

# Journal of the House

## FIRST DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
Monday, January 8, 2001, 2:00 p.m.

This being the day fixed by the Constitution of the State of Kansas for the assembling of the 2001 session of the legislature, the House of Representatives was called to order at 2:00 p.m. by Janet Chubb, Assistant Secretary of State.

Prayer by the Rev. Helen C. Svoboda-Barber, Curate, Grace Episcopal Cathedral, Topeka:

Holy God,  
as we assemble today  
to begin our work as this 2001 House of Representatives  
we welcome you into this place.  
We welcome you into this building.  
May your presence in the state house  
be reflected by a gentleness of spirit among all of us.  
We welcome you onto this floor.  
May your presence on the 3rd floor  
be reflected by a willingness to work together  
for what is best for this state.  
We welcome you into this room.  
May your presence in this house  
be reflected by decorum  
and respect for one another.  
And we welcome you into our own hearts.  
May your presence within each of us  
be reflected by tolerance, forgiveness  
and a sense of community among us all.  
In God's Name - Amen.

The Pledge of Allegiance was led by Rep. Stone.

Assistant Secretary of State Janet Chubb announced the appointment of Janet Jones as temporary Chief Clerk of the House.

**STATE OF KANSAS  
OFFICE OF  
SECRETARY OF STATE**

I, RON THORNBURGH, Secretary of State, do hereby certify that the following persons were elected members of the House of Representatives of the State of Kansas for a two-year term beginning on the second Monday of January, A.D. 2001.

IN TESTIMONY WHEREOF, I hereto set my hand and cause to be affixed my official seal. Done at the city of Topeka this 1st day of December, A.D. 2000.

RON THORNBURGH  
*Secretary of State*  
JANET CHUBB  
*Assistant Secretary of State*

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

State of Kansas, County of Shawnee, ss:

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

*District*

- 1st—Doug Gatewood
- 2nd—Robert “Bob” Grant
- 3rd—R.J. Wilson
- 4th—Andrew Howell
- 5th—Bill Feuerborn
- 6th—Jene Vickrey
- 7th—Gene O’Brien
- 8th—Jerry D. Williams
- 9th—Stanley E. Dreher Jr.
- 10th—Ralph M. Tanner
- 11th—Jim D. Garner
- 12th—C. Frank Miller
- 13th—Mary Compton
- 14th—Daniel A. Williams
- 15th—John M. Toplikar
- 16th—Karen DiVita
- 17th—Lisa L. Benlon
- 18th—Mary Pilcher Cook
- 19th—Phil Kline
- 20th—Gerry Ray
- 21st—Dean Newton
- 22nd—Sue Storm
- 23rd—Judy Morrison
- 24th—Robert “Bob” Tomlinson
- 25th—Al Lane
- 26th—Larry L. Campbell
- 27th—Ray Merrick
- 28th—Doug Patterson
- 29th—Patricia Lightner
- 30th—David C. Huff
- 31st—Bonnie Sharp
- 32nd—Rick Rehorn
- 33rd—Tom Burroughs
- 34th—Valdenia C. Winn
- 35th—Broderick T. Henderson
- 36th—Doug Spangler
- 37th—Bill Reardon
- 38th—Margaret E. Long
- 39th—Ray L. Cox
- 40th—L. Candy Ruff
- 41st—Marti Crow
- 42nd—Kenny A. Wilk
- 43rd—John D. Ballou
- 44th—Barbara W. Ballard
- 45th—Tom Sloan

*District*

- 46th—Troy Findley
- 47th—Lee Tafanelli
- 48th—Jerry Henry
- 49th—Dennis D. Pyle
- 50th—Becky J. Hutchins
- 51st—Cindy Hermes
- 52nd—Lana Gordon
- 53rd—Dixie E. Toelkes
- 54th—Doug Mays
- 55th—Annie Kuether
- 56th—Nancy Kirk
- 57th—Vaughn L. Flora
- 58th—Rocky Nichols
- 59th—Joe D. Humerickhouse
- 60th—Lloyd A. Stone
- 61st—Verlyn D. Osborne
- 62nd—Kent Glasscock
- 63rd—Bruce F. Larkin
- 64th—Kathe Lloyd
- 65th—Bill Levinson
- 66th—Jeff Peterson
- 67th—Jerry L. Aday
- 68th—Shari Weber
- 69th—Deena L. Horst
- 70th—Donald L. Dahl
- 71st—Carol Edward Beggs
- 72nd—Garry G. Boston
- 73rd—Clark Shultz
- 74th—Carl C. Krehbiel
- 75th—William G. Mason
- 76th—Peggy L. Long
- 77th—Peggy R. Palmer
- 78th—Judy Showalter
- 79th—Joe D. Shriver
- 80th—Bill McCreary
- 81st—Ted Powers
- 82nd—Don V. Myers
- 83rd—Jo Ann Pottorff
- 84th—Jonathan “Joe” Wells
- 85th—Anthony J. Powell
- 86th—Judith Loganbill
- 87th—Bonnie J. Huy
- 88th—Gwen Welshimer
- 89th—Ruby Gilbert
- 90th—Steve Huebert

*District*

91st—Brenda K. Landwehr  
 92nd—Nile Dillmore  
 93rd—Daniel J. Thimesch  
 94th—Joe McLeland  
 95th—Melany Barnes  
 96th—Willa DeCastro  
 97th—Dale A. Swenson  
 98th—Geraldine Flaharty  
 99th—Todd Novascone  
 100th—Carlos Mayans  
 101st—Mary Kauffman  
 102nd—Janice L. Pauls  
 103rd—Thomas Klein  
 104th—Michael R. O’Neal  
 105th—Richard Alldritt  
 106th—Sharon J. Schwartz  
 107th—Joann Lee Freeborn  
 108th—Dennis McKinney

*District*

109th—Clay Aurand  
 110th—Dan Johnson  
 111th—Eber E. Phelps  
 112th—John T. Edmonds  
 113th—Bob Bethell  
 114th—Melvin G. Minor  
 115th—Melvin J. Neufeld  
 116th—Ethel M. Peterson  
 117th—Larry R. Powell  
 118th—Ralph Ostmeyer  
 119th—Laura McClure  
 120th—John M. Faber  
 121st—James F. Morrison  
 122nd—Gary K. Hayzlett  
 123rd—Ward Loyd  
 124th—Bill Light  
 125th—Carl Dean Holmes

Subscribed and sworn to, or affirmed, before me this 8th day of January, 2001.

ROBERT DAVIS  
*Justice of the Supreme Court*

Nominations being in order for Speaker, Rep. Bethell nominated Rep. Kent Glasscock for Speaker of the House. There being no further nominations, Rep. Garner moved the nominations be closed, and that the temporary clerk be instructed to cast a unanimous ballot for Rep. Glasscock as Speaker of the House of Representatives. The motion prevailed.

Assistant Secretary of State Janet Chubb requested Rep. Glasscock to approach the bar for the oath of office.

Speaker-elect Glasscock subscribed to the following oath of office, which was administered by Justice Davis:

State of Kansas, County of Shawnee, ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker of the House of Representatives, so help me God. Subscribed and sworn to before me, this 8th day of January, 2001.

ROBERT DAVIS  
*Justice of the Supreme Court*

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

The Founding Fathers of our country staked their lives—and their destinies—on an undecided experiment in popular government, to prove to a skeptical world that people could govern themselves.

These Founders succeeded. They harvested the fields of democracy and passed through the generations the fruits of that harvest.

The first generation of Kansans, staked their lives, their destinies to forge a state of freedom in a season of great uncertainty, in the midst of the blood and fire of war. They, too, succeeded, and God blessed this state with men and women who had the courage to build a Kansas of humanity and hope. The names of many such Kansans fittingly grace the walls of this Representative Hall.

These Kansans had a long view of our state’s future. They understood that the heritage of our state and the judgment of history would rest not on the harvest reaped in their time, but rather on the seeds sown for all time.

Instinctively, they knew what William Jennings Bryan later knew, that "Destiny is not a matter of chance; it is a matter of choice. It is not something to be waited for, but rather something to be achieved."

Upon those of us in this hall falls the burden of governance. While Kansans go about their everyday lives, knowing the joys and challenges of ordinary living, we here, will bear responsibility for the destiny of Kansas. While most Kansans do not know we are at work, we and our families will make the sacrifices and accept the trials necessary for governance.

At issue will be the state's future. Will we allow our destiny to be a matter of chance, or a matter of choice? Will we wait for our future, or achieve it? At issue will not simply be today's challenges of educating our children or enhancing the economy or serving the elderly. At issue will be preparing our generation and the next generation of Kansans—including my nearly year-old son, Creighton—to prosper in an environment of technological change the likes of which none of us can dream. Also at issue will be bracing ourselves for an unprecedented transformation in Kansas—and America—with the aging of my generation.

I believe, we will, like our forefathers, exercise the long view of our destiny, not the myopic view of our next election. We will not simply reap this season's legislative harvest, but rather will sow the seeds of success for my son's generation and his son's generation.

Heaven has given us this gift of Kansas. Let us govern it for our children's children, cherish it for posterity, and proclaim through our deliberations that the destiny of Kansas is one of optimism and success, one of humanity and hope.

It has been said the test of greatness is the page of history. The names on these walls are the names of greatness; their page of history has been written. As we convene this legislative session, let us honor their legacy. But in so doing, let us - as Republicans and Democrats, Kansans all, with equal voice and respect—commit together to turn the page of Kansas history and write a new chapter of greatness.

May God Bless this House. And God Bless Kansas.

Speaker Glasscock was presented with the gavel by Assistant Secretary of State Janet Chubb and assumed the chair.

Speaker Glasscock announced the appointment of Janet Jones as Chief Clerk and Howard Docker as Sergeant-at-Arms of the House of Representatives.

Nominations being in order for Speaker pro tem, Rep. Bethell nominated Rep. Clay Aurand for Speaker pro tem. There being no further nominations, Rep. McKinney moved the nominations be closed and that the Chief Clerk be instructed to cast a unanimous ballot for Rep. Aurand as Speaker pro tem of the House of Representatives. The motion prevailed.

Speaker Glasscock requested Rep. Aurand approach the bar for the oath of office which was administered by Justice Davis:

State of Kansas, County of Shawnee, ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker pro tem of the House of Representatives, so help me God. Subscribed and sworn to before me, this 8th day of January, 2001.

ROBERT DAVIS  
*Justice of the Supreme Court*

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

Thank you Justice Davis, Mr. Speaker:

To my colleagues, let me say that I am truly grateful for the honor and privilege you have bestowed upon me.

Since the founding of our country, legislators have served for the same primary reason.

They, like each of us here today, sought to improve their nation, their state and their community for the benefit of their friends, their neighbors and their families.

So it is with me. When I first entered this chamber, I was looking to make changes that moved toward what I believed to be the ideal society for my wife Gina and I to live in.

Six years and three daughters later, I wonder what the effects of our legislative wisdom will be as Lexia, Lanessa and Lasandra grow into adulthood.

How will our efforts shape the next 100 years? After all, it is entirely possible that one or all of my girls could see the dawn of the 22nd Century.

Will this body's vision of the role of government in their lives achieve the right balance? Will we adequately protect them from crime, while maintaining their civil liberties? Will we provide them an adequate education, maintain a sound infrastructure and protect their environment, without overburdening them with taxes? Will we afford them the opportunity to rise as far as their ambition, talents and skills will allow? Will we, while shaping a government for future Kansans, be mindful of the past and what has brought us to this point?

Our Founding Fathers envisioned a nation that was grounded in limited government and individual freedoms. The Founders understood that it is the people and not the government that is to be empowered. Their overriding concern was to keep government in check while individuals pursued their hopes and dreams.

Thomas Jefferson said, "the natural progress of things is for liberty to yield and government to gain ground." We would do well to heed his warning. For there is a tendency to be so concerned with protecting our constituents from any harm, that we overcompensate by passing laws that protect them from themselves. And in doing so, we diminish, imperceptibly perhaps, a portion of their freedom.

Since first being elected, I have learned that it's not important what legislative victories that I personally achieve. Rather, it is which direction this House collectively moves that is most relevant to the future. For the next two years, we will be challenged with many issues and concerns and it is our responsibility to address them without disrupting the delicate balance of laws and liberty our Founders created.

There is no place or time in the history of the world that I would rather be than in Kansas today. It is my hope that years from now, my grandchildren will be able to say the same. To that end, I pledge to work with all of you to help build a legacy of which both my family and yours will be proud.

Speaker Glasscock asked for announcements from the party caucuses:

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

- (1) Majority Leader, Representative Shari Weber
- (2) Assistant Majority Leader, Representative John Ballou
- (3) Majority Whip, Representative Patricia Lightner
- (4) Caucus Chairperson, Representative Bob Bethell

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

Thank you, Mr. Speaker, Distinguished Colleagues and Special Guests:

A few years ago I came to this chamber (for the first time) on the 2nd Monday in January, to stand with many of you and swear to uphold our duly elected office in this House of Representatives. Rarely in my life have I been touched with such responsibility or an awesome awareness of the duty to which I was elected, than when we stand in this chamber during the swearing-in ceremony. As the days and weeks of the legislative session will pass... we will grow in understanding of both the process and the people we represent as well as those we work with here. It was and is a learning experience.

