

Journal of the House

THIRTY FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 25, 2005, 10:00 a.m.

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

The roll was called with 122 members present.

Rep. Showalter was excused on verified illness.

Reps. Henderson and Loyd were excused on excused absence by the Speaker.

Prayer by Jah Mz Jahi of Carmel, California, and guest of Rep. George:

Excerpts from speeches of Rev. Dr. Martin Luther King, Jr.

I know you are asking today, 'How long will it take?' I come to say to you this afternoon ever difficult the moment, however frustrating the hour, it will not be long, because truth pressed to earth will rise again. How long? Not long, because no lie can live forever. How long? Not long, because you still reap what you sow. How long? Not long. Because of the moral universe is long, but it bends toward justice.—Martin Luther King Jr., on the steps of the Alabama State Capitol in Montgomery, March 25, 1965, at the conclusion of the Selma-to-Montgomery march.

Opening of Kansas' Legislative Session

Life is an integrated experience. Where the whole is greater Than the sum of its parts....

Humanity's eye: the brain can see what eyes can not..

I refuse to accept the view that mankind is so tragically bound to the starless midnight of racism and war, that the bright daybreak of peace and brotherhood can never become a reality. I believe that unarmed truth and unconditional love will have the final word, I am mindful that debilitating and grinding poverty afflicts my people and chains them to the lowest rung of the economic ladder.

But more basically, I am in Birmingham because injustice is here. Just as the prophets of the eighth century B.C. left their villages and carried their "thus saith the lord" far beyond the boundaries of their home towns, and just as the apostle Paul left his village of Tarsus and carried the gospel of Jesus Christ to the far corners of the Greco-Roman world, so am I compelled to carry the gospel of freedom beyond my own home town. Like Paul, I must constantly respond to the Macedonian call for aid. Moreover, I am cognizant of the interrelatedness of all communities and states.

Civilization and violence are antithetical concepts... sooner or later all the people of the world will have to discover a way to live together in peace and thereby transform this pending cosmic elegy into a creative psalm of brotherhood..

I think Alfred Nobel would know what I mean when I say that I accept this award in the spirit of a curator of some precious heirloom which he holds in trust for its true owners — all those to whom beauty is truth and truth beauty - and in whose eyes the beauty of genuine brotherhood and peace is more precious than diamonds, silver or gold.

There comes a time when the cup of endurance runs over, and humanity is no longer willing to be plunged into the abyss of despair. I hope, ladies and gentlemen, you can understand our legitimate and unavoidable impatience.

One may ask, how can you advocate braking some laws, and obeying others?: the answer lies in the fact that there are two types of laws; just and unjust. One has not only a legal, but a moral responsibility to obey just laws. Conversely, one has a moral responsibility to disobey unjust laws. I would agree with St. Augustine that “an unjust law is no law at all.”

Now, what is the difference between the two? How does one determine whether a law is just or unjust? A just law is a man-made code that squares with the moral law or the law of god. An unjust law is a code that is out of harmony with the moral law. To put it in the terms of St. Thomas Aquinas: an unjust law is a human law that is not rooted in eternal law and natural law. Any law that uplifts human personality is just. Any law that degrades human personality is unjust.

The Pledge of Allegiance was led by Rep. Kelsey.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2505, An act concerning the emerging industry investment act; amending K.S.A. 2004 Supp. 74-99b33 and 74-99b34 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Appropriations: **HB 2502, HB 2504; HCR 5015; SB 123, SB 225.**

