

Journal of the House

TWENTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 17, 2020, 11:00 a.m.

The House met pursuant to adjournment with Speaker Ryckman in the chair.
The roll was called with 118 members present.
Reps. Averkamp, Carmichael and Corbet were excused on verified illness.
Reps. Baker, Hodge, Ralph and Wheeler were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker,

Dear God,
at the start of this week,
help us to recognize You above all else.
Direct the actions of our leaders and keep them holy.
Guide and govern their hearts to make the best decisions
and carry out their work with Your grace and favor.
Keep their minds clear and focused on
all they need to achieve
and give them the wisdom to
overcome difficulties and find solutions.
May everything they do begin with Your inspiration
and continue with Your saving help.
May their work always find its origin
and completion in and through You.
Lord, please be with Susan and the Lewis family
in the passing of our dear friend and colleague, Greg Lewis.
What a great witness and example of a true man
full of Your grace, compassion, mercy and salvation.
He is now totally healed and has heard the words,
“well done, good and faithful servant,
welcome home.”
In Your Son’s Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Benson.

Speaker Ryckman addressed the House:

Today we pause for a moment of silence to honor our friend and colleague Greg Lewis who passed away earlier this morning after a courageous battle with cancer. We offer our condolences to his wife Susan and the entire family.

Let us pause now and remember him and his parting advice to us last February, “Enjoy each day, enjoy your family, your friends, your fellow legislators, but do not take yourself too seriously. Serve your District with a servant’s heart.

- This is the House of Representatives.
- This is not. . . this is not the house of self interest.
- This is not the house of special interest.
- This is the People’s House; long may it serve the People and this Great State of Kansas”

Please join in a moment of silence.

INTRODUCTION OF GUESTS

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

Recognized by the NAAE for his efforts as an outstanding agricultural educator, Anthony Meals, agriculture teacher at USD 384 – Blue Valley in Randolph, Kansas, is one of only six individuals nationwide to receive the National Association of Agricultural Educators Outstanding Early Career Teacher Award, presented at the 2019 NAAE annual convention in Anaheim, California.

In his five years at Blue Valley, Anthony has increased his program participation from 27% of the student body to 96%. Blue Valley, a rural, remote school district of 59 students boasts an FFA chapter ranked as the 20th largest in a state of over 200 chapters. Anthony incorporates the three circle model into his classroom, but he presents it to his students in a single package with various layers to personalize and deepen their agricultural experience.

There are four principles that guide Anthony's teaching philosophy: he is not the teacher, he wants to continue learning, he sees greatness and he builds community.

“If I don’t help students begin the process of relying on themselves to learn and self-teach then I am not setting them up for future success,” Meals said. “By engaging students in experiences that force reflection and deeper-level thinking, my hope is that students will create lasting connections between their heart, mind and hands.”

Students enrolled in Anthony's classes are able to choose a career pathway to follow, including Power, Structural and Technical Systems, Plant Systems, Animal Systems and Natural Resources. Experiential learning is involved both in and outside of the classroom through supervised agricultural experiences, service-learning projects and school-based enterprises. One school-based enterprise is the greenhouse, with three plant sales annually.

“Our recent partnership with the Blue Valley Art Club was to sell succulents in student made pottery,” Meals said. “It was a huge success and has opened the door to future innovative selling partnerships.”

Blue Valley produces excellent leaders and professionals. As is often the case, the success of this program would not be possible without community partnerships. Recently, a new \$1.8 million agricultural education center was built thanks to a community supported bond.

INTRODUCTION OF GUESTS

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

Leavenworth High School's Jr. ROTC program founded by Captain Huston in 1897, was one of the first in the nation. At that time, students were trained using broomsticks for guns, and drills were conducted in an old courthouse. Times have certainly changed.

Today the program is approaching 400 active cadets in a school of about 1200 students and regularly sends 2-3 and often more students to our esteemed military academies.

In 1961, Leavenworth High School established the first Ranger unit in the nation. Modeled after the elite Ranger units, this platoon performs missions with tactical objectives and seeks to train the most dedicated and elite cadets to do their best. The unit still exists today, called the Raiders, participating in many challenging activities.

Every year, Raider teams compete regionally and then come together at the National level in Molena, Georgia to determine the best of the best. In a field of 92 teams in the national competition, today I am honored to have with me the number one Raider team in the nation from Leavenworth High School.

It is unusual to have a public school like LHS which only has 1200 kids win this national championship. Part of the secret was having two of the individual winners. Cadet Captain Kanya Halle has won back-to-back top Female Raider nationally and Cadet Joseph Pervis won the top Male. I have certificates for them both.

I would be remiss if I didn't also introduce one of the big reasons that the Leavenworth High Raider team went from national champion runners-up for two years in a row to the number one team nationally: First Sergeant Codgil and female coach Ms. Mary Schwarz.

The Ranger Creed contains the statement "I accept the fact that as a Ranger my country expects me to move further, faster and fight harder than any other Soldier," and these young cadets have proven that they can indeed go faster, farther and harder than all other teams in the United States.

Please join me in congratulating them on this massive accomplishment.

Rep. Pittman presented framed House certificates to his guests.