In the 1920's, Dwight David Eisenhower, one of our very notable Kansans and the 34th President of the United States delivered these words. "...Always try to associate yourself closely with and learn as much as you can from those who know more than you, who do better than you, who see more clearly than you. Don't be afraid to reach upward. Apart from the rewards of friendship, the association might pay off at some unforeseen time - (however) that is only an accidental by-product. The important thing is that the learning will make you a better person." I believe that the learning which occurs here will make us better people. People who learn from one another, and use this life-long learning experience do a better job of serving their constituents.

It is my privilege to learn with all of you, to communicate with one another in respectful dialogue; to commit to the hard work required to fulfill our legislative responsibilities; and to come to consensus about what is good public policy for Kansas. Each of us has assigned tasks - they are part of our life-long learning experience. That learning experience is an important part of serving in the Legislature each day. Citizenship has taken on the meaning of learning...learning to be a better person in order to serve the constituents who elected us.

I thank the members of the Republican Caucus for the opportunity and the honor to serve as Majority Leader. I appreciate the trust you place in me to organize our House and I ask you to partner with me in this life-learning experience to make a better Kansas.

There are challenges ahead of us, but I think this legislature is up to the learning task. Minority Leader Garner, we look forward to working with you and your caucus in meeting the challenges of the 2001 Legislative Session.

Thank you.

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

- (1) Minority Leader, Representative Jim Garner
- (2) Assistant Minority Leader, Representative Dennis McKinney
- (3) Minority Whip, Representative Eber Phelps
- (4) Caucus Chairperson, Representative Barbara Ballard
- (5) Agenda Chairperson, Representative Marti Crow
- (6) Policy Chairperson, Representative Troy Findley

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

It's a beautiful day.

It is the time when we join together as representatives of the people of Kansas to engage in that great experiment called democracy. We come from different regions and with difference life experiences, backgrounds, and economic status.

We come together to determine our priorities as a people—as Kansans.

If we are successful, our work in this chamber will reflect the will of the people of Kansas, their dreams and desires for our state.

It is a proud day.

Many of us have family looking on from the gallery and they are proud of our accomplishment. Many of us also will be thinking of loved ones who are no longer with us. We have faith that they, too, are sharing in this special day.

We each have our reasons for choosing to be involved in public service as elected officials. My reasons go back directly to my grandfather. He shared many stories with me about his life as a struggling young father trying to raise three kids during the height of the Great Depression. He shared that President Roosevelt offered hope and the government stepped in to provide jobs for my grandfather and his neighbors. The lesson I learned from my grandfather was that government does impact the daily lives of real people.

As we go about our work in this chamber, be sure to remember the people you met while going door-to-door last fall. Be conscious of how your actions, how your vote here, impacts those folks' lives.

As we go about our work here in this chamber, let's be guided by some common shared values.

A belief in community and a recognition that all have a role to play in our society and should be welcome to do so.

A commitment to the principle of equal opportunity for all to make the most of their God-given talents and abilities.

An expectation of responsibility from all and a resolve to making sure families have the tools they need to succeed.

I want to thank each member of the House Democratic caucus for the support and the trust you have given me. It is a great honor to serve as leader of our caucus. I will work hard to uphold this trust.

Mr. Speaker, on behalf of our caucus, I offer congratulations on your election to this new position. We wish you well as you serve the people of our state as Speaker.

House Democrats stand ready and willing to work with anyone to promote public policies that will build a better Kansas. We welcome and look forward to opportunities for bipartisan solutions. Kansans want progress, not partisanship.

We must do our job, though, and that means not being a bit bashful to hold the party in power accountable and to call attention when the majority party is heading in the wrong direction.

Mr. Speaker, members of the House, the Democrats are excited about being a part of the Kansas legislature and we are eager to do our part to build a better Kansas.

Speaker Glasscock announced that the remarks by the elected leadership are hereby ordered spread upon the journal.

The roll was called with 125 members present.

Speaker Glasscock announced committee assignments for the 2001-2002 session.

#### **STANDING COMMITTEES OF THE HOUSE LEGISLATIVE SESSION, 2001**

**Agriculture:** Johnson, Chairperson; Dahl, Vice-chairperson; Compton, Faber, Freeborn, Hayzlett, Hutchins, Light, Miller, Ostmeyer, Schwartz.

Thimesch, Ranking Minority Member; Feuerborn, Flora, Larkin, O'Brien, Showalter.

**Appropriations:** Wilk, Chairperson; Neufeld, Vice-chairperson; Bethell, Campbell, Hermes, Kline, Landwehr, Light, McCreary, J. Peterson, Pottorff, Schwartz, Shultz, Stone, Toplikar.

Nichols, Ranking Minority Member; Ballard, Feuerborn, Henry, Klein, Minor, Shriver, Spangler.

**Business, Commerce and Labor:** Lane, Chairperson; P. Long, Vice-chairperson; Aday, Ballou, Beggs, Humerickhouse, Johnson, Kauffman, Miller, Novascone, Patterson, Swenson.

Ruff, Ranking Minority Member; Barnes, Grant, Henderson, Levinson, Rehorn, Welshimer.

**Calendar and Printing:** Weber, Chairperson; Glasscock, Vice-chairperson; Aurand, Ballou. Garner, Ranking Minority Member; Crow, McKinney.

**e-Government:** Horst, Chairperson; Faber, Vice-chairperson; Cook, Holmes, Lane, McLeland, Jim Morrison, Stone, Tafanelli.

Gatewood, Ranking Minority Member; Alldritt, Burroughs, Henderson, Levinson, Wilson.

**Environment:** Freeborn, Chairperson; Myers, Vice-chairperson; Aurand, Hutchins, Johnson, Light, Merrick, J. Peterson, Powers, Schwartz, Sloan.

Flora, Ranking Minority Member; Larkin, McClure, McKinney, Thimesch, Wells.

**Ethics and Elections:** T. Powell, Chairperson; Powers, Vice-chairperson; Hermes, Huebert, Huff, Mayans, Jim Morrison, Ray, Toplikar.

Alldritt, Ranking Minority Member; Barnes, Findley, Gilbert, Welshimer, Wilson.

**Federal and State Affairs:** Mays, Chairperson; Hutchins, Vice-chairperson; Benlon, Cook, Cox, Dahl, Edmonds, Faber, Freeborn, Mason, McLeland, Judy Morrison, Novascone, T. Powell, D. Williams.

Rehorn, Ranking Minority Member; Barnes, Burroughs, Gilbert, Henderson, E. Peterson, Ruff, Wilson.

**Financial Institutions:** Cox, Chairperson; Humerickhouse, Vice-chairperson; Boston, Dreher, Kauffman, McCreary, Merrick, Tomlinson, Vickrey.

Burroughs, Ranking Minority Member; Gatewood, Grant, Minor, Sharp, Toelkes.

**Fiscal Oversight:** Holmes, Chairperson; Ballou, Vice-chairperson; Boston, Edmonds, Horst, O'Neal, Tanner, Tomlinson, Wilk.

Shriver, Ranking Minority Member; Burroughs, Dillmore, Loganbill, Winn.

**Health and Human Services:** Boston, Chairperson; Jim Morrison, Vice-chairperson; DeCastro, Gordon, Landwehr, Lightner, P. Long, Merrick, Palmer, Patterson, T. Powell, Swenson.

Showalter, Ranking Minority Member; Flaharty, Kirk, Storm, Wells, Welshimer.

**Higher Education:** Benlon, Chairperson; Krehbiel, Vice-chairperson; Cook, Gordon, Horst, Lane, McLeland, Pottorff, Sloan, Tafanelli, Tanner.

Storm, Ranking Minority Member; Kuether, Phelps, Reardon, Wells, Winn.

**Insurance:** Tomlinson, Chairperson; Dreher, Vice-chairperson; Boston, Edmonds, Huff, Humerickhouse, Huy, Mayans, McCreary, Ostmeyer, Vickrey.

Kirk, Ranking Minority Member; Grant, O'Brien, Phelps, Sharp, Toelkes.

**Interstate Cooperation:** Aurand, Chairperson; Weber, Vice-chairperson; Ballou, Glasscock.

Ranking Minority Member;

**Judiciary:** O'Neal, Chairperson; Loyd, Vice-chairperson; DeCastro, DiVita, Howell, Lloyd, P. Long, Judy Morrison, Newton, Patterson, Shultz, Swenson, D. Williams.

Pauls, Ranking Minority Member; Crow, Dillmore, Flaharty, Klein, Rehorn, Ruff, Shriver.

**K-12 Education:** Tanner, Chairperson; Lloyd, Vice-chairperson; Benlon, DeCastro, DiVita, Faber, Gordon, Horst, Huebert, Mason, Jim Morrison, Ostmeyer, Ray, Tomlinson, D. Williams.

Reardon, Ranking Minority Member; Alldritt, Crow, Flaharty, E. Peterson, Phelps, Storm, Wells.

**Kansas Futures:** Mayans, Chairperson; Bethell, Vice-chairperson; DiVita, Horst, Huff, Krehbiel, Lane, Miller, O'Neal, Ray, Sloan.

Sharp, Ranking Minority Member; McClure, O'Brien, Toelkes, J. Williams, Winn.

**Local Government:** Ray, Chairperson; Campbell, Vice-chairperson; Dahl, Hayzlett, Hermes, Kauffman, Miller, Palmer, Toplikar.

Gilbert, Ranking Minority Member; Barnes, Minor, E. Peterson, Showalter, Storm.

**New Economy:** Mason, Chairperson; Aday, Vice-chairperson; Beggs, Compton, Cox, Gordon, Huebert, Novascone, Osborne.

Kuether, Ranking Minority Member; Findley, Loganbill, M. Long, Welshimer, Winn.

**Taxation:** Edmonds, Chairperson; Huff, Vice-chairperson; Cook, Howell, Hutchins, Mays, Newton, Osborne, Palmer, L. Powell, T. Powell, Powers, Pyle, Tafanelli, Vickrey.

Larkin, Ranking Minority Member; Findley, Flora, Gatewood, Gilbert, Kirk, Sharp, Wilson.

**Tourism:** Beggs, Chairperson; Palmer, Vice-chairperson; Aday, Ballou, Campbell, Huy, Mason, Myers, Novascone, Osborne, J. Peterson.

E. Peterson, Ranking Minority Member; Henderson, Levinson, Loganbill, M. Long, McClure.

**Transportation:** Hayzlett, Chairperson; Vickrey, Vice-chairperson; Aday, Ballou, Beggs, Compton, Dreher, Howell, Humerickhouse, Huy, Kauffman, Osborne, L. Powell, Powers, Pyle.

Grant, Ranking Minority Member; Dillmore, Larkin, Levinson, M. Long, McKinney, Pauls, Thimesch.

**Utilities:** Holmes, Chairperson; Sloan, Vice-chairperson; Compton, Dahl, Dreher, Huy, Krehbiel, Lightner, Loyd, McLeland, Merrick, Judy Morrison, Myers.

McClure, Ranking Minority Member; Dillmore, Kuether, Loganbill, M. Long, O'Brien, Toelkes, J. Williams.

**Agriculture and Natural Resources Budget:** Schwartz, Chairperson; Holmes, McCreary, Myers.

Flora, Ranking Minority Member;

**Education and Legislative Budget:** Shultz, Chairperson; Rep Light, Newton, Tanner, Toplikar, Wilk.

Reardon, Ranking Minority Member;



**General Government and Human Resources Budget:** Pottorff, Chairperson; Ostmeyer, Stone, Tafanelli.

Kuether, Ranking Minority Member;

**Public Safety Budget:** Kline, Chairperson; Campbell, Huebert, Lloyd,

Gatewood, Ranking Minority Member;

**Social Services Budget:** Neufeld, Chairperson; Bethell, Landwehr, Lightner, L. Powell, Pyle.

J. Williams, Ranking Minority Member;

**Tax, Judicial and Transportation Budget:** J. Peterson, Chairperson; Hermes, Loyd.

Alldritt, Ranking Minority Member;

#### INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Weber, **HR 6001**, by Reps. Glasscock and Garner, as follows, was introduced and adopted:

HOUSE RESOLUTION No. 6001—

A RESOLUTION relating to the organization of the House of Representatives.

*Be it resolved by the House of Representatives of the State of Kansas:* That the Chief Clerk of the House of Representatives notify the Senate that the House is organized with the following officers:

Kent Glasscock, speaker,

Clay Aurand, speaker pro tem,

Shari Weber, majority leader,

Jim Garner, minority leader,

Janet Jones, chief clerk,

Howard Docker, sergeant at arms,

and awaits the pleasure of the Senate.

#### INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Weber, **HR 6002**, by Reps. Glasscock and Garner, as follows, was introduced and adopted:

HOUSE RESOLUTION No. 6002—

A RESOLUTION relating to assignment of seats of the House of Representatives.