Commerce and Labor: **SB 55, SB 107.**

Corrections and Juvenile Justice: **SB 82, SB 151.**

Education: **SB 154.**

Financial Institutions: **SB 114.**

Governmental Organization and Elections: **SB 133.**

Health and Human Services: **HB 2503; SB 116, SB 183, SB 216.**

Insurance: **SB 178.**

Judiciary: **Sub. SB 77; SB 121, SB 161, SB 258.**

Taxation: **SB 256.**

Transportation: **SB 35, SB 81, SB 210.**

Utilities: **SB 93.**

MESSAGE FROM THE SENATE

Announcing passage of **SB 24, SB 34, SB 75, SB 78, SB 112, SB 129, SB 132, SB 140, SB 142; Sub. SB 143; SB 144, SB 145, SB 146, SB 147, SB 148, SB 153, SB 180, SB 192, SB 194, SB 196, SB 207, SB 215, SB 254, SB 266.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bills were thereupon introduced and read by title:

SB 24, SB 34, SB 75, SB 78, SB 112, SB 129, SB 132, SB 140, SB 142; Sub. SB 143; SB 144, SB 145, SB 146, SB 147, SB 148, SB 153, SB 180, SB 192, SB 194, SB 196, SB 207, SB 215, SB 254, SB 266.

CONSENT CALENDAR

No objection was made to **HB 2477** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub. HB 2004. An act concerning crimes, punishment and criminal procedure; creating the crimes of trafficking and aggravated trafficking and prescribing the penalties therefor, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gattewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The substitute bill passed.

Sub. HB 2038. An act concerning multidisciplinary teams for adults, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gattewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The substitute bill passed.

Sub. HB 2051. An act concerning crimes, punishment and criminal procedure; relating to offender release notification; amending K.S.A. 22-4704 and 22-4705 and repealing the existing sections, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gattewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, Mc-

Creary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The substitute bill passed.

HB 2054, An act concerning animals; relating to the pet animal act; definitions; rules and regulations; fees; amending K.S.A. 47-1701 and 47-1712 and K.S.A. 2004 Supp. 47-1721 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 60; Nays 62; Present but not voting: 0; Absent or not voting: 3.

Yeas: Ballard, Bethell, Carlin, Colloton, Cox, Craft, Crow, Davis, Dillmore, Edmonds, Feuerborn, Flaharty, Flora, Flower, Garcia, Gatewood, Grant, Henry, Hill, Holland, Horst, Huff, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, Kirk, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, Mah, Menghini, Jim Morrison, O'Malley, O'Neal, Owens, Peck, Peterson, Phelps, Pottorff, Roth, Ruff, Ruiz, Sawyer, B. Sharp, S. Sharp, Sloan, Storm, Svaty, Thull, Treaster, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Aurand, Beamer, Brown, Brunk, Burgess, Burroughs, Carlson, Carter, Dahl, DeCastro, Decker, Faber, Faust-Goudeau, Freeborn, George, Goico, Gordon, Grange, Hawk, Hayzlett, C. Holmes, M. Holmes, Huebert, Huy, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Landwehr, Long, Mast, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, M. Miller, Judy Morrison, Myers, Neufeld, Newton, Novascone, Oharah, Olson, Otto, Pauls, Pilcher-Cook, Powell, Powers, Schwab, Schwartz, Shultz, Siegfried, Swenson, Vickrey, Ward, Watkins, Weber.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill did not pass.

EXPLANATIONS OF VOTE

MR. SPEAKER: Our pet industry in Kansas is strong now and it's very important that it remains so. **HB 2054** doesn't address any specific problems within this industry. Instead, it substantially increases fees and greatly expands regulatory power.

HB 2054 is overly burdensome, especially for the small producer, who many feel produces the best pets. Many other states have a true sliding fee scale based on operation size.

HB 2054 puts the small producer's business in danger by placing fees upon him that are fifty or more times higher, per animal, than for the large producers. I vote for the little guy. I vote no on **HB 2054!**—FORREST J. KNOX, C. FRANK MILLER

MR. SPEAKER: I vote no on **HB 2054**. This is a fee increase that is paid by the user of such service or program. I have been a supporter of fair and balanced user fees in the past because they are used for the programs they were created to support.

