126 Income tax, Public utilities, Exemptions
- S 126 Income tax, Public utilities, Overcollection
- S 127 Income tax, Public utilities, Reimbursement charge
- H 2278 Income tax, Rates
- S 104 Kansas taxpayer protection act
- H 2163 Medical cannabis
- S 113 Medical cannabis
- H 2388 Modifications, Corporations, depreciation deductions
- S 13 Motor fuels, Definitions
- S 185 Motor fuels, Definitions
- H 2370 Motor fuels, Rates
- H 2381 Motor fuels, Rates
- S 188 Motor fuels, Rates
- H 2087** Motor fuels, Refunds for school buses
- H 2214** Motor fuels, Refunds for school buses
- H 2370 Motor fuels, Trip permits
- H 2381 Motor fuels, Trip permits
- S 188 Motor fuels, Trip permits
- H 2323 Privilege tax, Adult-oriented businesses
- S 238 Privilege tax, Banks, Business loan interest deduction
- S 140 Privilege tax, Credits, Eisenhower foundation contributions
- H 2413 Privilege tax, Medical cannabis
- S 239 Privilege tax, State credit unions
- H 2275 Property tax, Appeals, County boards of tax appeals
- S 177 Property tax, Appeals, Judicial review
- H 2408 Property tax, Appeals, Valuation
- H 2144** Property tax, Community colleges, limitations on
- H 2002 Property tax, Exemptions, Fire districts, limitation of
- H 2340 Property tax, Exemptions, Information provided to local government
- S 201 Property tax, Exemptions, Land subject to mitigation easements
- H 2043 Property tax, Exemptions, Review of
- H 2223** Property tax, Exemptions, Review of
- S 16** Property tax, Exemptions, Statewide school levy
- S 147 Property tax, Exemptions, Statewide school levy
- S 151 Property tax, Exemptions, Statewide school levy
- S 104 Property tax, Golden years homestead property tax freeze act
- H 2386 Property tax, Local ad valorem tax reduction fund, Distribution to political subdivisions

For page numbers see "Title and History of Bills" in House and Senate Journal Books
(Bill numbers printed in **bold** type are enacted bills.)