*Be it resolved by the House of Representatives of the State of Kansas:* That the speaker be assigned seat No. 3; the speaker pro tem be assigned seat No. 2; the majority leader be assigned seat No. 4; the minority leader be assigned seat No. 5; and the remaining members of the house be assigned the following seats: Aday 44, Alldritt 56, Ballard 55, Ballou 14, Barnes 96, Beggs 105, Benlon 119, Bethell 107, Boston 26, Burroughs 60, Campbell 46, Compton 62, Cook 110, Cox 116, Crow 16, Dahl 83, DeCastro 89, Dillmore 77, DiVita 102, Dreher 106, Edmonds 50, Faber 90, Feuerborn 20, Findley 17, Flaharty 95, Flora 51, Freeborn 61, Gatewood 59, Gilbert 18, Gordon 49, Grant 124, Hayzlett 27, Henderson 75, Henry 22, Hermes 65, Holmes 88, Horst 31, Howell 111, Huebert 80, Huff 103, Humerickhouse 43, Hutchins 42, Huy 108, Johnson 121, Kauffman 91, Kirk 78, Klein 70, Kline 120, Krehbiel 48, Kuether 52, Landwehr 25, Lane 115, Larkin 7, Levinson 33, Light 85, Lightner 97, Lloyd 63, Loganbill 54, M. Long 114, P. Long 87, Loyd 29, Mason 69, Mayans 30, Mays 81, McClure 93, McCreary 92, McKinney 6, McLeland 86, Merrick 113, Miller 112, Minor 40, Jim Morrison 99, Judy Morrison 100, Myers 24, Neufeld 11, Newton 117, Nichols 76, Novascone 98, O'Brien 125, O'Neal 13, Osborne 68, Ostmeyer 82, Palmer 101, Patterson 66, Pauls 94, E. Peterson 34, J. Peterson 9, Phelps 36, Pottorff 15, L. Powell 84, T. Powell 79, Powers 23, Pyle 123, Ray 45, Reardon 19, Rehorn 71, Ruff 72, Schwartz 10, Sharp 57, Showalter 58, Shriver 74, Shultz 64, Sloan 118, Spangler 8, Stone 47, Storm 53, Swenson 122, Tafanelli 67, Tanner 41, Thimesch 39, Toelkes 35, Tomlinson 12, Toplikar 28, Vickrey 109, Wells 21, Welshimer 32, Wilk 1, D. Williams 104, J. Williams 38, Wilson 37 and Winn 73.

The first three seats south of the center aisle in the last row are reserved for the sergeants at arms.

**INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS**

On emergency motion of Rep. Weber, **HR 6003**, by Reps. Glasscock and Garner, as follows, was introduced and adopted:

HOUSE RESOLUTION No. 6003—

A RESOLUTION relating to the rules of the House of Representatives for the 2001-2002 biennium.

*Be it resolved by the House of Representatives of the State of Kansas:* That except as otherwise hereinafter provided, the rules of the House of Representatives for the 1999-2000 biennium in effect at the time of adjournment sine die of the 2000 regular session of the legislature shall constitute the temporary rules of the House of Representatives for the 2001 regular session until permanent rules are adopted; and

*Be it further resolved:* That Rule 1101 of the biennium shall be amended to read as follows and shall constitute a temporary rule of the House until a permanent rule is adopted.

**Rule 1101. Standing Committees; Names and Members.** The standing committees of the House shall be the following and have the number of members indicated for each:

1. Agriculture .....	17
2. Appropriations .....	23
3. Business, Commerce and Labor .....	<del>17</del> 19
4. Calendar and Printing .....	7
<del>5. Economic Development.....</del>	<del>17</del>
<del>6.</del> 5. Education .....	23
<del>6.</del> <i>E-Government</i> .....	15
7. Environment .....	17
8. <i>Ethics and Elections</i> .....	15
<del>8.</del> 9. Federal and State Affairs .....	23
<del>9.</del> 10. Financial Institutions .....	<del>17</del> 15
<del>10.</del> 11. Fiscal Oversight.....	14
<del>11.</del> <i>Governmental Organization and Elections</i> .....	17
12. Health and Human Services .....	17
13. <i>Higher Education</i> .....	17
<del>13.</del> 14. Insurance.....	17
<del>14.</del> 15. Interstate Cooperation .....	7
<del>15.</del> 16. Judiciary .....	21
17. <i>Kansas Futures</i> .....	17
<del>16.</del> 18. Local Government.....	<del>17</del> 15
19. <i>New Economy</i> .....	15
<del>17.</del> 20. Rules and Journal .....	5
<del>18.</del> 21. Taxation .....	23
<del>19.</del> 22. Tourism .....	17
<del>20.</del> 23. Transportation .....	23
<del>21.</del> 24. Utilities.....	<del>17</del> 21

*Be it further resolved:* That Rule 1105 of the biennium shall be amended to read as follows and shall constitute a temporary rule of the House until a permanent rule is adopted.

**Rule 1105. Budget Committees.** (a) There is hereby created the following budget committees of the committee on appropriations which shall have the number of members indicated for each:

1. Agriculture and natural resources budget committee .....	5 7
2. Education and legislative budget committee .....	9
3. General government and human resources budget committee.....	7
4. Public safety budget committee .....	5 7
5. Social services budget committee .....	9
6. Tax, judicial and transportation budget committee.....	5

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall designate the number of members of each budget committee who are not members of the committee on appropriations and shall appoint the members of each budget committee who are not members of the committee on appropriations. The chairperson of the committee on appropriations shall appoint the members of each budget committee who are members of the committee on appropriations. The Speaker shall appoint the chairperson of each budget committee. The Speaker may remove or replace at any time any budget committee chairperson or any member of such committee appointed by the Speaker.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations. Budget committees may recommend but are not authorized to introduce bills or resolutions.

(d) Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a *et seq.*

#### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following prefiled bills were introduced and read by title:

**HB 2001.** An act authorizing establishment of the Northwest Kansas technical college; amending K.S.A. 2000 Supp. 72-4412 and repealing the existing section, by Representative Jim Morrison.

**HB 2002.** An act concerning wildlife; relating to prohibition of certain birds from this state; amending K.S.A. 32-956 and repealing the existing section, by Representative Gatewood.

**HB 2003.** An act concerning children; relating to children in need of care; amending K.S.A. 38-1563 and repealing the existing section, by Representative Stone.

**HB 2004.** An act concerning information technology projects of state agencies; amending K.S.A. 2000 Supp. 75-7210 and repealing the existing section, by Joint Committee on Information Technology.

**HB 2005.** An act concerning tax increment financing; reorganization thereof; amending K.S.A. 12-1772 and K.S.A. 2000 Supp. 12-1770, 12-1770a, 12-1771, 12-1771a, 12-1771b, 12-1771c, 12-1771d, 12-1773, 12-1774, 12-1774a, 12-1775, 19-101a, 74-5093, 79-3620, 79-3620b and 79-3710 and repealing the existing sections; also repealing K.S.A. 2000 Supp. 12-1774b, by Joint Committee on Economic Development.

**HB 2006.** An act relating to sales taxation; exempting certain purchases by or on behalf of certain water districts therefrom; amending K.S.A. 2000 Supp. 79-3606 and repealing the existing section, by Special Committee on Assessment and Taxation.

**HB 2007.** An act relating to sales taxation; concerning the provision of certain information by the director of taxation to local governments relating thereto; amending K.S.A. 2000 Supp. 12-189 and repealing the existing section, by Special Committee on Assessment and Taxation.

**HB 2008.** An act concerning property taxation; providing exemptions for certain property, by Special Committee on Utilities.

**HB 2009.** An act concerning property taxation; providing exemptions for certain property, by Special Committee on Utilities.

**HB 2010.** An act concerning property taxation; relating to certain exemptions; amending K.S.A. 2000 Supp. 79-201 and repealing the existing section, by Special Committee on Utilities.

**HB 2011.** An act concerning certain ethyl alcohol production; relating to incentives therefor; amending K.S.A. 79-34,163 and 79-34,164 and K.S.A. 2000 Supp. 79-34,161 and repealing the existing sections, by Special Committee on Utilities.

**HB 2012.** An act concerning motor vehicles; relating to seat belts; amending K.S.A. 8-2503 and repealing the existing section, by Special Committee on Judiciary.

**HB 2013.** An act concerning the state scholarship program; affecting the amount of awards made under the program; amending K.S.A. 72-6810, 72-6812, 72-6814 and 72-6815 and repealing the existing sections, by Legislative Educational Planning Committee.

**HB 2014.** An act concerning higher education; relating to professional service scholarships for prospective osteopaths, optometrists, nurses, teachers and national guard

officers; amending K.S.A. 74-3267a, 74-3268, 74-3268a, 74-3271, 74-3272, 74-3273, 74-3291, 74-3293, 74-3294, 74-3297, 74-3299, 74-32,100, 74-32,101, 74-32,102, 74-32,103, 74-32,105 and 74-32,106 and K.S.A. 2000 Supp. 74-3256, 74-3257, 74-3258, 74-3259, 74-3260, 74-3265, 74-3266, 74-3267, 74-3292, 74-3295, 74-3296, 74-3298, 74-32,104, 74-32,107, 74-32,112, 74-32,113, 74-32,114, 74-32,115, 74-32,116, 74-32,117, 74-32,118, 74-32,131, 74-32,132, 74-32,133, 74-32,134, 74-32,135, 74-32,136, 74-32,137 and 74-32,138 and repealing the existing sections; also repealing K.S.A. 74-3223, 74-3224, 74-3225, 74-3226, 74-3227, 74-3228, 74-3246, 74-3247, 74-3248 and 74-3269, by Legislative Educational Planning Committee.

**HB 2015.** An act concerning postsecondary educational institutions; exempting certain programs of the institutions from licensure as child care facilities; amending K.S.A. 2000 Supp. 65-501 and repealing the existing section, by Legislative Educational Planning Committee.

**HB 2016.** An act concerning Wichita state university; revising certain definitions and statutory provisions applicable to the university; amending K.S.A. 76-116d, 76-156a and 76-756 and repealing the existing sections, by Legislative Educational Planning Committee.

**HB 2017.** An act establishing the Kansas postsecondary education savings program expense fund; amending K.S.A. 2000 Supp. 75-648 and repealing the existing section, by Legislative Educational Planning Committee.

**HB 2018.** An act concerning the state educational institutions; relating to qualification of students for admission; amending K.S.A. 76-717 and repealing the existing section, by Legislative Educational Planning Committee.

**HB 2019.** An act concerning school districts; relating to parent education programs; revising the definition of infant and toddler; amending K.S.A. 72-3603 and 72-3606 and repealing the existing sections, by Special Committee on Preschool and K-12 Matters.

**HB 2020.** An act establishing accessibility standards for certain dwellings, by Special Committee on Federal and State Affairs.

**HB 2021.** An act concerning certain vending machines; requiring permits therefor; restricting the location thereof, by Special Committee on Federal and State Affairs.

#### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

On motion of Rep. Weber, **HCR 5001**, by Reps. Glasscock and Garner, was introduced and adopted:

House Concurrent Resolution No. 5001—

A CONCURRENT RESOLUTION providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

*Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:* That the Senate and the House of Representatives meet in joint session in Representative Hall at 7:00 p.m. on January 8, 2001, for the purpose of hearing the message of the Governor.

*Be it further resolved:* That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Governor.

*Be it further resolved:* That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Lieutenant Governor.

In accordance with **HCR 5001**, Speaker Glasscock appointed Reps. Mays, Pottorff and Feuerborn to escort the Governor; Reps. Faber, Landwehr and Ruff to escort the Lieutenant Governor; Reps. Stone, Toplikar and Findley to escort the Senate; and Reps. Tony Powell, Loyd and Flora to escort the Supreme Court.

#### **INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS**

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. 6004—

By Representatives Glasscock and Garner

A RESOLUTION adopting permanent rules of the House of Representatives for the 2001-2002 biennium.

*Be it resolved by the House of Representatives of the State of Kansas* The following rules shall be the permanent rules of the House of Representatives for the 2001-2002 biennium.

RULES OF THE KANSAS HOUSE OF REPRESENTATIVES

2001-2002

ARTICLE 1. HOUSE SESSIONS; GENERAL OPERATION

**Rule 101. Time of Meeting.** The hour of meeting on the first day of each regular session shall be at 2:00 p.m., and on other days, shall be the hour set at adjournment on the previous legislative day except that if no hour of meeting is set at adjournment on the previous legislative day, the hour of meeting shall be 11:00 a.m.

**Rule 102. Speaker Taking Chair.** The Speaker shall take the chair each day, at the hour to which the House has adjourned. The Speaker shall call the House to order and proceed to business in accordance with the Rules of the House.

**Rule 103. First Business.** The first business each legislative day shall be the taking of the roll, the taking of roll shall be followed by prayer and the prayer shall be followed by the recitation of the pledge of allegiance to the flag of the United States of America led by a member designated by the Speaker.

**Rule 104. Order of Business.** (a) The regular order of business each legislative day, except on days and at times set apart for the consideration of special orders and except as provided by the joint rules of the House and Senate, shall be as follows:

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

**Rule 105. Members Excused from Attendance.** Members may be excused from attendance on any legislative day by the Speaker for the following reasons and such reasons shall be shown in the Journal: (1) verified illness; (2) legislative business; and (3) excused absence by the Speaker.

