

Journal of the House

FIFTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 30, 2015, 11:00 a.m.

The House met pursuant to adjournment with Speaker Merrick in the chair.

The roll was called with 119 members present.

Reps. Edmonds and Sutton were excused on verified illness.

Reps. Anthimides, Estes, Hedke and Kelley were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Loving God,
Thank You for this beautiful Spring day
and the privilege we have to enjoy it.
Today we begin what promises to be
a very busy week as our leaders finish
considering all the bills for this session.
For many, it is also Holy Week,
a time when we contemplate and remember
the way Your love played out for us.
On this Monday of Holy Week,
Your Word tells us that Jesus cursed the fig tree
which had the pretense of fruit, but bore no fruit.
In other words, the tree gave promise without performance.
In all the decisions that need to be made today
and the rest of the week,
help our leaders to work hard and diligently
so as to bear fruit, not just show a pretense of fruit,
and to perform on their promises to their constituents.
To do this, they need Your guidance, strength, wisdom and grace.
In Christ's Name I pray,
Amen.

The Pledge of Allegiance was led by Rep. Frownfelter.

INTRODUCTION OF GUESTS

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

I rise today to honor Oatville Elementary School from Haysville which has been recognized as a 2014 Blue Ribbon School.

The National Blue Ribbon Schools program has been recognizing great American schools since 1982. This award recognizes public and private elementary, middle and high schools based on their overall academic excellence or their progress in closing achievement gaps among student subgroups. Every year the Department of Education seeks out and celebrates great American schools like Oatville, schools demonstrating that all students can achieve to high levels. More than 7,500 of schools across the country have been presented with this coveted award. This award means that Oatville Elementary ranks in the top 5% of schools in the nation. Joining me today are: John Burke – USD 261 Superintendent; Teresa Tosh – Assistant Superintendent of Learning Services; Shane Dent – Oatville Elementary School Principal; Wendi Salyer – Oatville Elementary Teacher; Susan Walston – School Board President.

Please join me in congratulating one of Kansas' 2014 Blue Ribbon Schools!

Rep. Whitmer presented framed House certificates to the school officials.

INTRODUCTION OF GUESTS

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

Today I have the privilege of introducing to you the current Boys' 2A State Basketball Champions, from my hometown the St. John Tigers. The Tigers recently won their 3rd straight state championship in a row and went 26-0 on the year. They've now won 59 games in a row, which is only three victories short of an all-time Kansas state record.

Now I'd like to introduce to you the members of the St. John High School boys' basketball team. Freshmen team members are Connor Engel, Chase Fisher, Eddy Ibarra, Joel Ibarra, Keven Neri-Leon, Quincy Smith, and Braden Witt. Sophomores are Jorge Calleros, Derek Hacker, Mario Ibarra, Cole Kinnamon, Triston Long, Sammy Ramirez, Alexis Valenzuela, and Ryan Woodward. Juniors are Jeremy Crockett and Jacob Milton. Seniors are Gera Calleros and Dean Wade.

Managers are Christy Garcia, Audrey Mercer, Alexis Moss, Nick Schwein, and Nathan Ward.

Senior Dean Wade is rated the 109th best player in the nation and will be playing basketball at Kansas State University next year. Dean is the first Kansas player to be to be given a full scholarship to play at Kansas State University by Coach Bruce Weber. He was named as the best player in Kansas for the second straight year by Sports in Kansas.com. He was also named the Kansas Gatorade Player-of-the-Year. The Topeka Capital Journal and the Wichita Eagle picked Dean for First Team all-state two years in a row. Sophomore Cole Kinnamon was named First Team Class 2A by Sports in Kansas.com, and was picked to be on the second team Class 2A by the Topeka Capital Journal. The head coach of the Tigers is Clint Kinnamon and his assistant is Kurt Fairchild. Coach Clint Kinnamon was named Kansas Co-coach of the Year along with his brother Kurt Kinnamon by the Topeka Capital Journal. Coach Clint Kinnamon was named Coach of the Year of all classes by Sports in Kansas.com.

Gentlemen – You have defined yourselves through the giving of your best personal

effort. You have defined yourselves by coming together as a team. Working together for a common goal. You have defined yourselves by combining your individual talents, strengths and abilities without selfishness. This is what defines you.

With that being said I wish to congratulate the St. John Tigers Boys Basketball Team on their successful season.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills, appearing on the Calendar as "To Be Referred," were referred to committees as indicated:

Agriculture and Natural Resources: **SB 64**.

Corrections and Juvenile Justice: **SB 290**.

Elections: **SB 239**.

Federal and State Affairs: **SB 224**.

Taxation: **SB 31, SB 63, SB 280**.