But until the State of Kansas stops sweeping these fees into the State General Fund, there should be no more fee increases or new fees created. The people paying these fees would be and should be appalled that they are not just paying a user fee but are paying an unseen tax to fund General Government rather than the program they thought they were funding.

I ask that you not support **HB 2054** or any other bill that raises fees or creates new fees until the State stops sweeping these funds.—BRENDA LANDWEHR, JASON P. WATKINS

HB 2077, An act concerning the state board of pharmacy, establishing a cancer drug repository program, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Ed-

monds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatedwood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

Sub. HB 2087, An act concerning crimes, punishment and criminal procedure; relating to identity theft, identity fraud and vital records fraud; amending K.S.A. 21-3830 and 65-2434 and K.S.A. 2004 Supp. 21-4018 and repealing the existing sections, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatedwood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The substitute bill passed.

HB 2099, An act relating to credit unions; concerning powers of the credit union administrator; amending K.S.A. 17-2206 and 17-2244 and K.S.A. 2004 Supp. 17-2223a and repealing the existing sections, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatedwood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2115, An act concerning hunting; relating to archery management units for deer; amending K.S.A. 2004 Supp. 32-937 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 107; Nays 15; Present but not voting: 0; Absent or not voting: 3.

Yeas: Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Henry, Hill, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Lane, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powers, Roth, Ruff, Ruiz, Sawyer, B. Sharp, Shultz, Sloan, Storm, Svaty, Swenson, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Aurand, Flower, Freeborn, Hayzlett, Holland, Landwehr, Larkin, Merrick, Neufeld, Powell, Schwab, Schwartz, S. Sharp, Siegfried, Thull.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

HB 2128, An act concerning the department of social and rehabilitation services; creating access to criminal history records, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 7; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Dahl, Davis, DeCastro, Decker, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Watkins, Weber, Wilk, Williams, Yoder, Yonally.

Nays: Crow, Dillmore, Flora, Peterson, Ruiz, Ward, Winn.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2152, An act concerning the master settlement agreement for tobacco products; relating to the appeal bond; amending K.S.A. 2004 Supp. 50-6a05 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 107; Nays 15; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Cox, Craft, Dahl, Davis, DeCastro, Decker, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley,

O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Schwab, Schwartz, B. Sharp, Shultz, Siegfried, Sloan, Svaty, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder.

Nays: Burroughs, Carlin, Crow, Dillmore, Garcia, Lane, Menghini, Peterson, Phelps, Ruiz, Sawyer, S. Sharp, Storm, Swenson, Yonally.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: The tobacco industry comes into our state, takes our mothers and fathers, and our children into the grips of addiction. It robs our state coffers of precious Medicaid dollars. If limiting appeal bonds for these companies is the right public policy, why not Boeing, Koch Industries, Sprint, Yellow Corporation and others that provide jobs, taxes and make a contribution to thousands of Kansas communities? This bill awards an industry that only brings us pain. I vote "NO" on **HB 2152**.—STEPHANIE SHARP

HB 2230, An act concerning cities; relating to annexation; amending K.S.A. 12-520 and 12-520a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 54; Nays 68; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Beamer, Brown, Burgess, Burroughs, Carlson, Carter, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Flaharty, Flower, Freeborn, Goico, Gordon, Grant, Henry, Huebert, Hutchins, Huy, Kelley, Kelsey, Kilpatrick, Knox, Lane, Long, Mah, Mast, Mays, McKinney, Merrick, F. Miller, M. Miller, Neufeld, Oharah, Otto, Pauls, Peterson, Phelps, Pottorff, Powell, Ruff, Schwab, B. Sharp, Svaty, Thull, Vickrey, Ward, Watkins, Weber, Winn.