**Rule 106. Introduction of Guests.** Except when permission has been given by the Speaker before taking the chair, no guests in the gallery shall be introduced to the House.

**Rule 107. Session Proforma.** (a) The House of Representatives may meet from time to time for the sole purposes of processing routine business of the House of Representatives. These sessions shall be known as Session Proforma.

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

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

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Receipts of messages from the Governor.
- (3) Communications from State Officers.

- (4) Messages from the Senate.
- (5) Reports of Standing Committees.
- (6) Presentation of Petitions.
- (d) **Motions.** No motion shall be in order other than the motion to adjourn.
- (e) **Objections.** Any objection by any member shall require the Session Proforma to adjourn to the next day, Saturday and Sundays excluded, at 11:00 a.m.
- (f) **Quorum and Roll.** There shall be no requirement for a quorum or taking of the roll.
- (g) **Effect on Certain Rules.** If a legislative day referred to in Rule 1309, 1503, 1505, 2303, 2705 or 3705 occurs on a legislative day which is also the day on which a session proforma is held, the term "legislative day" as used in such rule means the next legislative day subsequent to the legislative day on which the session proforma is held.

#### ARTICLE 3. QUORUM

**Rule 301. Quorum, What Constitutes.** A majority of all members then elected (or appointed) and qualified shall constitute a quorum. In the absence of a quorum no business shall be transacted by the House, except as provided in Rule 107, 302 and 303 or to recess or adjourn.

**Rule 302. Absence of Quorum.** In the absence of a quorum during any session of the House, the members present may do what is necessary to attain a quorum. In the absence of a quorum while in the committee of the whole, the committee shall rise and report. Reprimand, censure or expulsion may be imposed as provided by Article 49 when there is found to be no sufficient excuse for absence of a member.

**Rule 303. Roll Call to Determine Quorum.** A roll call shall be taken to determine the existence of a quorum on demand of any member. The result of each roll call to ascertain a quorum shall be recorded in the Journal by statement of the total number present, naming only the absentees.

#### ARTICLE 5. CONDUCT IN THE HOUSE CHAMBER

**Rule 501. Admission to Floor.** (a) During daily sessions, from the time of convening until adjournment to the following legislative day, only the following classes of persons shall be admitted to the floor of the House, the cloakrooms to the east of the house chamber and the hallway at the west of the house chamber: (1) Members of the Legislature; (2) officers and employees of the legislative branch who are properly identified; (3) persons having permits from the Speaker.

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

(c) No person registered with the Secretary of State as a lobbyist shall be on the floor of the House chamber during the part of the year that the Legislature is in session.

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

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

**Rule 502. Smoking and Tobacco Products; Food and Drink.** (a) No smoking shall be permitted in the House chamber. No member may request a page to purchase any tobacco product. In addition to the areas of the house in which smoking is otherwise prohibited under this rule, no smoking shall be permitted in the house cloakrooms, lounge, rest rooms or in the hallway which runs along the west side of the chamber.

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

**Rule 503. Galleries.** Visitors shall be allowed in one or both galleries of the House in accordance with directions to the sergeant at arms from the Speaker. The use of telephones and the making of telephone calls in the galleries of the House are prohibited.

**Rule 504. Placing Material on Member's Desks.** No items or material shall be placed upon the desk of any member of the House unless any such item or material bears the

signature and printed name of the member responsible for its distribution. This Rule 504 shall not apply to items or material provided by legislative staff.

**Rule 505. Photographic Record of Vote.** No photographic or similar record shall be made of the vote of any member upon any measure upon which a division of the assembly has been called.

**Rule 506. Wireless Electronic Telecommunications Devices.** The use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in the House chamber is prohibited during any time the House is in session.

#### ARTICLE 7. INTRODUCTION OF BILLS AND RESOLUTIONS

**Rule 701. Introduction of House Bills and Resolutions.** Every House bill or resolution intended to be introduced shall be delivered to the chief clerk. The delivery shall be by a legislator who is a sponsor of the legislation or by a legislator who is the chairperson or vice chairperson of a legislative committee that has authorized the introduction, or by a legislative staff person or another member of the House authorized by such legislator. In lieu of introduction as provided by this rule, introduction may be as provided by law for prefiled bills and resolutions.

**Rule 702. Introduction of Senate Bills and Concurrent Resolutions.** Senate bills and concurrent resolutions sent to the House shall be introduced upon reading of the message received by the chief clerk.

**Rule 703. Reading of Bills and Resolutions for Introduction.** For the purpose of introduction, the chief clerk shall read bills and resolutions by title, except citations of statutes. The Speaker may require any House resolution to be read in full. The name of the sponsor shall be read if there is only one sponsor. If there are two sponsors, both names shall be read. If there are more than two sponsors, the name of the first sponsor shall be read, followed by the words "and others."

**Rule 704. Senate Bills and Concurrent Resolutions; Procedure Following Introduction.** Following introduction, all Senate bills and Senate concurrent resolutions when in the House shall follow the same procedure as House bills and House concurrent resolutions.

#### ARTICLE 9. REFERENCE OF BILLS AND RESOLUTIONS

**Rule 901. Reference, Generally.** (a) On the day of introduction or the following legislative day, the Speaker shall refer each bill to:

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

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

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

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

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

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

**Rule 902. Appropriation Bills.** Bills containing more than one item of appropriation shall be referred to the standing committee on appropriations, except that bills introduced by the committee on appropriations may be referred to the committee of the whole House.

**Rule 903. Separately Referred Bills and Resolutions.** (a) When a bill or resolution has been referred separately to two or more standing committees, each committee shall consider the bill or resolution separately in the order specified by the Speaker.

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

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

**Rule 904. Jointly Referred Bills and Resolutions.** When a bill or resolution is jointly referred, it shall be considered and acted upon at a joint meeting of the two committees. The chairperson of the first committee named in the joint referral shall be the chairperson of the joint committee when considering such bill or resolution.

ARTICLE 11. COMMITTEES; COMPOSITION

**Rule 1101. Standing Committees; Names and Members.** The standing committees of the House shall be the following and have the number of members indicated for each:

1. Agriculture .....	17
2. Appropriations .....	23
3. Business, Commerce and Labor .....	19
4. Calendar and Printing .....	7
5. Education .....	23
6. E-Government .....	15
7. Environment .....	17
8. Ethics and Elections .....	15
9. Federal and State Affairs .....	23
10. Financial Institutions .....	15
11. Fiscal Oversight .....	14
12. Health and Human Services .....	17
13. Higher Education .....	17
14. Insurance .....	17
15. Interstate Cooperation .....	7
16. Judiciary .....	21
17. Kansas Futures .....	17
18. Local Government .....	15
19. New Economy .....	15
20. Rules and Journal .....	5
21. Taxation .....	23
22. Tourism .....	17
23. Transportation .....	23
24. Utilities .....	21

**Rule 1102. Committee Appointments.** (a) The Speaker shall appoint the members of the standing committees. The Speaker may remove or replace any such committee member at any time.

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

**Rule 1103. Select Committees.** The Speaker may appoint select committees and the chairpersons and vice chairpersons thereof. The Speaker may remove or replace any such chairpersons or vice chairpersons or members of such committees. Select committees shall meet on call of the chairperson or when directed by the Speaker.

**Rule 1104. Announce Appointments.** All committee appointments shall be announced in open session.



**Rule 1105. Budget Committees.** (a) There is hereby created the following budget committees of the committee on appropriations which shall have the number of members indicated for each:

- 1. Agriculture and natural resources budget committee ..... 7
- 2. Education and legislative budget committee ..... 9
- 3. General government and human resources budget committee..... 7
- 4. Public safety budget committee ..... 7
- 5. Social services budget committee ..... 9
- 6. Tax, judicial and transportation budget committee..... 5

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall designate the number of members of each budget committee who are not members of the committee on appropriations and shall appoint the members of each budget committee who are not members of the committee on appropriations. The chairperson of the committee on appropriations shall appoint the members of each budget committee who are members of the committee on appropriations. The Speaker shall appoint the chairperson of each budget committee. The Speaker may remove or replace at any time any budget committee chairperson or any member of such committee appointed by the Speaker.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations. Budget committees may recommend but are not authorized to introduce bills or resolutions.

(d) Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a *et seq.*

ARTICLE 13. COMMITTEES; PROCEDURE

**Rule 1301. Committee Meetings; Time and Place.** (a) When the Legislature is in session, standing committees shall meet at the times and place assigned by the Speaker on the call of the chairperson.

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

**Rule 1302. Notice and Agenda for Committee Meetings.** The chairperson shall provide notice of meetings and an agenda or agenda information to committee members, the chief clerk and the public. The chief clerk shall include in the calendar such information as is practical.

**Rule 1303. Duties of Committee Chairperson.** The principal duties of the chairperson of a standing committee are:

- (a) To preside over meetings of the committee and to put all questions;
- (b) to maintain order and decide all questions of order subject to appeal to the committee;
- (c) to supervise and direct staff of the committee;
- (d) to keep, or have the committee secretary keep, subject to the approval of the committee at a subsequent meeting, minutes of meetings which shall include:
  - (1) The time and place of each meeting of the committee;
  - (2) the attendance of committee members; and
  - (3) the names and addresses of persons appearing before the committee and whom each represents;
- (e) to prepare and sign reports of the committee and submit them promptly to the chief clerk;
- (f) to appoint subcommittees to perform duties on an informal basis; and
- (g) to inform the Speaker of any committee activity which caused any member of the committee to be absent during any recorded vote.

**Rule 1304. Introduction of Committee Bills and Resolutions.** A committee may introduce bills and resolutions while the Legislature is in session respecting any matters referred to it. A standing committee may introduce bills and resolutions only within the general subject area assigned to the committee. No standing committee shall originate a bill

which is substantially identical with any bill which has been referred to another standing committee, and which is under consideration by such committee.

**Rule 1305. Quorum of a Committee.** A quorum shall be present at a meeting for a committee to act officially. A quorum of a committee is a majority of the members of the committee. A quorum of a committee may transact business and a majority of the quorum, even though it is a minority of the committee, may adopt a committee report.

**Rule 1306. Voting in Committees.** (a) All final actions by a committee shall be taken at a called meeting while the Legislature is in session. The total vote for or against each action shall be recorded in the committee minutes.

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

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

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

**Rule 1307. Procedure in General.** Committee procedure shall be informal, but where any questions arise thereon, the rules or practices of the House are applicable except that the right of a member to speak to any question shall not be subject to the limitations prescribed by Rule 1704. All motions in a committee shall require a second.

**Rule 1308. Committee Action on Bills and Resolutions.** (a) A committee may recommend amendments to measures referred to it which are germane to the subject of the measure. Committee recommendations shall be made by committee report to the House. Committee reports shall be signed by the chairperson or other committee members authorized by the committee to make the report, and shall be transmitted to the House not later than the second legislative day following the action of the committee.

(b) All committee reports on bills and resolutions shall be recorded in the journal.

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

**Rule 1309. Motion to Withdraw a Bill or Resolution from a Committee.** (a) Each standing committee should report to the House upon all matters referred to it within 10 legislative days after its reference to the committee.

(b) When a committee fails to report on any bill or resolution within the time directed by subsection (a), it may be withdrawn from the committee by an affirmative vote of 70 members of the House. Such a motion shall be made in writing, giving the reasons for withdrawal from the committee. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If the motion prevails, the bill or resolution shall be placed on the calendar under the order of business General Orders.

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

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

**Rule 1310. Wireless Electronic Telecommunications Devices.** The use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in a committee room is prohibited during any time when a committee or subcommittee is in session in the room.

#### ARTICLE 15. CALENDAR LOCATION OF BILLS AND RESOLUTIONS

**Rule 1501. General Orders; Description and Function.** Bills, concurrent resolutions

and House resolutions reported for further action by the committee to which they were referred and bills and concurrent resolutions referred directly to the committee of the whole shall constitute the General Orders of the calendar of the House. The titles of such bills and resolutions shall appear under the heading General Orders in the order directed by the committee on calendar and printing. The reporting committee and its action on the bill or resolution shall be shown under each thereof. Such bills and resolutions shall be considered by the committee of the whole in the order which they appear on General Orders.

**Rule 1502. Posting of Sequence for Succeeding Day.** When the committee on calendar and printing has prepared the sequence of bills and resolutions to appear on General Orders for the succeeding legislative day, a copy of the list giving the number designation of each bill and resolution in the order they are to appear shall be posted near the entrance to the House chamber. No bill or resolution shall appear on General Orders or be considered in the Committee of the Whole without notice of the same having been announced in the House not later than 4:00 p.m. or prior to adjournment if at a later hour on the previous day.

**Rule 1503. Change in the Sequence on General Orders.** (a) The order of a bill or resolution on General Orders may be changed by unanimous consent or by the affirmative vote of 70 members.

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

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

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

**Rule 1504. Adversely Reported Bills and Resolutions; Calendar Location.** Bills and resolutions that are adversely reported shall appear on the calendar for one day under the heading bills adversely reported.

**Rule 1505. Motion to Move Adversely Reported Bill or Concurrent Resolution to General Orders.** (a) A motion to add an adversely reported bill or resolution to General Orders shall be made in writing. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions, and such motion may not be made after the legislative day when the bill or resolution appears on the calendar under Rule 1504. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made.