S 151	Property tax, Schools, Residential property exemption	H 2033	Sales and use tax, City and county retailers' sales tax, Russell county
S 235	Property tax, Schools, Residential property exemption	H 2140	Sales and use tax, City and county retailers' sales tax, Russell county
H 2395	Property tax, Schools, Statewide levy	H 2160	Sales and use tax, City and county retailers' sales tax, Russell county
S 16	Property tax, Schools, Statewide levy	S 13	Sales and use tax, City and county retailers' sales tax, Russell county
S 44	Property tax, Schools, Statewide levy	S 185	Sales and use tax, City and county retailers' sales tax, Russell county
S 147	Property tax, Schools, Statewide levy	H 2033	Sales and use tax, City and county retailers' sales tax, Thomas county
S 235	Property tax, Schools, Statewide levy	H 2140	Sales and use tax, City and county retailers' sales tax, Thomas county
H 2063	Property tax, Tax lid, Exceptions	H 2160	Sales and use tax, City and county retailers' sales tax, Thomas county
H 2345	Property tax, Tax lid, Exceptions	S 13	Sales and use tax, City and county retailers' sales tax, Thomas county
H 2368	Property tax, Tax lid, Exceptions	S 185	Sales and use tax, City and county retailers' sales tax, Thomas county
S 13	Property tax, Tax lid, Exceptions	H 2140	Sales and use tax, City and county retailers' sales tax, Thomas county
S 185	Property tax, Tax lid, Exceptions	H 2160	Sales and use tax, City and county retailers' sales tax, Thomas county
S 191	Property tax, Tax lid, Exceptions	S 13	Sales and use tax, City and county retailers' sales tax, Thomas county
H 2340	Property tax, Taxes paid under protest, Distribution of	S 185	Sales and use tax, City and county retailers' sales tax, Thomas county
H 2293	Property tax, Valuation, Agricultural land	H 2140	Sales and use tax, City and county retailers' sales tax, Wabunsee county
H 2302	Refunds, Food sales tax	H 2160	Sales and use tax, City and county retailers' sales tax, Wabunsee county
S 184	Refunds, Food sales tax	H 2380	Sales and use tax, Collections, Debt collection agency
S 91	Refunds, Golden years homestead property tax freeze act	H 2418	Sales and use tax, Collections, Debt collection agency
S 104	Refunds, Golden years homestead property tax freeze act	H 2380	Sales and use tax, Collections, Persons liable
S 91	Refunds, Homestead, Disabled veteran renters, inclusion of	H 2418	Sales and use tax, Collections, Persons liable
S 104	Refunds, Homestead, Disabled veteran renters, inclusion of	H 2352	Sales and use tax, Digital products
S 91	Refunds, Homestead, Renters, inclusion of	H 2131	Sales and use tax, Exemptions, Enterprise zone, business
H 2214	Refunds, Motor-fuel tax, School buses	H 2195	Sales and use tax, Exemptions, Farm products sold at farmers' markets
S 236	Sales and use tax, City and county retailers' sales tax, County general and special authority	H 2267	Sales and use tax, Exemptions, Fencing, agricultural use
H 2033	Sales and use tax, City and county retailers' sales tax, Dickinson county	H 2311	Sales and use tax, Exemptions, Food and food ingredients
H 2140	Sales and use tax, City and county retailers' sales tax, Dickinson county	H 2093	Sales and use tax, Exemptions, Gold and silver coins, bullion
H 2160	Sales and use tax, City and county retailers' sales tax, Dickinson county	H 2140	Sales and use tax, Exemptions, Gold and silver coins, bullion
S 13	Sales and use tax, City and county retailers' sales tax, Dickinson county	H 2160	Sales and use tax, Exemptions, Gold and silver coins, bullion
S 185	Sales and use tax, City and county retailers' sales tax, Dickinson county	S 13	Sales and use tax, Exemptions, Gold and silver coins, bullion
H 2033	Sales and use tax, City and county retailers' sales tax, Director of taxation, requirements of	S 185	Sales and use tax, Exemptions, Gold and silver coins, bullion
H 2140	Sales and use tax, City and county retailers' sales tax, Director of taxation, requirements of	H 2399	Sales and use tax, Exemptions, Gove county healthcare endowment foundation, inc.
H 2033	Sales and use tax, City and county retailers' sales tax, Finney county	S 123	Sales and use tax, Exemptions, Kids need to eat, inc.
H 2040	Sales and use tax, City and county retailers' sales tax, Finney county	H 2285	Sales and use tax, Exemptions, Legal tender
H 2140	Sales and use tax, City and county retailers' sales tax, Finney county	H 2398	Sales and use tax, Exemptions, Limitation on new exemptions
H 2033	Sales and use tax, City and county retailers' sales tax, Jackson county	S 178	Sales and use tax, Exemptions, Limitation on new exemptions
H 2140	Sales and use tax, City and county retailers' sales tax, Jackson county	H 2086	Sales and use tax, Exemptions, Mechanical amusement devices
H 2160	Sales and use tax, City and county retailers' sales tax, Jackson county	S 13	Sales and use tax, Exemptions, Midland care connection, inc.
S 13	Sales and use tax, City and county retailers' sales tax, Jackson county	S 185	Sales and use tax, Exemptions, Midland care connection, inc.
S 185	Sales and use tax, City and county retailers' sales tax, Jackson county	H 2134	Sales and use tax, Exemptions, Nonprofit community care organizations

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)