INTRODUCTION OF GUESTS

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

I am proud to introduce the Winfield High School 2019 National Champions for Skills USA in Engineering, Technology & Design. The same team competed with their design in Entrepreneurship and took 2nd place in the nation. The students competed at Nationals in Urban Search and Rescue, placing 7th in the nation and are competing again this year.

At the Skills USA State Level they have placed 10 times which includes 3 first place finishes in Engineering projects.

They compete at the KU Engineering Design Challenge and last year won the Biomedical Engineering competition and received a \$3000 scholarship to the KU Engineering school.

The students also get the opportunity to work with business and industry through a \$600,000 Winfield Economic Development Grant received 5 years ago which enabled placement of a 5D printer for the classroom. A retired Aerospace Engineer works with the students 20 hours per week.

Congratulations to Allie BroadBeck, Lexi Wilson, Ashley Jarvis, Ciara Adams, Peter Stout, Nathan Seidel, Chris Norton, Barryck Heisler, Garrett James, Cameron Ferraro, Danny Ball and instructor Carey Keller.

Rep. Helmer presented her guests with a framed House certificate in honor of their accomplishments.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2709**.

Commerce, Labor and Economic Development: **HB 2701, HB 2702, HB 2703, HB 2704, HB 2705, HB 2706**.

Corrections and Juvenile Justice: **HB 2695, HB 2708**.

Education: **HB 2697**.

Energy, Utilities and Telecommunications: **HB 2710**.

Health and Human Services: **HB 2692, HB 2711, HB 2712**.

Judiciary: **HB 2693, HB 2699, HB 2700, HB 2707, HB 2713**.

Taxation: **HB 2691, HB 2694, HB 2696, HB 2698**.

CONSENT CALENDAR

No objection was made to **HB 2524** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

Objection was made to **HB 2490, HB 2527, HB 2528** appearing on the Consent Calendar; the bills were placed on the Calendar under the heading General Orders.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2524, AN ACT concerning motor carriers; relating to the state corporation commission's regulation of motor carriers; updating and repealing certain procedures for certificates of convenience and necessity and certificates of public service; repealing certain laws to conform to federal regulation; amending K.S.A. 66-1,105, 66-1,108, 66-1,110, 66-1,111, 66-1,112, 66-1,112g, 66-1,112j, 66-1,114, 66-1,114b, 66-1,116, 66-1,119 and 66-1,141 and repealing the existing sections; also repealing K.S.A. 66-1,118, 66-1,119a, 66-1,140 and 66-1,142d, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 0; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Arnberger, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Newland,

Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, K. Williams, Winn, Wolfe Moore, Woodard, Xu, Yeager.

Nays: None.

Present but not voting: None.

Absent or not voting: Awerkamp, Baker, Carmichael, Corbet, Hodge, Ralph, Wheeler.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2470**, **HB 2494**, **HB 2495** be passed.

Committee on **Judiciary** recommends **HB 2533** be passed.

Committee on **Judiciary** recommends **HB 2500** be amended on page 2, in line 33, after "attorney" by inserting "executed on or after July 1, 2020,";

Also on page 2, following line 35, by inserting:

"(g) The amendments made to this section by this act apply prospectively and shall not affect the validity of a power of attorney executed prior to July 1, 2020.";

Also on page 2, in line 39, after "principal" by inserting "and acknowledged in the manner prescribed by K.S.A. 53-501 et seq., and amendments thereto";

On page 3, in line 8, by striking all after "(4)"; by striking all in line 9; in line 10, by striking "(5)";

On page 4, in line 10, after "K.S.A." by inserting "39-1402 or"; in line 33, by striking "require" and inserting "request and rely upon a certification by"; also in line 33, by striking "to provide a certification" and inserting ", provided"; in line 34, after "perjury" by inserting a comma; in line 36, after "(3)" by inserting "request and rely upon an opinion of the third person's counsel as to any matter of law concerning the power of attorney if the third person provides in a writing or other record the reason for the request;

(4)";

On page 5, in line 8, after "attorney" by inserting "acknowledged in the manner prescribed by K.S.A. 53-501 et seq., and amendments thereto,"; in line 16, after "certification" by inserting ", an opinion of counsel"; in line 20, after "certification" by inserting "or an opinion of counsel"; in line 23, after "K.S.A." by inserting "39-1402 or"; in line 27, after "attorney" by inserting "acknowledged in the manner prescribed by K.S.A. 53-501 et seq., and amendments thereto,"; in line 31, after the second "attorney" by inserting "if the court determines the third person did not act in good faith";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2521** be amended on page 3, in line 37, by striking "athlete";

On page 8, in line 42, after the first "the" by inserting "student"; also in line 42, by striking "agent";

On page 9, in line 20, by striking "CALCELLTION" and inserting "CANCELLATION";

On page 10, in line 41, after "registered" by inserting "with";

On page 11, in line 7, after "athlete" by inserting "agent";

On page 12, by striking all in lines 32 through 34; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Parker to replace Rep. Carmichael on Committee on Judiciary on February 17, 2020.

Also, the appointment of Rep. Finney to replace Rep. Carmichael on Committee on Corrections and Juvenile Justice on February 17, 2020.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, February 18, 2020.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