Nays: Ballard, Bethell, Brunk, Carlin, Colloton, Cox, Craft, Crow, Dahl, Davis, Feuerborn, Flora, Garcia, Gatewood, George, Grange, Hawk, Hayzlett, Hill, Holland, C. Holmes, M. Holmes, Horst, Huff, Humerickhouse, Huntington, Jack, D. Johnson, E. Johnson, Kiegerl, Kinzer, Kirk, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, McCreary, McLeland, Menghini, Jim Morrison, Judy Morrison, Myers, Newton, Novascone, O'Malley, O'Neal, Olson, Owens, Peck, Pilcher-Cook, Powers, Roth, Ruiz, Sawyer, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Storm, Swenson, Treaster, Wilk, Williams, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill did not pass.

EXPLANATION OF VOTE

MR. SPEAKER: Passage of this bill will not stop cities ability to annex. It is a matter of fairness for all parties involved. And please remember the amendment that allows the city to capture new revenue from increased taxes in the annexed area to be designated for improvements required by the service plan. This will help the city after annexation is complete to put in the curbs, sewers, street lights, etc. up to city code. That is why I vote yes on **HB 2230**.—HAROLD LANE

HB 2232, An act concerning Kansas film services commission; relating to members and duties; amending K.S.A. 74-9202 and K.S.A. 2004 Supp. 74-9201 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 11; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Cox, Craft, Crow, DeCastro, Decker, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, E. Johnson, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson,

Otto, Owens, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Carter, Dahl, Davis, Edmonds, Faber, Huy, Kelley, Krehbiel, F. Miller, Pilcher-Cook, Weber.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2241, An act concerning adult care homes; relating to risk assessment plans and inspection reports; amending K.S.A. 39-935 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 53; Nays 69; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Cox, Dahl, DeCastro, Edmonds, Faber, Flora, Freeborn, George, Goico, Gordon, Grange, Hayzlett, Hill, C. Holmes, Huebert, Humerickhouse, Hutchins, Kelley, Kelsey, Kilpatrick, Kirk, Krehbiel, Landwehr, Light, Mast, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, Neufeld, Newton, Novascone, O'Neal, Oharah, Otto, Peck, Pilcher-Cook, Powell, Roth, Schwab, Siegfried, Watkins, Weber, Yoder.

Nays: Ballard, Beamer, Burroughs, Carlin, Colloton, Craft, Crow, Davis, Decker, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flower, Garcia, Gatewood, Grant, Hawk, Henry, Holland, M. Holmes, Horst, Huff, Huntington, Huy, Jack, D. Johnson, E. Johnson, Kiegerl, Kinzer, Knox, Kuether, Lane, Larkin, Loganbill, Long, Mah, Menghini, M. Miller, Jim Morrison, Judy Morrison, Myers, O'Malley, Olson, Owens, Pauls, Peterson, Phelps, Pottorff, Powers, Ruff, Ruiz, Sawyer, Schwartz, B. Sharp, S. Sharp, Shultz, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Wilk, Williams, Winn, Yonally.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill did not pass.

EXPLANATIONS OF VOTE

MR. SPEAKER: My mother spent the last years of her life in a nursing home. I was 18, she was 51. In recent years my wife and I have cared for grandparents who lived the end of their lives in nursing homes. Presently, my Aunt Elsie lives with us so she doesn't have to go to a nursing home.

Nursing homes should cut their liability risk by doing their job well. Many do. But, there is much potential for neglect unless family, or someone, holds them accountable. I ask you to hold nursing homes accountable for their actions. **HB 2241** falls short of this. I vote NO on **HB 2241**.—FORREST J. KNOX

MR. SPEAKER: Trust in government is at an all time low. At a time in our state when we are struggling with opening up more records for the public's view, this bill is a contradiction to that movement. **HB 2241** would hide documents that are currently open to the public from its most vulnerable citizens, the elderly and the disabled. In an effort to protect my grandmother and thousands like her in nursing homes, I vote "NO" on **HB 2241**.—STEPHANIE SHARP

HB 2253, An act concerning wildlife; relating to wildlife violations; amending K.S.A. 22-2908, 32-1002, 32-1003 and 32-1031 and K.S.A. 2004 Supp. 32-1013 and 32-1032 and repealing the existing sections, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, Mc-

Creary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

Sub. HB 2261, An act concerning crimes, punishment and criminal procedure; relating to searches without a search warrant; amending K.S.A. 8-1001 and repealing the existing section; also repealing K.S.A. 22-2501, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 21; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colleton, Cox, Craft, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Feuerborn, Flaharty, Flower, Freeborn, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Landwehr, Light, Loganbill, Long, Mast, Mays, McCreary, McLeland, Merrick, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Storm, Swenson, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Yoder, Yonally.