S 178 Sales and use tax, Exemptions, Nonprofit community care organizations
 H 2011 Sales and use tax, Exemptions, Required textbooks
 H 2043 Sales and use tax, Exemptions, Review of
H 2223 Sales and use tax, Exemptions, Review of
 H 2304 Sales and use tax, Exemptions, Sales tax holiday, School supplies, computers and clothing
 S 123 Sales and use tax, Exemptions, Summer food service program, nonprofit sponsor of
 H 2414 Sales and use tax, Exemptions, The principle foundation
 H 2311 Sales and use tax, Food, Exemption
 S 184 Sales and use tax, Food, Food sales tax refund act
H 2033 Sales and use tax, Food, Rate of taxation
 H 2128 Sales and use tax, Food, Rate of taxation
 H 2261 Sales and use tax, Food, Rate of taxation
 H 2310 Sales and use tax, Food, Rate of taxation
 S 76 Sales and use tax, Food, Rate of taxation
 S 197 Sales and use tax, Food, Rate of taxation
 H 2302 Sales and use tax, Food, Refund
 S 184 Sales and use tax, Food, Refund
H 2033 Sales and use tax, Marketplace facilitators
 H 2352 Sales and use tax, Marketplace facilitators
 H 2356 Sales and use tax, Motor vehicles, Sourcing
H 2033 Sales and use tax, Nexus
 H 2352 Sales and use tax, Nexus
 H 2272 Sales and use tax, Payment, time of
 H 2380 Sales and use tax, Payment, time of
 H 2418 Sales and use tax, Payment, time of
H 2033 Sales and use tax, Rates, Food
 H 2128 Sales and use tax, Rates, Food
 H 2261 Sales and use tax, Rates, Food
 H 2310 Sales and use tax, Rates, Food
 S 76 Sales and use tax, Rates, Food
 S 197 Sales and use tax, Rates, Food
 S 184 Sales and use tax, Refunds, Food sales tax
H 2033 Sales and use tax, Remote sellers
 H 2349 Sales and use tax, Remote sellers
 H 2114 Severance tax, County option, limestone

Telecommunications

H 2084 Kansas 911 act, Fees, remittance of, Telecommunications service providers
 H 2004 No-call act, Robocalls, prevention of
 H 2110 No-call act, Robocalls, prevention of
S 68 Wireless service providers, Cities, Franchise fees and charges, limitations

Townships

S 130 Officials, Oath of office, timing of
 S 131 Officials, Oath of office, timing of

Traffic Regulations

S 40 Emergency vehicles, Approach of
 S 62 Emergency vehicles, Police vehicle, exemption of
H 2248 Highway crossing, All-terrain vehicles
S 63 Lights, Transportation network companies
H 2125 Motor vehicles, Driver's license, delivery on demand
H 2225 Railroad crossing, On-track equipment, requirement to stop for

S 63 Railroad crossing, On-track equipment, requirement to stop for
 H 2276 School or construction zone, Wireless communication device, use of
 H 2351 Size and weight limitations, Oversize and overweight loads, Emergency utility outages
H 2225 Size and weight limitations, Oversize and overweight loads, Permits
 H 2371 Size and weight limitations, Oversize and overweight loads, Permits
 S 187 Size and weight limitations, Oversize and overweight loads, Permits
 S 79 Turn lanes, Left turns
 H 2064 Violations, Charging decisions
 H 2088 Violations, Negligent driving
 H 2277 Violations, Right-of-way
S 41 Violations, Seat belts
S 63 Work-site utility vehicles, Operation on highways

Transportation

H 2364 Aviation and airports, Division of aviation, abolishment of
H 2007 Department of transportation, Secretary, Authority, Toll projects
 H 2369 Department of transportation, Secretary, Authority, Toll projects
 S 192 Department of transportation, Secretary, Authority, Toll projects
 H 2367 Department of transportation, Secretary, Roads and bridges, Construction and improvement, approval of
 S 190 Department of transportation, Secretary, Roads and bridges, Construction and improvement, approval of
 H 2373 Department of transportation, Transportation planning program
 S 186 Department of transportation, Transportation planning program
 H 2367 Road construction and bridge improvement, Approval of
 S 190 Road construction and bridge improvement, Approval of
 H 2367 Road construction and bridge improvement, Funding
 S 190 Road construction and bridge improvement, Funding
 SCR 1601 State highway fund uses, limitation on

