

Journal of the House

ELEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 29, 2019, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Lewis was excused on verified illness.

Reps. Ballard and Collins were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Father God,
thank You for this another day You have given us.
As we celebrate this Kansas Day,
we are grateful for the privilege of
being citizens of this great state.
As we look back at the history of our state,
we recognize the rich heritage we have inherited.
May we who live and lead today
continue the legacy for future generations.
Help our leaders to build upon the foundation of values
established by those who came before
to ensure a bright and thriving future for those who come after.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Ralph.

CELEBRATION OF KANSAS DAY

In celebration of the 158th birthday of Kansas, Rep. Dove led the members of the House in singing “Home on the Range.”

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2090, AN ACT concerning elections; relating to voter registration; amending K.S.A. 2018 Supp. 22-3722 and 25-2416 and repealing the existing sections, by Representatives Clayton, Amyx, Benson, Carlin, Gartner, Highberger, Hodge, Kuether, Lusk, Moore, Neighbor, Parker, Probst, Ruiz, S., Stogsdill, Ward, Warfield, Weigel, Whipple, Wolfe Moore, Woodard and Xu.

HB 2091, AN ACT concerning elections; relating to advance voting in person;

amending K.S.A. 2018 Supp. 25-1122 and repealing the existing section, by Representative Pittman.

HB 2092, AN ACT concerning elections; relating to voter registration; allowing voter registration on election days; amending K.S.A. 2018 Supp. 25-2311, 25-2316c and 25-3602 and repealing the existing sections, by Representatives Pittman and Finney.

HB 2093, AN ACT concerning sales and compensating use tax; relating to exemptions, sales of currency, certain coins and bullion; amending K.S.A. 2018 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Federal and State Affairs: **HCR 5004**.

Health and Human Services: **HB 2089**.

Transportation: **HB 2087**, **HB 2088**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Dietrich, **HR 6005**, as follows was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6005**–

By Representatives Huebert, Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lewis, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, L. Ruiz, S. Ruiz, Ryckman, Samsel, Sawyer, Schreiber, Seiwert, A. Smith, E. Smith, Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard and Xu

HR 6005–A RESOLUTION congratulating and commending the members of the 2019 Kansas Teacher of the Year team.

WHEREAS, The Kansas State Department of Education sponsors the Kansas Teacher of the Year program, which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state. The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for recognition as Kansas Teacher of the Year, with the winner being chosen from among

the eight finalists. The Kansas Teacher of the Year is awarded the Hubbard Foundation Kansas Teacher of the Year Ambassadorship, which enables the person selected to devote significant time during the second semester to activities supporting the mission of the program. The 2019 Kansas Teacher of the Year and finalists were honored at an awards banquet on November 17, 2018. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers, presented by Voya Financial; and

WHEREAS, The 2019 Kansas Teacher of the Year is Whitney Morgan, Kansas City USD 500; and the regional finalists are: Jennifer S. Brown, Geary County USD 475; Megan Clark, De Soto USD 232; Signe A. Cook, Great Bend USD 428; Nicole L. Corn, Lawrence USD 497; Lan T. Huynh, Wichita USD 259; Sharon L. Kuchinski, Leavenworth USD 453; and Tim "T.J." Warsnak, Halstead-Bentley USD 440: Now, Therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the members of the 2019 Kansas Teacher of the Year team and wish Whitney Morgan success in the national competition; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send eight enrolled copies of this resolution to the Commissioner of Education for forwarding to the members of the 2019 Kansas Teacher of the Year team and an enrolled copy to Representative Huebert.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Dietrich are spread upon the Journal:

It is my honor, on behalf of the nearly half-million (500,000) students in our public school classrooms in this great state of Kansas and on the behalf of the House Education Committee, to introduce to you some remarkable educators who are simply great teachers.

These are deeply caring, committed, and talented educators who believe in the power of public education to make a positive difference in the lives of their students.

They love what they do. They challenge their students to do more, to be more, and to expect more.

This is a group of extraordinary teachers that we honor here today. In the course of their careers, they have left a lasting impact on the lives of the thousands of students they have taught, and on the communities in which they teach.

Mr. Speaker and fellow Representatives, I would like to introduce you to the 2019 Kansas Teacher of the Year Team.