Nays: Burroughs, Carlin, Crow, Faust-Goudeau, Flora, Garcia, Kuether, Lane, Larkin, Mah, McKinney, Menghini, F. Miller, M. Miller, Peterson, Ruiz, Sawyer, B. Sharp, Svaty, Thull, Winn.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The substitute bill passed.

HB 2279, An act concerning municipalities; relating to utility services provided thereby; amending K.S.A. 2004 Supp. 12-631k, 12-860, 14-569 and 19-2765b and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 7; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Edmonds, Faber, Faust-Goudeau, Flaharty, Flora, Flower, Freeborn, Garcia, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Dillmore, Feuerborn, Gatewood, Lane, McKinney, Schwartz, Thull.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2281, An act concerning governor's records; providing for the disposition of gubernatorial records; amending K.S.A. 75-104 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2298, An act relating to license plates; concerning the purple heart medal license plate; amending K.S.A. 8-1,140 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

HB 2299, An act concerning workers compensation; relating to membership on the advisory panel; amending K.S.A. 2004 Supp. 44-510i and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty,

Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2310. An act relating to motor vehicles; concerning United States military veterans license plates; amending K.S.A. 2004 Supp. 8-1,146 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2315. An act relating to motor vehicles; concerning permanent registration; amending K.S.A. 2004 Supp. 8-1,134 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

HB 2323. An act concerning insurance companies; relating to statutory changes for compatibility with the Kansas corporation code; amending K.S.A. 40-305 and 40-502 and K.S.A. 2004 Supp. 40-306 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 1; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Ga-

tewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: Landwehr.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

HB 2325, An act relating to insurance; pertaining to guaranteed investment contracts and related types of insurance contracts; amending K.S.A. 40-401, 40-436 and 40-3641 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 1; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatedwood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: Landwehr.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2326, An act concerning insurance; pertaining to the Kansas Insurance Guaranty Association; relating to claims; amending K.S.A. 40-2903, 40-2906, 40-2909, 40-2910 and 40-3641 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 1; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatedwood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: Landwehr.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2352, An act creating the revised Kansas code for care of children; amending K.S.A. 5-512, 28-170a, 38-140, 38-538, 38-1604, 38-1608, 38-1664, 38-1813, 39-754, 39-756, 39-

756a, 39-1305, 59-2129, 65-516, 65-6205, 72-962, 72-1113, 72-53,106, 72-5427 and 75-7025 and K.S.A. 2004 Supp. 20-164, 20-302b, 20-319, 21-3604, 21-3612, 21-3721, 21-3843, 23-605, 28-170, 28-172b, 39-709, 44-817, 59-3059, 59-3060, 60-452a, 60-460, 60-1610, 65-1626, 75-4319, 75-4332, 75-7023 and 76-729 and repealing the existing sections; also repealing K.S.A. 38-1501, 38-1504, 38-1505a, 38-1510, 38-1511, 38-1512, 38-1513, 38-1513a, 38-1514, 38-1515, 38-1516, 38-1517, 38-1518, 38-1519, 38-1520, 38-1521, 38-1522b, 38-1523, 38-1523a, 38-1524, 38-1525, 38-1526, 38-1527, 38-1528, 38-1529, 38-1530, 38-1531, 38-1532, 38-1533, 38-1534, 38-1535, 38-1536, 38-1537, 38-1541, 38-1542, 38-1543, 38-1544, 38-1545, 38-1546, 38-1551, 38-1552, 38-1553, 38-1554, 38-1555, 38-1556, 38-1557, 38-1558, 38-1559, 38-1561, 38-1562, 38-1563, 38-1564, 38-1565, 38-1566, 38-1567, 38-1568, 38-1569, 38-1570, 38-1581, 38-1582, 38-1584, 38-1585, 38-1586, 38-1587, 38-1591, 38-1592, 38-1593, 38-1594, 38-1595, 38-1596, 38-1597, 38-1598, 38-1599 and 38-15.100 and K.S.A. 2004 Supp. 38-1502, 38-1503, 38-1505, 38-1522, 38-1552a, 38-1583, 38-15.101 and 75-4319b, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 4; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kilpatrick, Kinzer, Kirk, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Huy, Kiegerl, Knox, Judy Morrison.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2357, An act pertaining to self audits by insurance companies, was considered on final action.