Uniform Acts

S 194 Uniform anatomical gift act
 H 2072 Uniform arbitration act of 2000
 S 55 Uniform partition of heirs property act

Utilities

Corporation commission, this index

H 2081 Electric utilities, Kansas electric transmission authority, re-establishment of
 S 181 Electric utilities, Kansas energy policy task force
 H 2190 Electric utilities, Rates, Certain charges, prohibition of
 S 124 Electric utilities, Rates, Certain charges, prohibition of

For page numbers see "Title and History of Bills" in House and Senate Journal Books
 (Bill numbers printed in **bold** type are enacted bills.)

- H 2231 Electric utilities, Rates, Study of
- S 69** Electric utilities, Rates, Study of
- S 181 Electric utilities, Services, study of
- H 2109 Electric utilities, Transmission, Definitions
- H 2109 Electric utilities, Transmission, Proposed siting, notice of
- H 2317 Electric utilities, Transmission, Proposed siting, notice of
- H 2080 Electric utilities, Transmission, Recovery of costs
- S 24 Electric utilities, Transmission, Recovery of costs
- H 2319 Internet service providers, Human trafficking and child exploitation prevention act
- S 145 Municipal utilities, Boards of public utilities, Rates, regulation of
- H 2351 Oversize or overweight vehicles, Emergency outages
- S 145 Public utilities, Boards of public utilities, Rates, regulation of
- S 126 Public utilities, Income tax, Exemption
- S 127 Public utilities, Income tax, Expenses, reimbursement charge
- S 126 Public utilities, Income tax, Overcollection
- H 2178** Underground utilities damage prevention act, Definitions, Operator, exceptions
- H 2178** Underground utilities damage prevention act, Underground facilities, Duty to mark, exceptions

- H 2413 Benefits, Disqualification for medical cannabis use, prohibition of
- H 2260 Benefits, Medical treatment per diem
- H 2016 Benefits, Retirement benefits, Reduction for receipt of
- S 146 Benefits, Retirement benefits, Reduction for receipt of
- H 2260 Benefits, Unauthorized medical expenses
- H 2313 Benefits, Unauthorized medical expenses
- S 172 Benefits, Unauthorized medical expenses
- H 2012 Causation standard, Prevailing factor
- H 2260 Healthcare provider, Employee choice
- S 172 Healthcare provider, Unauthorized medical expenses
- H 2013 Impairment, Functional impairment, American medical association guidelines
- S 92 Impairment, Functional impairment, American medical association guidelines
- H 2013 Impairment, Permanent impairment, American medical association guidelines
- S 92 Impairment, Permanent impairment, American medical association guidelines

Waste

- H 2222 Solid waste, Plastic straws, prohibition of

Water

- S 201 Dams and water obstruction, Property tax exemptions, mitigation easements
- H 2085** Rural water districts, Benefit units, reinstatement of
- S 182 Water appropriation act, Violations of
- S 182 Water measuring devices
- H 2188** Watershed districts, White Clay watershed district, dissolution of

Wildlife, Parks and Tourism

- H 2397 Dangerous regulated animals
- S 49 Department of wildlife, parks and tourism, Fees, Cabins and camp sites
- S 50 Department of wildlife, parks and tourism, Fees, Licenses
- S 50 Department of wildlife, parks and tourism, Fees, Permits
- H 2099 Department of wildlife, parks and tourism, Kansas police and firemen's retirement system (KP&F), affiliation with
- H 2167** Hunting, Permits, Deer, transfer to nonresidents
- H 2062 Recreational trails, operation of

Workers Compensation

- H 2014 Benefits, Disallowances, Fighting or horseplay

For page numbers see "Title and History of Bills" in House and Senate Journal Books (Bill numbers printed in **bold** type are enacted bills.)