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

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

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

**Rule 1506. Motion to Lay on Table Bill or Resolution while on Final Action Subject to Amendments and Debate.** When a motion to lay on the table a bill or resolution is adopted while on final action subject to amendment and debate, on the next

legislative day such bill or resolution shall be placed on the calendar under the order of business the unfinished business before the House at the time of adjournment on the previous day.

#### ARTICLE 17. MEMBERS ADDRESSING THE HOUSE

**Rule 1701. Requesting the Floor.** Any member desiring to request the floor shall press the "present" button, and shall not proceed until recognized by the chair.

**Rule 1702. Order During Speaking.** While a member is speaking to the House, no other member shall engage in private conversation or pass between the member speaking and the chair.

**Rule 1703. When Question is Put.** While a question is being put or a roll call or division is being taken, members are not to speak or leave their seats.

**Rule 1704. Violation of Rules While Speaking.** (a) Members shall address the House from the microphone located in the well of the House chamber.

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

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

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

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

#### ARTICLE 19. COMMITTEE OF THE WHOLE

**Rule 1901. Motion to go into Committee of the Whole House.** When the order of business General Orders is reached, a motion shall be in order for the House to go into committee of the whole for consideration of bills and resolutions as listed on General Orders.

**Rule 1902. Committee of the Whole; Normal Procedure.** Bills and resolutions shall be considered in the committee of the whole as follows: If the standing committee has recommended that the bill or resolution be amended, the standing committee report shall first be considered, and if it is adopted, the bill as amended by the committee report shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. If the committee report is not adopted, or if the committee has recommended no amendments, the bill, without committee amendments, shall be considered section by section, and as each section is considered amendments from the floor are in order to that section. After a section has been once considered, no amendment thereto shall be in order until the whole bill shall have been considered section by section. After the original bill, together with standing committee amendments if any, has been considered section by section, the chairperson shall announce "Amendments to the bill generally are in order," and amendments not before offered may be made to any part of the bill. A motion that when the committee arises it report a bill favorably, or report a bill favorably as amended, shall not be in order until all other motions have been disposed of, and such a motion shall not be offered as a substitute motion. A motion to strike the enacting clause is in order at any stage until the final vote is announced. The motion to strike the enacting clause may be debated upon the merit of the proposition, and shall not be subject to amendment or substitution. A roll call vote shall be taken upon a motion to strike the enacting clause.

**Rule 1903. Motion to Pass Over a Bill or Resolution While in Committee of the Whole.** When in the committee of the whole, either (1) a motion to pass over a bill or resolution and that it retain its place on the Calendar or (2) a motion to pass over a bill or

resolution and that it retain a place on General Orders shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Either such motion shall require the vote of a majority of the members present for adoption. Motions under this rule shall not be subject to debate.

**Rule 1904. Motions to Refer Bills or Resolutions to a Committee While in Committee of the Whole.** When in the committee of the whole, motion may be made to refer a bill or resolution to a standing committee only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Such motion shall require the vote of a majority of the members present for adoption. No motion to refer a bill or resolution to the committee on fiscal oversight shall be in order.

**Rule 1905. Striking Bills and Resolutions from the Calendar While in Committee of the Whole.** (a) While in committee of the whole, a motion to strike a bill or resolution from the calendar shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it.

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

**Rule 1906. Requesting the Floor.** Any member desiring to request the floor shall press such member's "present" button, and shall not proceed until recognized by the chairperson of the committee of the whole.

**Rule 1907. Rules Applicable.** The same rules, except Rule 2508, shall be observed in the committee of the whole as in the House, so far as the same are applicable, except that the previous question and the motion to lay on the table shall not apply.

**Rule 1908. Rise and Report.** A motion for the committee of the whole to rise and report shall be in order at any stage, and shall be decided without debate. When the committee of the whole has a bill under consideration and rises without final action thereon, the bill shall retain a place on General Orders.

**Rule 1909. Effect of Recommendation of Committee of the Whole.** Bills recommended for passage and resolutions recommended for adoption by the committee of the whole shall not be subject to amendment or debate after the adoption by the House of the committee of the whole report. When a bill or resolution is reported with the recommendation that the enacting or resolving clause be stricken, and the committee of the whole report is adopted by the House, the bill or resolution shall be considered as killed and shall be stricken from the calendar.

**Rule 1910. Report of Committee of the Whole.** When the report of the committee of the whole recommends the passage of a bill or adoption of a resolution, and the report is adopted by the House, such bills and resolutions shall be considered as ordered to the order of business Final Action. If the bill or resolution has been amended by the committee of the whole it shall be reprinted.

#### ARTICLE 21. AMENDMENT OF BILLS AND RESOLUTIONS

**Rule 2101. Germaneness.** Amendments to bills and resolutions shall be germane to the subject of the bill or resolution. The principal test of whether an amendment is germane shall be its relationship to the subject of the bill or resolution, rather than to wording of the title thereof. The amendment must be relevant, appropriate, and have some relation to or involve the same subject as the bill or resolution to be amended. For the purposes of this rule the subject matter of any appropriation bill is the spending and appropriating of money and any amendment which changes the amount of money spent in any state agency or program is germane to any appropriation bill.

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

ruling. Appeals from the ruling of the chairperson shall be debatable only by the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Debate upon the ruling of the chairperson shall be limited to the question of the germaneness of the proposed amendment. At the conclusion of debate the presiding officer shall inquire: "Shall the chairperson's ruling be sustained?"

**Rule 2102. Form of Amendment Motions.** Motions to amend bills and resolutions shall specify the page and line number, as shown on the printed bill or resolution, and shall be in writing on a form provided by the House or a form substantially similar. In the case of amendment by substitute bill, motion shall be made to substitute a written bill for the bill under consideration.

**Rule 2103. Reading Amendments; General Rule.** Motions to amend bills and resolutions shall not require readings as for bills introduced, except as otherwise provided in Rule 2107, but shall be subject to Rule 2306.

**Rule 2104. Motions to Amend Motions.** A motion to amend a motion to amend a bill or resolution shall not be in order.

**Rule 2105. Dividing Motions.** When any motion to amend a bill or resolution contains distinct propositions it shall be divided by the chairperson at the request of any member.

**Rule 2106. Substitute Motions.** No substitute motion to amend a bill or resolution shall be in order.

**Rule 2107. Subject Change by Senate.** (a) When the Senate adopts amendments to a House bill which materially changes its subject, upon return of such bill to the House, it shall be read as provided for the introduction of bills and be referred as provided in Rule 901.

(b) The Speaker may determine when a bill is subject to subsection (a).

#### ARTICLE 23. PROCEDURAL MOTIONS

**Rule 2301. Order of Motions.** When a question is under consideration, no motion shall be received except as specified under the Rules of the House, which motions shall have precedence in the following order:

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

**Rule 2302. Motion to Adjourn.** The motion to adjourn shall always be in order, except while a vote is being taken and until announced, or when a member has the floor, or when the previous question is pending; but a motion to recess is not equivalent to a motion to adjourn.

**Rule 2303. Motion to Reconsider.** A motion to reconsider shall take precedence of all other questions except the motion to adjourn. No motion for reconsideration of any vote shall be in order, unless made on the same day or the legislative day following that on which the decision to be reconsidered took place, nor unless a member voting with the prevailing side shall move such reconsideration. A motion for reconsideration, being put and lost, shall not be renewed, nor shall any subject or vote be a second time reconsidered without unanimous consent, but this provision shall not be construed as preventing the introduction of a bill on the same subject. The member moving for reconsideration shall be allowed not more than two minutes for stating the reasons in support of the motion. Such motion shall be subject to debate by any member, stating reasons in support or opposition to the motion. Each of such members shall be allowed not more than one minute for the purpose of such

debate. Such motion shall require the affirmative vote of members equal in number to that required to take the action proposed to be reconsidered. A motion to reconsider any final action of the House shall be in order at any time prior to the time at which the message of the House thereon is read into the record of the Senate. A motion to reconsider any final action of the House may be made after the time at which the message of the House thereon is read into the report of the Senate but any action taken pursuant thereto will be contingent upon the return of the measure to the House by the Senate.

**Rule 2304. Previous Question.** The "previous question" shall be: "Shall the main question be now put?" and until it is decided shall preclude all amendments or debate. When voting on the previous question, the House decides that the main question shall not now be put, the main question shall be considered as still remaining under debate. The main question shall be on the passage of the bill, resolution or other matter under consideration. When amendments are pending, a vote shall first be taken upon such amendments in their order without further debate or amendment. A majority vote of the members present shall order the previous question.

**Rule 2305. Motions Not Subject to Debate.** All questions relating to priority of business shall be decided without debate. The motion to adjourn, to change the order of consideration of a bill, for a call of the House, and to lay on the table shall be decided without amendment or debate. The several motions to postpone or commit shall preclude all debate on the main question.

**Rule 2306. Motion to Refer Bills or Resolutions to Committee When Not in Committee of the Whole.** When not in the committee of the whole, a motion to refer a bill or resolution from the calendar to a standing committee shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House. No motion to refer a bill or resolution to the committee on fiscal oversight shall be in order.

**Rule 2307. Motion to Strike Bills and Resolutions from Calendar When Not in Committee of the Whole.** When not in the committee of the whole, a motion to strike a bill or resolution from the calendar shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

**Rule 2308. Stating Question.** Every motion shall be first stated by the presiding officer or read by the chief clerk, before debate, and again immediately before putting the question.

**Rule 2309. Dividing Motion.** If any motion contains distinct propositions it shall be divided by the chairperson at the request of any member.

**Rule 2310. When Motions to be in Writing.** Every motion, except those specified in Rules 2301 and 2303, shall be in writing if the Speaker or any member desires it. All motions to amend a bill or resolution and all resolutions shall be in writing.

**Rule 2311. Suspension of Rules of the House.** (a) No rule of the House shall be suspended except by unanimous consent or by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House, subject to the following exceptions:

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

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

(b) When under the rules of the House a motion, question or action requires a vote of a majority greater than a majority of the members present, the majority specified for such motion, question or action shall be required to suspend the rules for the purpose of such motion, question or action. When under the rules of the House notice of a motion reduces

the required majority for adoption of the motion, the required majority shall not be reduced if the notice is disposed of by suspension of the rules.

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

**Rule 2312. Mason's Manual; When Applicable.** In any case where rules of the House or the joint rules of the Senate and House do not apply, Mason's Manual of Legislative Procedure, shall govern.

#### ARTICLE 25. VOTING

**Rule 2501. Control and Use of Voting System.** The electronic voting system shall be under the control of the Speaker or other presiding officer and shall be operated by the chief clerk. The electronic voting system shall be used to record the vote whenever a roll call vote is taken on any question and may be used for ascertaining the vote upon any measure upon which a division of the assembly has been called. In the event that the system is not operating properly, roll call votes may be taken by calling the roll.

**Rule 2502. Procedure for Taking a Roll Call Vote.** When a roll call vote is taken, the presiding officer shall state the question and instruct the members to proceed to vote. When sufficient time has been allowed the members to vote, the presiding officer shall inquire: "Has every member had an opportunity to vote?" After a short pause the presiding officer shall direct the chief clerk to close the roll. After the roll has been closed, when Rule 2505 applies, the presiding officer shall inquire: "Does any member desire to explain their vote?" and any member so desiring may give such explanation when recognized by the presiding officer. The presiding officer shall inquire: "Does any member desire to change their vote?" If any member does desire to change their vote, such member when recognized by the presiding officer, shall advise how they desire to change such vote and the presiding officer shall then instruct the chief clerk to make the appropriate change. A member who has not previously voted may vote at this time when permitted by the presiding officer. Such member shall advise how they wish to vote and the presiding officer shall then instruct the chief clerk to record such vote. After all members who desire to vote or to change their votes have had reasonable opportunity to do so, the presiding officer shall direct the chief clerk to record the vote, and when the vote is recorded the presiding officer shall announce the vote.

**Rule 2503. Display of Recurring Totals.** Under Rule 2502, recurring totals shall be displayed only after the roll is closed. No recurring totals shall be displayed for a determination of the vote upon a division of the assembly.

**Rule 2504. Voting by Members.** (a) A member may vote only when at their desk or at any place within the chamber of the House when authorized by the presiding officer, who shall direct the chief clerk to so vote for such member.

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

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

**Rule 2505. Explaining Vote.** Any member may, when a roll call vote is being taken on the passage or adoption of any bill or resolution, explain their vote. Such member shall be allowed not more than one minute for such explanation. Such explanation, if furnished in writing by such member upon the day the vote is taken, shall be entered in the Journal, provided it does not contain more than 100 words.

**Rule 2506. Copies of Voting Records.** (a) Unless otherwise ordered, the chief clerk shall record each roll call vote and make copies available for the use of the news media. No record shall be made of the vote of any member voting upon any measure upon which a division of the assembly has been called.

(b) When a roll call vote is taken, it shall be recorded in the Journal by a statement of the names and total number voting in the affirmative, the names and total number voting in the negative, names and total number indicating presence but not voting and the names



and total number absent or not voting, except that the provisions of this section shall not permit a member to fail to vote in violation of Rule 2508.