On roll call, the vote was: Yeas 81; Nays 40; Present but not voting: 1; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Cox, Craft, Dahl, DeCastro, Decker, Dillmore, Edmonds, Faber, Feuerborn, Flower, Freeborn, George, Goico, Gordon, Grange, Grant, Hayzlett, Hill, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, D. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Light, Mah, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Owens, Peck, Pilcher-Cook, Pottorff, Powell, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Nays: Burroughs, Carlin, Crow, Davis, Faust-Goudeau, Flaharty, Flora, Garcia, Gatewood, Hawk, Henry, Holland, Jack, E. Johnson, Kirk, Kuether, Lane, Larkin, Loganbill, Long, McKinney, Menghini, M. Miller, Otto, Pauls, Peterson, Phelps, Powers, Ruff, Ruiz, Sawyer, B. Sharp, Storm, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Present but not voting: Landwehr.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2366, An act concerning insurance; relating to health care plans; relating to changing terms of certain individual policies; amending K.S.A. 40-2215 and 40-2257 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 7; Present but not voting: 1; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Yoder, Yonally.

Nays: Flaharty, Flora, Kirk, Kuether, Lane, M. Miller, Winn.

Present but not voting: Landwehr.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2380, An act concerning the attorney general; relating to duties and assistants; amending K.S.A. 75-704a and 75-710 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 1; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Flora.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

HB 2385, An act concerning crimes, punishment and criminal procedure; relating to procedure for admission of photographs of wrongfully taken property; amending K.S.A. 60-472 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2390, An act concerning oil and gas; relating to drilling wells; raising financial assurance responsibilities; amending K.S.A. 2004 Supp. 55-155 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 5; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, Long, Mah, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Feuerborn, Landwehr, Mast, F. Miller, Peck.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

HB 2409, An act relating to roads and highways; designating part of United States highway 54 as the Veterans Memorial highway; amending K.S.A. 2004 Supp. 68-1029 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed.

HB 2443, An act creating the Kansas film production investment tax credit act, was considered on final action.

On roll call, the vote was: Yeas 98; Nays 24; Present but not voting: 0; Absent or not voting: 3.

Yeas: Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Henry, Hill, Holland, C. Holmes, Horst, Humerickhouse, Huntington, Jack, D. Johnson, E. Johnson, Kelsey, Kirk, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, McCreary, McKinney, Menghini, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pottorff, Powers, Roth, Ruff, Ruiz, Sawyer,

Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Williams, Winn, Yoder, Yonally.

Nays: Aurand, Carter, Edmonds, Hayzlett, M. Holmes, Huebert, Huff, Hutchins, Huy, Kelley, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Mays, McLeland, Merrick, F. Miller, Pilcher-Cook, Powell, Sloan, Weber, Wilk.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

HB 2444, An act creating the Kansas film production tax credit act, was considered on final action.

On roll call, the vote was: Yeas 99; Nays 23; Present but not voting: 0; Absent or not voting: 3.