Jennifer Brown, a first grade teacher from Sheridan Elementary School in the Geary County School District in Junction City.

Megan Clark, who teaches elementary art at Clear Creek Elementary School in the De Soto School District.

Signe Cook, a 5th grade Math and Science teacher at Park Elementary School in the Great Bend School District.

Nicole Corn, a kindergarten teacher at Sunset Hill Elementary School in the Lawrence School District.

Lan Huynh, a 3rd grade teacher at Christa McAuliffe Academy in the Wichita School District.

Sharon Kuchinski, who teaches Social Studies at Leavenworth High School in the Leavenworth School District.

T.J. Warsnak, a Social Studies teacher at Halstead High School in the Halstead-Bentley School District.

Lastly, our 2019 Kansas Teacher of the Year will be recognized by her School Board President who also is a member of our Chamber.

Whitney Morgan is an English Teacher at Wyandotte High School in the Kansas City, Kansas School District and is our 2019 Kansas Teacher of the Year.

The Kansas Teacher of the Year, was introduced by Rep. Winn and was presented with a framed House certificate.

What a fabulous group of educators we have before us today.

Colleagues, please join me in recognizing these exceptional teachers.

CONSENT CALENDAR

No objection was made to **HB 2035** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2035, AN ACT concerning alcoholic beverages; relating to cereal malt beverages and enforcement of laws regulating the sale thereof; amending K.S.A. 2018 Supp. 41-106 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, B., Carpenter, W., Claey's, Clark, Clayton, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: none.

Absent or not voting: Ballard, Collins, Lewis.

The bill passed.

Upon unanimous consent, the House referred back to the regular business, Introduction of Bills and Concurrent Resolutions.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2094, AN ACT concerning children and minors; relating to children with problem sexual behavior; Kansas department for children and families; voluntary services, by Committee on Federal and State Affairs.

HB 2095, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the alpha kappa alpha license plate, by Representative Finney.

HB 2096, AN ACT concerning the state treasurer; relating to financial institutions; establishing the Kansas children's savings account program; Kansas children's savings account program trust fund; Kansas children's savings account program expense fund; providing an income tax credit for donations to the Kansas children's savings account program trust fund; amending K.S.A. 65-2422d and repealing the existing section, by Representative Highberger.

HB 2097, AN ACT concerning county jails; relating to cost of keeping civil prisoners; amending K.S.A. 19-1909 and repealing the existing section, by Committee on Judiciary.

HB 2098, AN ACT concerning records; relating to the Kansas open records act; criminal investigation records; amending K.S.A. 2018 Supp. 45-221 and repealing the existing section, by Committee on Judiciary.

HB 2099, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation of the Kansas department of wildlife, parks and tourism; membership of certain law enforcement officers and employees; employee and employer contributions, by Committee on Financial Institutions and Pensions.

HB 2100, AN ACT concerning retirement and benefits; relating to the Kansas public employees retirement system and systems thereunder; providing a cost-of-living adjustment for certain retirants, by Committee on Financial Institutions and Pensions.

HB 2101, AN ACT concerning financial institutions; relating to credit unions; enacting the state credit union code; amending K.S.A. 17-2201, 17-2203, 17-2204a, 17-2207, 17-2209, 17-2214, 17-2215, 17-2217, 17-2226, 17-2229, 17-2230, 17-2231 and 17-2268 and K.S.A. 2018 Supp. 17-2202, 17-2204, 17-2206, 17-2208, 17-2210, 17-2211, 17-2216, 17-2216a, 17-2219, 17-2221a, 17-2228, 17-2233, 17-2234, 17-2246 and 17-2263 and repealing the existing sections; also repealing K.S.A. 17-2224, 17-2225 and 17-2242, by Committee on Financial Institutions and Pensions.

HB 2102, AN ACT concerning the department of health and environment; establishing the KanCare bridge to a healthy Kansas program; amending K.S.A. 2018 Supp. 40-3213 and repealing the existing section, by Committee on Appropriations.

REPORT ON ENROLLED RESOLUTIONS

HR 6004 reported correctly enrolled and properly signed on January 29, 2019.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Wednesday, January 30, 2019.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*