**Rule 2507. When Roll Call Vote to be Taken.** (a) A roll call vote shall be taken for the passage of any bill.

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

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

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

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

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

(b) Any member, who is directly interested in a question, may be excused from voting, when there is a call of the House. The member, who is requesting to be excused from voting, shall state the reasons therefor, occupying not more than five minutes. The question on excusing such member from voting shall be taken without debate and a 2/3 majority of members present shall be necessary to excuse such member. If a member refuses to vote, when not excused, such refusal shall constitute grounds for reprimand, censure or expulsion under Article 49 of the Rules of the House.

**Rule 2509. Voice Vote; Division of the Assembly.** Except when a roll call vote is required a voice vote shall be taken on all questions. Any member may call for a division of the assembly to determine the vote by the voting system.

#### ARTICLE 27. FINAL ACTION

**Rule 2701. Description and Function.** Subject to Rule 2705, bills and resolutions reported favorably by the committee of the whole shall constitute the order of business Final Action of the House. The titles of such bills and resolutions shall appear under the heading Final Action in numerical order. The standing committee which reported it and the committee of the whole action on the bill or resolution shall be shown under each thereof.

**Rule 2702. Reading and Vote.** Each bill and resolution under the order of business Final Action shall be read by title, except citations of statutes amended or repealed and a roll call vote shall then be taken upon final passage or adoption without amendment or debate.

**Rule 2703. Amendment and Debate, When.** Upon motion as provided in subpart (2) of subsection (a) of Rule 2311 or when recommended in the committee of the whole report which has been adopted by the House, bills or resolutions may be debated and amended on Final Action prior to the vote taken upon final passage or adoption. Each bill or concurrent resolution considered under this Rule 2703 shall be considered in the manner

provided in Rule 1902 so far as it is applicable. A motion to strike the enacting clause or resolving clause shall be in order.

**Rule 2704. Speaker to Preside.** Subject to Rule 3303, the Speaker shall preside during the order of business Final Action.

**Rule 2705. Consent Calendar.** Whenever a standing committee is of the opinion that a bill or concurrent resolution upon which it is reporting is of a noncontroversial nature, it shall so state in its committee report. Whenever a bill or concurrent resolution is so reported, it shall be placed upon the Consent Calendar. Each bill or concurrent resolution placed on the Consent Calendar shall remain thereon for at least two full legislative days before being considered under the order of business Final Action. At any time prior to the call for the vote under the order of business Final Action on a bill or concurrent resolution on the Consent Calendar, any member may object to the bill or concurrent resolution as being controversial and thereupon it shall be removed from the Consent Calendar and shall be placed on General Orders. If no objection is made prior to the call for the vote on the bill or concurrent resolution, it shall be ordered to Final Action for vote before other bills and concurrent resolutions on Final Action.

**Rule 2706. Majority for Bill Passage.** As provided in section 13 of article 2 of the Constitution of Kansas, a majority of the members then elected (or appointed) and qualified, voting in the affirmative, shall be necessary for the passage of a bill.

**Rule 2707. Vote Required for Adoption of House Resolutions and Concurrent Resolutions.** (a) A majority of the members then elected (or appointed) and qualified voting in the affirmative shall be necessary to adopt House resolutions and concurrent resolutions, except as otherwise specified in these rules.

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

**Rule 2708. Motion to Adopt Report of Conference Committee.** The member carrying the report of a conference committee shall move that such report be adopted prior to yielding the floor to any other member and a motion to adopt a report of a conference committee shall not be offered as a substitute motion.

#### ARTICLE 29. RESOLUTIONS

**Rule 2901. Resolving Clause; Form.** (a) Concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall have a resolving clause which reads "Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to the Senate concurring therein."

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

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

**Rule 2902. House Resolutions; Introduction and Consideration.** (a) House resolutions, except for those changing rules of the House or approving or rejecting executive reorganization orders, shall lay over at least one legislative day before action is taken thereon and do not require a roll call vote unless required under subsection (e) of Rule 2507.

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

take a place on General Orders when favorably reported or when referred to the committee of the whole by the Speaker.

**Rule 2903. Resolutions; Limitations.** (a) Appropriations shall not be made by resolutions.

(b) Resolutions do not require approval of the Governor.

**Rule 2904. Applications for Introduction of certain Resolutions; Committee on Calendar and Printing; Certificate of the House.** Notwithstanding any other rule of the House of Representatives to the contrary, no House resolution or concurrent resolution which congratulates, commemorates, commends, honors or is in memory of any individual, entity or event shall be introduced by a member or committee of the House of Representatives unless application for approval of the introduction of such resolution is first made to the committee on calendar and printing, and the resolution is approved for introduction by the committee on calendar and printing. The application shall be determined on the basis of content alone. The committee on calendar and printing shall consider all such applications and shall determine whether a House resolution or House concurrent resolution should be approved for introduction, or whether a certificate of the House should be approved for issuance or whether no action should be taken on the application. The committee on calendar and printing shall report to the House the decision of the committee on each application approved by the committee under this rule for the introduction of a House resolution or House concurrent resolution or issuance of a certificate of the House.

#### ARTICLE 33. MEMBER OFFICERS

**Rule 3301. Elected Member Officers.** The Speaker and the Speaker Pro Tem shall be members and shall be elected by the members of the House, except as otherwise provided in subsection (b) of Rule 3304.

**Rule 3302. Duties of the Speaker.** In addition to other powers and duties of the Speaker provided by the Rules of the House and by law, the Speaker shall have the powers and duties as follows:

(a) To preserve order and decorum;

(b) to decide all questions of order, subject to appeal to the House;

(c) in the absence of the Speaker Pro Tem, to appoint any member to perform the duties of the chair for not more than two consecutive legislative days; and

(d) to name a chairperson to preside when the House is in committee of the whole.

**Rule 3303. Speaker Pro Tem.** In the absence of the Speaker, the Speaker Pro Tem shall exercise the powers and duties of the Speaker.

**Rule 3304. Filling Certain Vacancies.** (a) When a vacancy occurs in the office of Speaker and the Legislature is adjourned to a date more than 60 days after the occurrence of the vacancy, the House of Representatives shall meet within 30 days and elect a member to fill the vacancy. The Speaker Pro Tem shall within 10 days of such occurrence issue a call for such meeting at a time not less than 10 days and not more than 20 days after the date of the call.

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

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

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

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

#### ARTICLE 35. NONMEMBER OFFICERS

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

**Rule 3502. Duties of the Chief Clerk.** The chief clerk shall supervise the keeping of and be responsible for a record of all proceedings of the House; number and present to the House all bills, resolutions, petitions and other papers which the House may require; deliver all messages from the House to the Senate; transmit bills and other documents to be printed and take a receipt therefor; transmit bills for engrossment and take receipt therefor; receive all bills, resolutions and other papers which are enrolled and give receipt therefor; and cause all enrolled bills, resolutions and other documents to be proofread and corrected prior to signing thereof by officers of the House.

**Rule 3503. Other Clerks.** The chief clerk shall appoint additional clerks and personnel to assist in performance of the duties of the chief clerk. Such additional clerks and personnel shall serve under the chief clerk's direction, control and supervision and at the pleasure of the chief clerk.

**Rule 3504. Document Care.** No bill, resolution, petition or other document shall be loaned or delivered to any person, except when delivered to an officer of the House, to the director of printing, the revisor of statutes or the Senate and only upon a written receipt therefor.

**Rule 3505. Sergeant at Arms; Appointment.** The sergeant at arms shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker.

**Rule 3506. Duties of the Sergeant at Arms.** The sergeant at arms shall preserve order within the chamber of the House and its lobby and galleries. The sergeant at arms may arrest and take into custody any person for disorderly conduct, subject at all times to the authority of the House or Speaker, or chairperson of the committee of the whole, and shall be responsible for the enforcement of Rules 501 through 505 and 2506(a). The sergeant at arms shall receive items or material for distribution among the members of the House. The sergeant at arms shall execute all orders of the House not otherwise provided for.

**Rule 3507. Assistant Sergeants at Arms.** The Speaker may appoint and remove assistant sergeants at arms to serve under the supervision of the sergeant at arms. All doorkeepers shall be assistant sergeants at arms.

#### ARTICLE 37. AMENDMENT OF RULES OF THE HOUSE

**Rule 3701. Adopting, Amending or Revoking Rules of the House.** No rule of the House shall be adopted, amended or revoked except by a House resolution which has been adopted by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

**Rule 3702. Resolutions for Rule Changes.** (a) Notwithstanding any other rule of the House, the Speaker shall refer all resolutions which provide for the adoption, amendment or revocation of any House rule to the standing Committee on Rules and Journal before its consideration by the House.

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

**Rule 3703. Printing.** Resolutions to which this Article 37 apply shall be printed and are subject to subsection (c) of Rule 2507.

**Rule 3704. Adoption of Resolutions.** Resolutions to which this Article 37 apply shall be subject to Rule 2902.

**Rule 3705. Special Sponsorship of Rule Change Resolutions.** Notwithstanding any provision of the rules of the House to the contrary, no referral to the standing committee on rules and journal shall be required for the adoption of a resolution adopting, amending or revoking any one or more rules of the House at the commencement of a legislative session, and adoption of any such resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified, subject to the following conditions: (a) The resolution is sponsored by the Speaker or the standing committee on rules and journal and (b) either (1) a copy thereof is mailed to each member by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence or (2) in lieu of mailing, copies of the resolution are made available to members on the first day of the legislative session and consideration under Rule 3704 occurs on the second legislative day.

ARTICLE 39. FORM AND PRINTING OF BILLS  
AND RESOLUTIONS

**Rule 3901. Bills Amending Existing Statutes.** Any bill intended to amend or repeal any section or sections of the Kansas Statutes Annotated shall recite in its title the section or sections to be amended or repealed, and if to amend or repeal any section of a session law not in Kansas Statutes Annotated, the section and chapter of the session law affected.

**Rule 3902. Bills, Copies.** Each bill introduced shall consist of an original and copies. All bills shall be printed with as many copies as the Speaker specifies. Except for prefiled bills, printing shall be ordered subsequent to introduction.

**Rule 3903. Showing Committee Amendments.** All bills and resolutions reported by a committee with recommendation for amendments and to be passed as amended shall be reprinted.

**Rule 3904. Substitute Bills and Substitute Concurrent Resolutions.** (a) When a substitute bill is recommended by a committee report, and when an amendment from the floor is adopted replacing the bill under consideration with a substitute bill, the substitute bill shall be printed in the manner provided for bills introduced, and the bill number designation shall be substantially as follows:

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

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

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

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

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

**Rule 3905. Appropriation Bills.** All bills making an appropriation shall be printed and distributed at least 48 hours before such bills are considered by the House.

**Rule 3906. Committee of the Whole Amendments.** If a bill or concurrent resolution is amended by the committee of the whole, it shall be reprinted showing the amendments.

**Rule 3907. Concurrent Resolutions, When Printed.** (a) Concurrent resolutions to amend the Constitution of Kansas, to call a constitutional convention to amend the Kansas constitution, to ratify amendments to the Constitution of the United States, to apply for a

United States constitutional convention or to amend the joint rules of the House and Senate shall be printed as provided for bills under Rule 3902.

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

**Rule 3908. Embellished Printing of Certain Resolutions.** Unless otherwise directed by the Speaker, not more than five copies of any enrolled House resolutions and any enrolled House concurrent resolutions may be printed on embellished parchment and shall be distributed as directed by the resolution. Additional copies of any resolution may be printed on embellished parchment and mailed at the expense of the member requesting such additional copies.

**Rule 3909. House Resolutions.** Subject to Rule 3908, House resolutions shall not be printed, except resolutions to amend rules of the House, to approve or disapprove executive reorganization orders or if the resolution has been referred to a committee, in which cases the resolution shall be printed.

#### ARTICLE 41. JOURNAL AND CALENDAR

**Rule 4101. Journal; Preparation.** The daily Journal of the House of Representatives shall be prepared by the chief clerk in accordance with the Rules of the House.

**Rule 4102. Entering in Journal.** When a bill, order, motion or resolution is entered in the Journal, the names of the members or legislative committee introducing or moving the same shall be entered.

**Rule 4103. Resolutions in Journal.** All House resolutions and all House concurrent resolutions shall be printed in the Journal when introduced.

**Rule 4104. Messages from the Governor in Journal.** All messages from the Governor and all executive reorganization orders shall be printed in the Journal.

**Rule 4105. Calendar; Preparation.** The House Calendar shall be prepared for each legislative day by the chief clerk in accordance with the Rules of the House.

**Rule 4106. Status of Bills and Resolutions Shown in Calendar.** The status of all House and Senate bills and concurrent resolutions and House resolutions shall be shown by number in the Calendar for each legislative day.

**Rule 4107. Copies of Journals and Calendars.** Each member shall be furnished with a printed copy of the daily Journal and the daily Calendar.

#### ARTICLE 43. MISCELLANEOUS

**Rule 4301. Employees; Employment.** Such employees as are necessary to enable the officers, members and committees to properly perform their duties and transact the business of the House with efficiency and economy shall be recruited under the supervision of the director of legislative administrative services subject to approval of the Speaker. The director of legislative administrative services shall keep a roster of the employees of the House and an account of the hours of service performed. No employee shall lobby for or against any measure pending in the Legislature and any employee violating this rule shall be discharged immediately.