Yeas: Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Cox, Craft, Crow, Davis, DeCastro, Decker, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Henry, Hill, Holland, C. Holmes, Horst, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, E. Johnson, Kelsey, Kirk, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mays, McCreary, McKinney, McLeland, Menghini, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pottorff, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Williams, Winn, Yoder, Yonally.

Nays: Aurand, Carter, Dahl, Edmonds, Hayzlett, M. Holmes, Huebert, Huff, Huy, Kelley, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Mast, Merrick, F. Miller, Pilcher-Cook, Powell, Sloan, Weber, Wilk.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

Sub. HB 2457, An act concerning civil procedure; relating to service of process; amending K.S.A. 2004 Supp. 60-304 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The substitute bill passed.

HB 2465, An act concerning certain electric utilities; relating to recovery of transmission costs; amending K.S.A. 2004 Supp. 66-1237 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 89; Nays 33; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Bethell, Brown, Brunk, Burgess, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Edmonds, Faust-Goudeau, Flaharty, Flower, Freeborn, Garcia, George, Goico, Grange, Hawk, Hayzlett, Henry, Hill, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huy, Jack, D. Johnson, E. Johnson, Kelsey, Kiegerl, Kinzer, Knox, Krehbiel, Landwehr, Larkin, Light, Loganbill, Long, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Phelps, Pilcher-Cook, Pottorff, Powell, Roth, Ruff, Sawyer, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Watkins, Weber, Wilk, Williams, Winn, Yoder, Yonally.

Nays: Beamer, Burroughs, Carlin, Carlson, Dillmore, Faber, Feuerborn, Flora, Gatewood, Gordon, Grant, Holland, Huntington, Hutchins, Kelley, Kilpatrick, Kirk, Kuether, Lane, Mah, McKinney, Menghini, Pauls, Peck, Peterson, Powers, Ruiz, Schwab, Swenson, Thull, Treaster, Vickrey, Ward.

Present but not voting: None.

Absent or not voting: Henderson, Loyd, Showalter.

The bill passed, as amended.

INTRODUCTION OF ORIGINAL MOTIONS

Rep. Aurand moved, pursuant to House Rule 2306, that the following bills be withdrawn from the calendar and referred to Committees as indicated:

Calendar and Printing: **HB 2093, HB 2094.**

Federal and State Affairs: **HB 2005, HB 2041, HB 2124, HB 2337.**

Also, **HB 2417** be rereferred to Committee on Health and Human Services.

Rep. McKinney requested the question be divided and that **HB 2337** be considered separately.

The question arose on the motion of Rep. Aurand on **HB 2005, HB 2041, HB 2124, HB 2093, HB 2094, HB 2417** and the bills were referred to the following committees:

Calendar and Printing: **HB 2093, HB 2094.**

Federal and State Affairs: **HB 2005, HB 2041, HB 2124.**

Health and Human Services: **HB 2417.**

Roll call was demanded on the motion of Rep. Aurand to refer **HB 2337** to Committee on Federal and State Affairs.

On roll call, the vote was: Yeas 76; Nays 44; Present but not voting: 0; Absent or not voting: 5.

Yeas: Aurand, Beamer, Bethell, Brown, Brunk, Carlson, Carter, Colloton, Cox, Craft, Dahl, DeCastro, Decker, Edmonds, Faber, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, Hill, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Owens, Peck, Pilcher-Cook, Pottorff, Powell, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Watkins, Weber, Wilk, Yoder, Yonally.

Nays: Ballard, Burgess, Burroughs, Carlin, Crow, Davis, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henry, Holland, Huff, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Mah, McKinney, Menghini, M. Miller, Otto, Pauls, Peterson, Phelps, Ruff, Ruiz, Sawyer, B. Sharp, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Williams, Winn.

Present but not voting: None.

Absent or not voting: Dillmore, Henderson, Loyd, Powers, Showalter.