Transportation: **SB 245, SB 271**.

MESSAGES FROM THE GOVERNOR

HB 2053 approved on March 25, 2015.

MESSAGES FROM THE SENATE

Announcing passage of **SB 133**.

The Senate concurs in House amendments to **SB 45, SB 108**.

Announcing passage of **HB 2124**, as amended by **S Sub for HB 2124; HB 2135**, as amended by **S Sub for HB 2135; Sub HB 2170**, as amended by **S Sub for Sub HB 2170; HB 2177**, as amended by **S Sub for HB 2177**.

Announcing passage of **HB 2055**, as amended; **HB 2111**, as amended; **HB 2155**, as amended; **Sub HB 2159**, as amended; **HB 2256**, as amended.

The Senate nonconcurrs in House amendments to **H Sub for SB 36**, requests a conference and has appointed Senators Powell, Kerschen, and Francisco as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 101**, requests a conference and has appointed Senators Longbine, Bowers and Hawk as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 154**, requests a conference and has appointed Senators Lynn, Wagle and Holland as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 156**, requests a conference and has appointed Senators Powell, Kerschen and Francisco as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 189**, requests a conference and has appointed Senators Love, Kerschen and Francisco as conferees on the part of the Senate.

Also, announcing adoption of **HCR 5016**.

Also, the Senate accedes to the request of the House for a conference on **HB 2183** and has appointed Senators Holmes, Fitzgerald and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB**

2042 and has appointed Senators Pilcher-Cook, O'Donnell and Kelly as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 52**, requests a conference and has appointed Senators Powell, Kerschen and Francisco as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 117**, requests a conference and has appointed Senators Longbine, Bowers and Hawk as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 240**, requests a conference and has appointed Senators Longbine, Bowers and Hawk as conferees on the part of the Senate.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bill was thereupon introduced and read by title:

SB 133.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **H Sub for SB 36**.

Speaker Merrick thereupon appointed Reps. Schwartz, Boldra and Victors as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 101**.

Speaker Merrick thereupon appointed Reps. Schwab, Bruchman and Houston as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 154**.

Speaker Merrick thereupon appointed Reps. Hutton, Mason and Frownfelter as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 156**.

Speaker Merrick thereupon appointed Reps. Schwartz, Boldra and Victors as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 189**.

Speaker Merrick thereupon appointed Reps. Schwartz, Boldra and Victors as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 52**.

Speaker Merrick thereupon appointed Reps. Schwartz, Boldra and Victors as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a

conference on **H Sub for SB 117**.

Speaker Merrick thereupon appointed Reps. Schwab, Bruchman and Houston as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 240**.

Speaker Merrick thereupon appointed Reps. DeGraaf, Kelly and Frownfelter as conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Johnson, the House nonconcurred in Senate amendments to **S Sub for HB 2101** and asked for a conference.

Speaker Merrick thereupon appointed Reps. Johnson, Thompson and Trimmer as conferees on the part of the House.

On motion of Rep. Schwartz to concur in Senate amendments to **S Sub for HB 2135**, Rep. Ryckman offered a substitute motion to nonconcur in Senate amendments to **S Sub for HB 2135** and that a conference committee be appointed. The substitute motion prevailed.

Speaker Merrick thereupon appointed Reps. Ryckman, Schwartz and Henry as conferees on the part of the House.

On motion of Rep. DeGraaf, the House nonconcurred in Senate amendments to **HB 2216** and asked for a conference.

Speaker Merrick thereupon appointed Reps. DeGraaf, Kelly and Frownfelter as conferees on the part of the House.

On motion of Rep. DeGraaf, the House nonconcurred in Senate amendments to **HB 2259** and asked for a conference.

Speaker Merrick thereupon appointed Reps. DeGraaf, Kelly and Frownfelter as conferees on the part of the House.

CHANGE OF CONFEREES

Speaker Merrick announced the appointment of Rep. Carmichael as a member of the conference committee on **SB 113** to replace Rep. Highberger.

BILLS STRICKEN FROM CALENDAR

In accordance with House Rule 1507, the following bills were stricken from the calendar for March 30, 2015: **SB 28, SB 51, H Sub for SB 54, SB 70, SB 72, SB 77, SB 93, SB 126, SB 142, SB 157, SB 183, H Sub for SB 184, SB 214**.

REPORT ON ENGROSSED BILLS

HB 2087, HB 2088, HB 2095, HB 2395 reported correctly engrossed March 26, 2015.

On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Tuesday, March 31, 2015.

MARCH 30, 2015

567

SUSAN W. KANNARR, *Chief Clerk.*

CHARLENE SWANSON, *Journal Clerk.*