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

**Rule 4303. Petitions; Presentation.** Petitions and memorials addressed to the House shall be presented by a member.

**Rule 4304. Petitions; Endorse Name.** Each member presenting a petition or memorial shall endorse it with their name or the name of the committee, and a brief statement of its subject.

**Rule 4305. Open Meetings.** The open meeting law (K.S.A. 75-4317 *et seq.* and amendments thereto) shall apply to meetings of the House of Representatives and all of its standing committees, select committees, special committees and subcommittees of any of such committees.

## ARTICLE 45. EXECUTIVE REORGANIZATION ORDERS

**Rule 4501. Referral of Executive Reorganization Orders.** Whenever an executive reorganization order is received from the Governor, it shall be referred to an appropriate committee by the Speaker.

**Rule 4502. Committee Report on Executive Reorganization Orders.** The committee to which an executive reorganization order is referred shall report its recommendations upon every executive reorganization order referred to it, in the form of a House resolution, not later than the 60th calendar day of any regular session, and not later than 30 calendar days after it has received such referral whichever of the foregoing occurs first.

**Rule 4503. Return in Event of Committee's Failure to Report.** In the event that a committee fails to report upon an executive reorganization order and upon all resolutions relating thereto referred to it within the time specified in Rule 4502, such committee shall be deemed to have returned the same to the House without recommendation thereon.

**Rule 4504. Special Order of Business for ERO.** When a report or return of an executive reorganization order is made, it and all resolutions for approval or disapproval thereof shall be made the special order of business on a particular day and hour specified by the Speaker but not later than the last day the executive reorganization order may be disapproved under section 6 of article 1 of the Constitution of Kansas. A resolution for approval or disapproval of an executive reorganization order shall be considered under the order of business Final Action and shall be subject to debate and final action by the House.

**Rule 4505. Nonapplication to Bills.** This Article 45 shall not apply to bills amending or otherwise affecting executive reorganization orders.

**Rule 4506. Nonaction When Moot.** The House shall act to approve or reject every executive reorganization order unless at the time set for such action the Senate shall have already rejected such executive reorganization order.

## ARTICLE 47. IMPEACHMENT

**Rule 4701. Impeachment; Powers.** Nothing in the rules of the House or in any statute shall be deemed to impair or limit the powers of the House of Representatives with respect to impeachment.

**Rule 4702. Same; Select Committee.** The Speaker may appoint a select committee comprised only of members of the House of Representatives, and appoint its chairperson, to inquire into any impeachment matter. Any such committee may be appointed at any time and shall meet at the call of its chairperson or at the direction of the House, with the numbers of such appointees being minority party members and majority party members in the same proportion as for the entire House membership.

**Rule 4703. Same; Reference.** The Speaker may refer any impeachment inquiry or other impeachment matter to any standing committee or any select committee appointed under Rule 4702, and any committee to which such a referral has been made shall meet on the call of its chairperson.

**Rule 4704. Same; Report.** Whenever a report is made by a committee to which an impeachment inquiry or other impeachment matter has been referred, the report thereon shall be made to the full House of Representatives, except that any such report may be submitted preliminarily to the Speaker.

**Rule 4705. Same; Call into Session.** The Speaker or a majority of the members then elected (or appointed) and qualified of the House of Representatives may call the House of Representatives into session at any time to consider any impeachment matter.

**Rule 4706. Same; Procedure.** The Speaker and any officer or committee acting under authority of this rule may follow any statutory procedure to the extent the same is not in conflict with the provisions of this rule, but nothing in this rule nor in any statute shall be deemed to constitute a waiver of any inherent powers of the House of Representatives.

ARTICLE 49. REPRIMAND, CENSURE OR EXPULSION  
OF MEMBERS

**Rule 4901. Complaint.** When any member of the House of Representatives desires to lodge a complaint against any other member of the House of Representatives, requesting that the member be reprimanded, censured or expelled for any misconduct, the complaining

member shall file a written statement of such complaint with the chief clerk, and such complaint shall bear the signature of the complaining member.

**Rule 4902. Select Committee; Consideration of Complaint.** (a) Whenever any complaint has been filed under Rule 4901, the Speaker shall appoint a select committee of six members for consideration thereof except that if the complaint is filed against the Speaker, the Speaker Pro Tem shall appoint the select committee of six members. A select committee created under this subsection (a) shall be comprised equally of majority and minority party members.

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

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

**Rule 4903. Action by House.** Upon receiving any report under Rule 4902, the House of Representatives may, without further hearing or investigation, reprimand, censure or expel the member complained of. Reprimand, censure or expulsion of a member shall require a 2/3 majority vote of those members elected (or appointed) and qualified of the House of Representatives.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

Speaker Glasscock announced that the prefiled bills, **HB 2001-2021**, will be referred and will appear in the calendar of Wednesday, January 10, 2001.

#### MESSAGES FROM THE SENATE

Announcing adoption of **SR 1801**, a resolution relating to the organization of the 2001 Senate and selection of the following officers:

Dave Kerr, President,  
Sandy Praeger, Vice President,  
Lana Oleen, Majority Leader,  
Anthony Hensley, Minority Leader,  
Pat Saville, Secretary,  
Jim Woods, Sergeant at Arms,

and awaits the pleasure of the House of Representatives.

Also, announcing adoption of **SCR 1601**, a concurrent resolution relating to a committee to wait upon the Governor and advise him the 2001 session of the Legislature is duly organized and ready to receive communication.

Also, announcing the appointment of Senators Jordan and Downey as Senate members of the committee to wait upon the Governor.

#### INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Weber, **SCR 1601**, a concurrent resolution relating to a committee to wait upon the Governor and advise him the 2001 session of the Legislature is duly organized and ready to receive communication, was introduced and adopted.

In accordance with **SCR 1601**, Speaker Glasscock appointed Reps. Huff, Compton and Kirk to wait upon the Governor.

#### INTRODUCTION OF GUESTS

Speaker Glasscock introduced Dr. Chuck Allred, President of the Kansas Academy of Family Physicians, the organization that sponsors the Doctor of the Day Program. Dr. Allred, a graduate of Kansas State University, the University of Kansas and Wesley Family



Practice, is currently the Program Director of the Smoky Hill Family Practice Residency Program in Salina.

#### **COMMUNICATIONS FROM STATE OFFICERS**

January 10, 2000

The Honorable Robin Jennison  
Speaker of the House of Representatives

Dear Mr. Speaker:

This letter is to advise you that the Office of Chief Clerk has received the following communications during the interim since adjournment of the 2000 Regular Session of the Legislature:

From the Office of Governor Bill Graves:

Executive Order No. 2000-07, Establishing the Kansas Geographic Information Systems Policy Board.

Executive Order No. 2000-08, Offering a Reward.

Executive Order No. 2000-09, Offering a Reward.

Executive Directive No. 00-296, Authorizing Certain Personnel Transactions and Authorizing Certain Expenditures.

Executive Directive No. 00-297, Authorizing Certain Personnel Transactions and Authorizing Certain Expenditures.

Executive Directive No. 00-298, Authorizing Certain Expenditures.

Executive Directive No. 00-299, Authorizing a Personnel Transaction and a Transfer of Funds.

Executive Directive No. 00-300, Authorizing Certain Personnel Transactions and Authorizing Certain Expenditures.

Executive Directive No. 00-301, Authorizing Certain Expenditures.

Executive Directive No. 00-302, Authorizing Certain Personnel Transactions.

Executive Directive No. 00-303, Authorizing Certain Expenditures From the Kansas Performance Review Board, a Report on the Division of Purchases.

Also, from Dale Brunton, Acting Director, Division of Accounts and Reports, the Monthly Financial Perspective for May, June, July, August, September, 2000.

From the State of West Virginia, House Concurrent Resolution No. 5 petitioning Congress for an amendment for ratification prohibiting federal courts from ordering a state or political subdivision thereof to levy or increase taxes.

From the State of West Virginia, House Concurrent Resolution No. 32 urging the passage of national legislation to increase benefits to surviving spouses under the Railroad Retirement Act of 1974.

From the Kansas and Missouri Metropolitan Culture District Commission, the Comprehensive Annual Financial Report for the period ended December 31, 1999.

From the Kansas Department of Administration, Division of Personnel Services, the Fiscal Year 2000 Workforce Report.

From the Kansas Department of Human Resources, the Employment and Training Annual Report for July 1998-June 1999.

From the Kansas Sentencing Commission, the Fiscal Year 2001 Adult Inmate Prison Population Projections for Kansas.

From the Kansas Sentencing Commission, the Fiscal Year 2001-2010 Prison Custody Classification Projections for the State of Kansas.

From the State Children's Health Insurance Program, the Kansas Health Wave Review Final Report.

From the Kansas Council on Developmental Disabilities, the Executive Summary for the Kansas Council on Developmental Disabilities State Plan for Federal Fiscal Years 2001-2006.

From the Division of Personnel Services, Kansas Department of Administration, the FY 2000 Annual Report.

Also, from Glenn Deck, Executive Secretary, Kansas Public Employees Retirement System, Annual Report for fiscal year ending June 30, 2000.

From Derl S. Treff, Director of Investments, in compliance with K.S.A. 75-4222(h), Annual Report of the Pooled Money Investment Board for Fiscal Year 2000.

From Deborah J. Donaldson, Executive Director, Comcare, certain financial information relating to mental health activities in Sedgwick County, for year ending June 30, 2000.

From Kansas Department of Health and Environment, Bureau of Waste Management, in accordance with K.S.A. 65-3424 *et seq.*, Kansas Waste Tire Program, SFY, 2000 Annual Report.

From Tim Brazil, District Judge of Neosho County, the following:

IN THE DISTRICT COURT OF NEOSHO COUNTY, KANSAS  
SITTING AT CHANUTE

In the Matter of the Contest of the  
November 7, 2000 Election for Eighth  
District State Representative, State of Kansas

*JOURNAL ENTRY OF DISMISSAL*

Now on this 19th day of December, 2000 the above captioned matter comes on before the Court for hearing. The Contestants appear by and through Edwin H. Bideau III, their attorney and the Contestee appears by and through his attorney Victor W. Miller.

Thereupon the Contestants advise the Court that they have considered the ballots inspected in the previous hearing before the Court which was conducted in camera and it appears to the Contestants that if all ballots which they have sought to have considered by the court and counted in their Notice of Contest were properly counted the outcome of the election would not change. The Contestants therefore advise the Court that they have elected to proceed no further and hereby move to dismiss this action as provided for by K.S.A. 25-1442. Contestee enters no objection to the motion of the Contestants to dismiss.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that this action is hereby dismissed upon motion of the Contestant and that a copy of this order shall be transmitted by the Clerk of this Court to the Chief Clerk of the Kansas House of Representatives as provided for in K.S.A. 25-1442.

Certificate of Clerk of the District Court. The above is a true and correct copy of the original instrument filed on the 20th day of December, 2000, and, recorded in this Court of the 31st Judicial District, Neosho County, Kansas, Dated this 20th day of December, 2000.

JUDY FROEHLICH

IT IS SO ORDERED.

TIM BRAZIL  
*District Judge*

PREPARED AND APPROVED:  
EDWIN H. BIDEAU III  
*Attorney for Contestants*  
VICTOR W. MILLER  
*Attorney for Contestee*

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

On motion of Rep. Weber, the House recessed until 6:30 p.m.

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EVENING SESSION

The House met pursuant to recess with Speaker Glasscock in the chair.

It being the hour in accordance with **HCR 5001** to meet in joint session with the Senate to hear the message of the Governor, Reps. Stone, Toplikar and Findley escorted members of the Senate to seats in the House.

Reps. Tony Powell, Loyd and Flora and Senators Harrington and Haley escorted the Supreme Court to seats in the House.

Reps. Faber, Landwehr and Ruff and Senators Clark and Gooch escorted the Lieutenant Governor to a seat in the House.

Reps. Mays, Pottorff and Feuerborn and Senators Corbin and Goodwin escorted the Governor to the rostrum.

**GOVERNOR BILL GRAVE'S COMPLETE TEXT  
OF THE STATE OF THE STATE  
January 8, 2001**

Mr. Speaker, Mr. President, Madame Chief Justice, Members of the Legislature, and Fellow Kansans:

It is a great honor for me to join you to discuss the status of our great state. Allow me to once again thank you for the honor of being your Governor and express how proud Linda, Katie and I are to be the first family of Kansas. Linda, on behalf of all Kansans, thank you for your great work in restoring the Governor's residence.

Congratulations and welcome to the new members of the House of Representatives and the Senate. You have been afforded the great honor of representing your fellow Kansans — a special honor bestowed upon a very few. And from all of us who have been given the opportunity to perform public service, thanks go to our families who make a tremendous sacrifice so that we may serve our state.