The motion prevailed and **HB 2337** was referred to Committee on Federal and State Affairs.

DISPOSITION OF BILLS SUBJECT TO CERTAIN DEADLINES

Speaker Mays announced, pursuant to House Rule 1507, that the following bills are stricken from the calendar:

HB 2090; Sub. HB 2114; HB 2117, HB 2145, HB 2158, HB 2229, HB 2305, HB 2400, HB 2463.

CHANGE OF REFERENCE

Speaker Mays announced the withdrawal of **HB 2331** from Committee on Education and referral to Select Committee on School Finance.

Also, the withdrawal of **HB 2489** from Committee on Taxation and referral separately to Committee on Higher Education and Committee on Taxation.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions and certificates that

Request No. 99, by Representative Burroughs, congratulating Oak Ridge Missionary Baptist Church on the dedication of their new church building;

Request No. 100, by Representative Kiegerl, commending Hannah Miller for her brave battle with cancer;

Request No. 101, by Representative Kiegerl, commending Brandy White for raising over \$1,000 for a fellow student with cancer;

Request No. 102, by Representative Peck, congratulating James L. McGehee on his 90th birthday;

Request No. 103, by Representative Wilk, congratulating the Immaculata High School Scholars' Bowl Team on winning the class 2A state title;

Request No. 104, by Representative Schwartz, congratulating Arlan and Shirley Ben-teman on their 50th wedding anniversary;

Request No. 105, by Representative Carlson, congratulating Isaac N. Doolittle on attaining the rank of Eagle Scout;

Request No. 106, by Representative George, commending Lance D. Leachman and Jeffrey J. Schawe on being named to the All-Kansas Academic Team;

Request No. 107, by Representative Weber, congratulating Tim and Brenda Holm for their support of the Abilene Community Foundation;

Request No. 108, by Representative Feuerborn, congratulating Jason Setter on attaining the rank of Eagle Scout;

Request No. 109, by Representative Weber, congratulating Loren and Gertie Hinkle on their 50th wedding anniversary;

Request No. 110, by Representative Weber, congratulating Jeff Mortensen on being named 2004 Young Citizen of the Year by the Tri-County Area Chamber of Commerce;

Request No. 111, by Representative Weber, congratulating Paul and Becky Barnes on being named 2004 Citizens of the Year by the Tri-County Area Chamber of Commerce;

Request No. 112, by Representative Weber, congratulating Glenn and Beverly Bayes on being named 2004 Senior Citizens of the Year by the Tri-County Area Chamber of Commerce;

Request No. 113, by Representative Weber, congratulating Lynley Remy on being named 2004 Educator of the Year by the Centre Unified School District;

Request No. 114, by Representative Weber, congratulating Geneva Hottman on being named 2004 Educator of the Year by the Rural Vista Unified School District;

Request No. 115, by Representative Weber, congratulating Beth Gooldy on being named 2004 Educator of the Year by the Herington School District;

Request No. 116, by Representative Burgess, congratulating Alex P. Zillinger on attaining the rank of Eagle Scout;

Request No. 117, by Representative Merrick, congratulating Mary Kay Hazel on being named a 2005 National Merit Scholarship finalist;

Request No. 118, by Representative Merrick, congratulating Karen D. Davis on being named a 2005 National Merit Scholarship finalist;

Request No. 119, by Representative Schwartz, congratulating Tyler J. Kern on attaining the rank of Eagle Scout;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Aurand, the committee report was adopted.

REPORT ON ENGROSSED BILLS

HB 2054, HB 2099, HB 2152, HB 2232, HB 2443, HB 2444 reported correctly engrossed February 24, 2005.

Also, **HB 2466** reported correctly engrossed February 25, 2005.

On motion of Rep. Aurand, the House adjourned pro forma until 4:00 p.m., Tuesday, March 1, 2005.

JANET E. JONES, *Chief Clerk.*

CHARLENE SWANSON, *Journal Clerk.*