On January 29, we will celebrate the 140th birthday of Kansas. Our founders would be amazed at how great our state has become and proud of the current stewardship of their dreams. In our 140th year, I am pleased to report that never before have Kansans been better served by the variety and quality of state programs. From infrastructure to human services, Kansans benefit more than at any time in our state's history. Our private sector is creating jobs, income and economic success at record numbers. Our charitable and not-for-profit groups continue to expand and excel in their mission to serve our fellow Kansans. Our K-12 schools are tied for 4th in the nation for highest percentage of student graduation; our students exceed the national average on ACT and SAT test scores; and the 2000 Kansas Children's Report Card awarded our state an A- for its success in education. Our community colleges and technical schools are effectively changing to meet the challenges of the 21st Century. Our universities consistently receive national recognition of their students, faculty and programs.

In the past several years, we have witnessed and been a force behind improvements in a number of areas that touch many Kansans and their futures. It's important to recognize these accomplishments in order to establish a perspective — to know how far we've come enables us to better understand where we must go.

We have dramatically increased our commitment to Kansans who deserve special support with much of our emphasis on our most precious resource — our children. Over the last six years, we have tripled funding for a program that teaches parents how to be better teachers to their children. In special education, six years ago, 67,000 children were served by 8,200 special education instructors at a cost of \$205 million. Now, 10,000 more students are served by 2,700 additional special education instructors at a cost of \$312 million. That's a 15 percent increase in students served by a 33 percent increase in teachers at a cost of 52 percent more.

A few years ago only 44 counties had family preservation services. Today all 105 have it available 24 hours a day, seven days a week. The result is more children in their homes, not in foster care. Since the beginning of our community services partnership, adoptions have increased 78 percent.

In the same time frame, funding for locally based community mental health services has nearly doubled from \$57 million to over \$109 million, and funding for programs serving people with developmental disabilities has increased by 160 percent from \$72 million to \$186 million.

Six years ago, only 41,000 claims worth under \$2 million were filed by Kansans for our food sales tax rebate. For 2002, as a result of my Administration's actions to make access easier, we can expect 235,000 claims worth \$22.5 million.

Six years ago, there was no state program providing a tax credit to low-income Kansans. Next year, 125,000 low-income Kansans will receive earned income tax credits of \$21 million.

We have accomplished all this and much more and still achieved a fiscal record that Standard & Poor's has rewarded with a AA+ issuer-credit rating. In issuing that rating, Standard & Poor's pointed out a number of positive factors including:

- Continued economic diversification and growth.
- A debt burden that is one of the lowest per capita debt ratios in the nation.
- Conservative fiscal management that has maintained financial stability through a short-term revenue crunch.
- Good liquidity ensured by statutorily mandated cash reserves.

While we take pride in what has been done, we also are aware there is no finish line to what we do. We are engaged in a process that is continuous, one in which, even as challenges are addressed, new challenges appear on the horizon. To assist me in developing a prospective agenda for Kansas, I asked nearly 100 talented Kansans to serve on the Vision 21st Century Task Force, chaired by Lieutenant Governor Sherrer. Many of their recommendations are reflected in my budget and proposals, and their excellent work will guide me in future public policy initiatives. Several of those Kansans are with us tonight, and I ask you to join me in thanking them for a job well done.

### **Budget**

Let me now highlight some of my budget and policy recommendations for fiscal year 2002. I would first like to discuss the importance of renewing the Kansas Lottery. Since its creation, the Lottery has generated more than \$510 million for economic development and education-related activities. In fact, the Legislative Research Department recently reported that 47 percent of Lottery proceeds are spent for programs that support education.

In the 1986 election, nearly two out of three Kansas voters supported amending the Kansas constitution to have a state lottery. This session, you will discuss whether to honor their decision. Failure to renew the Lottery will cause it to automatically expire and will require budget adjustments that anticipate the loss of \$60 million — an amount the Lottery is expected to generate for various state programs in FY 2002. A decision to reauthorize the Lottery is not a decision that can or should wait until late in the session. I am not asking for a rush to judgment. Be deliberative, but make it a priority to address it early in the session. I support the Lottery's reauthorization.

While state government has a wide range of responsibilities, I believe its primary focus should be in the areas of citizens with special needs, transportation infrastructure, environment, public safety and education. Contained within this year's budget are a number of significant enhancements and policy recommendations to continue the progress we have made during the past several years.

For Kansans with special needs, additional funding in fiscal year 2002 will increase access to programs for individuals with physical and developmental disabilities. We have added funding for nutrition services and for senior income eligible programs. Also, there will be new funding so that more low-income families can access dental services for their children.

For the third year, HealthWave — our health care program for children — is fully funded. As recommended by my Early Childhood Task Force, we have started the process of eliminating the 6-month waiting period for families enrolling their children in HealthWave by adding more state general fund dollars. Eliminating the waiting period will allow us to serve more children.

We will match federal Medicaid dollars so that low-income women diagnosed with breast or cervical cancer can better access treatment for these all-too-common, yet curable, diseases. Until now, Medicaid dollars could only be used to screen for these diseases; now they can provide treatment. Also underway is a pharmaceutical buy-back program to allow long-term care facilities to return to pharmacies unused medications for repackaging and reimbursement to the state. We anticipate savings of at least \$1.4 million a year.

The comprehensive transportation program passed two years ago will continue to receive full support of its planned construction projects. This investment in our state's infrastructure is critically important and we must keep our commitment to these planned projects.

Three million dollars from the educational building fund will support construction of the agriculture value-added center at Kansas State University. The value-added center — strongly supported by my Task Force on Agriculture — will serve as a place where producers and industry partner with university researchers to create new uses and greater demand for Kansas agricultural products.

For the second year, regents universities, community colleges and Washburn University will benefit from substantial increases in funding as a result of the Higher Education Coordination Act. Last year we added \$21 million. For fiscal year 2002, I recommend an additional \$21 million of new funding. We have increased student financial aid and enhanced vocational education funding. Also, I endorse the key components of the new budgeting plan put forth by the Board of Regents, commonly referred to as block grants. The plan allows for increased management flexibility, but demands increased accountability.

To achieve long-term viability of Kansas' communities, industries and agricultural producers, I support the recommendation made by my Task Force on Water: by 2020 we stop depletion of our state's precious aquifers. I am including money for the Kansas Geological Survey to analyze and recommend strategies for preserving our aquifers. The Governor's Water Quality Initiative will be expanded into three additional river basins through increased funding for buffer strip projects.

The talent of our state employees has allowed us to achieve excellent results with a workforce that is nearly nine percent smaller than it was in 1995. To better recruit, retain and reward our state employees, I recommend eliminating the first three steps from the pay matrix, which will increase starting pay for state employees by 7.5 percent; and I recommend a 3 percent COLA and unclassified merit increase — half applied in July 2001 and half in January 2002.

Recruitment and retention of corrections officers demands our attention. Therefore, I am recommending their salaries be enhanced an additional 2.5 percent for a total of 5.5 percent, and that signing bonuses be offered to new recruits. To attract talented individuals to the Highway Patrol, I recommend a salary enhancement of 5 percent above the recommendation for state employees, for a total salary enhancement of 8 percent.

#### **Policy**

During the next 90 days of the legislative session, we should consider several timely and critical public policy issues.

Given public awareness of the vote recount problems in Florida, now is an appropriate time for a thorough legislative review of Kansas laws relative to closely contested elections. At a minimum, I believe the legislature should adopt a law requiring an automatic recount in the event an election margin is less than one-half of one percent. Kansas has a good election system run by capable people. I believe this review and proposal can make it even better.

Safety on our roads and highways must be a priority. My legislative proposals will make it more difficult for a person convicted of multiple moving violations, including driving under the influence, to retain driving privileges. I support continuing efforts to keep drunk drivers off our roads, including passage of effective ignition interlock laws.

As I requested last year, allow law enforcement officers to make stops for seat belt violations. Kansas law requires the driver and passengers to wear seat belts; but we do not allow an officer to enforce this law by stopping a vehicle in violation. Several high profile accidents emphasize the tragedy that can occur when a seat belt is not worn — that of Derrick Thomas last year; a recent death of a promising Wyandotte High School student-athlete; the death last month of a prominent Wichita union leader whose family stated his death may have been prevented had he been wearing his seat belt. Statistics show that wearing seat belts saves lives. The law requires wearing a seat belt. It is time to enforce the law.

Last year we created a trust fund from which earnings would go to pay for prescription drugs for low-income seniors. Federal legislation currently being considered and likely to be adopted requires a state maintenance of effort that could put our trust fund in jeopardy. We should carefully weigh the advantages and disadvantages of the direction we have taken

and determine if the money we set aside in trust would better address senior health care in other ways.

Last year I encouraged you to look carefully at dramatically rising costs of services for Kansans with special needs. We must review all state and federal policies to ensure each dollar is spent effectively.

I asked for and am pleased by the Kansas Corporation Commission's response to my request of assisting Kansans in a time of soaring natural gas prices. I wish to commend the private and not-for-profit partnership with the KCC for implementing two new programs last year.

### **Education**

Let me now devote the balance of my time to K-12 education — the most important issue that will challenge us this session. Governors and legislators before us have regularly debated the appropriate and adequate means to fund K-12 education. There is no question K-12 education was, is and will be our state's number one public policy issue. A review of past State of the State messages clearly illustrates that fact.

In 1941, Governor Payne Ratner noted, "An educated citizenry is a vital factor in strengthening the safeguards of democracy and advancing the welfare of our state and nation. The citizens of Kansas have always believed in education and have provided liberally for schools." Ten years later in 1951, Governor Ed Arn stated, "Nothing is more important to the future of our state and of our democracy than the excellence of our educational system." In 1985, Governor John Carlin declared "Our educational system is the single most important building block. . . It deserves constant attention to its needs so that quality can continue to increase and our young people will be adequately prepared for the jobs of the future."

Each of us who has the opportunity to represent our special constituencies has, with that opportunity, the obligation of vision and leadership. All of us have been named stewards in guiding the future of our state and its people. Your capacity to shape and guide the educational future of our children is the single most important role you will perform as a legislator.

I am pleased to report, that within existing resources, I am able to offer substantial support for education. I recommend an increase of \$50 in base state aid per pupil be added to match the increase of each of the last two years. Special education will have a \$19 million increase to provide financing at 85.3 percent of excess cost. As recommended by the Task Force on K-12 Education, the Legislature should adopt a new reimbursement formula for special education that targets money according to the number of students, rather than the number of teachers. By adding \$4 million, my budget raises the at-risk formula to 10 percent, which doubles since 1997 the amount we make available for at-risk students. The parents education program will be increased by \$2 million; and we're adding \$1 million to serve more four-year- old at-risk students.

I propose \$500,000 to assist schools in technology infrastructure planning so we can meet the goal of statewide interconnectivity by 2002. In addition I propose \$450,000 for an independent assessment of our school finance formula so that we can be better prepared to address any serious inequities and opportunities for improvement.

Combined with other education spending, my recommendations will provide \$68.4 million of new funding for elementary and secondary education. But I don't believe that's good enough, and many Kansans agree with me.

Most recently my Task Force on K-12 Education clearly identified a higher goal, the essence of which we must strive to meet. All-day kindergarten is not a question of if; it's a question of how and when we get there. Special education, fully funded, is not a question of if; it's a question of how and when we get there. Achieving competitive teachers' salaries is not a question of if; it's a question of how and when we get there. We have to attract and retain the finest teachers available. Anything short of that will leave our state unprepared for educating our children with excellence. Other areas of the Task Force report that I believe are vital are the issues of providing incentives for schools to achieve even better results and to be innovative in addressing performance pay issues.

I believe it is time for us to set the bar higher and raise expectations of what K-12 education should be in Kansas. To achieve a higher standard, we will need to view education as a multi-year process, recognizing as we have in the past with such programs as transportation, higher education governance and higher education infrastructure, that significant undertakings do take time and often cannot be accomplished in the short span of one legislative session.

This legislature needs to spend a significant portion of the 90-day session reviewing and understanding where we are and where existing resources will take us. I believe your review will demonstrate that available resources leave us short of acceptably financing K-12 education. Our great and collective challenge will be to demonstrate the leadership our constituencies expect of us by agreeing on a program that raises educational opportunities for our children and being willing to consider all options to financially implement that program. There is no higher priority for me this session.

It is a priority because I have been in classrooms throughout the state and I have seen firsthand how well-placed resources can produce dramatic results. It is a priority because I understand the financial demands technology and innovation place on our schools.

It is a priority because I know firsthand that a great teacher can touch and change a child's life forever. Finally, as a parent I am experiencing every day through my daughter how education is the key to the future. Whatever it takes to find the resources to effectively and fairly fund K-12 education is my priority, and I urge you to consider making it yours.

#### **Conclusion**

Tonight I have shared with you our past achievements and current challenges. With a sense of pride in what we have achieved and a sense of purpose in what we must achieve, we now begin the work of the 2001 session. May we be guided not by politics or personal agendas but by a vision of a better Kansas. Our vision must continue the 140 years of commitment to building a Kansas in which our citizens have the opportunity to pursue their dreams. It is not our responsibility to merely protect or repeat the past, it is our obligation to build the future. It will demand our best efforts and justly so — for the people of Kansas deserve no less.

Thank you and good night.

On motion of Rep. Weber, the House adjourned until 11:00 a.m., Tuesday, January 9, 2001.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

