

Journal of the House

THIRTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 25, 2007, 11:00 a.m.

The House met pursuant to adjournment with Speaker Neufeld in the chair.
The roll was called with 121 members present.
Reps. Craft and Yoder were excused on verified illness.
Reps. Ballard and Schwartz were excused on legislative business.

Prayer by guest chaplain, the Rev. C. Michael Kumer, interim pastor, First Presbyterian Church, Topeka:

Great and glorious God, maker and ruler of all creation, we pause at the beginning of this session of the House to acknowledge your presence with us. The Psalmist has told us that if we were to fly to the ends of creation, you would be present, your right hand guiding us. Through your prophets you have given us our task as your people, to care for the poor, the widows, the orphans, to bring new visions of how to live together in this great state to all its people, and to find ways to release those in bondage to evil in its many forms.

For each of us who claims you as Lord, may we see in these ancient words your personal word to us today. As we exercise our leadership may we be guided by your precepts of justice and righteousness. Give to us strength, courage, determination, and the spirit of cooperation we need to do the work that is before us for the good of all your people.

We pray in your name O Lord, our Rock and our Salvation. Amen.

The Pledge of Allegiance was led by Rep. Knox.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2199, An act concerning the minimum wage and maximum hours law; repealing the minimum wage provisions; amending K.S.A. 44-1201, 44-1207, 44-1208, 44-1209, 44-1210, 44-1211, 44-1212 and 44-1213 and K.S.A. 2006 Supp. 44-1202 and repealing the existing sections; also repealing K.S.A. 44-1203, by Committee on Commerce and Labor.

HB 2200, An act concerning crimes, punishment and criminal procedure; relating to obscenity; amending K.S.A. 21-4301a and 21-4301c and K.S.A. 2006 Supp. 21-4301 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2201, An act concerning cities; relating to building codes; amending K.S.A. 12-751a and repealing the existing section, by Committee on Federal and State Affairs.

HB 2202, An act concerning alcoholic liquors; relating to farm wineries; amending K.S.A. 2006 Supp. 41-2623 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2203, An act concerning crimes, criminal procedure and punishment; relating to release prior to trial; conditions of release; amending K.S.A. 2006 Supp. 22-2802 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2204, An act concerning lotteries; providing for the operation of video lottery terminals at certain locations; amending K.S.A. 74-8702, 74-8704, 74-8710 and 74-8718 and K.S.A. 2006 Supp. 74-8711 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2205, An act concerning crimes, punishment and criminal procedure; relating to prostitution; testing for infectious diseases; amending K.S.A. 21-3512 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2206, An act concerning crimes and punishment; relating to unlawful sexual relations; amending K.S.A. 2006 Supp. 21-3520 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2207, An act relating to public finance; creating the taxpayer transparency act; defining terms; requiring the secretary of administration to develop and operate a specified website; enumerating information which shall be made available on such website; establishing a time period covered for information on such website; requiring specified agencies to provide certain information; providing for nondisclosure of certain information; amending K.S.A. 2006 Supp. 75-5133 and repealing the existing section, by Committee on Governmental Efficiency and Technology.

HB 2208, An act concerning the county fair board of Cloud county; amending K.S.A. 19-2699 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2209, An act relating to military service; concerning tuition and fees of Kansas educational institutions; amending K.S.A. 2006 Supp. 75-4364 and repealing the existing section, by Committee on Veterans, Military, and Homeland Security.

HB 2210, An act relating to veterans; amending K.S.A. 73-1211 and K.S.A. 2006 Supp. 73-1234 and repealing the existing sections, by Committee on Veterans, Military and Homeland Security.

HB 2211, An act relating to motor vehicles; providing for the issuance of support our troops license plates, by Committee on Transportation.

HB 2212, An act concerning title loans, by Committee on Transportation.

HB 2213, An act concerning certain facilities for children; amending K.S.A. 65-504, 65-505, 65-521, 65-522, 65-523 and 65-524 and K.S.A. 2006 Supp. 65-526 and repealing the existing sections, by Committee on Health and Human Services.

HB 2214, An act concerning the Kansas dental board; relating to sedation permits; amending K.S.A. 2006 Supp. 65-1444 and repealing the existing section, by Committee on Health and Human Services.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2184**.

Appropriations: **HB 2178**, **HB 2183**.

Commerce and Labor: **HB 2179**.

Education: **HB 2185**.

Elections and Governmental Organization: **HB 2177**, **HB 2197**, **HB 2198**.

Energy and Utilities: **HB 2194**.

Health and Human Services: **HB 2180**, **HB 2181**, **HB 2182**; **SB 62**, **SB 63**, **SB 72**.

Judiciary: **HB 2176**, **HB 2186**, **HB 2187**, **HB 2188**, **HB 2189**, **HB 2190**, **HB 2191**, **HB 2192**, **HB 2193**.

Transportation: **HB 2195**, **HB 2196**.

COMMUNICATIONS FROM STATE OFFICERS

From Board of Indigents' Defense Services, State of Kansas, Annual Report, Fiscal Year 2006.

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

CONSENT CALENDAR

No objection was made to **HB 2005** appearing on the Consent Calendar for the second day.

On motion of Rep. Merrick, the House resolved into Committee of the Whole, with Rep. Tafanelli in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Tafanelli, Committee of the Whole report, as follows, was adopted: Recommended that **HB 2032**, **HB 2039** be passed.

HB 2036 be passed over and retain a place on the calendar.

On motion of Rep. Neighbor to amend **HB 2034**, the motion did not prevail and the bill be passed.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were thereupon introduced and read by title:

HB 2215, An act concerning the Kansas dental board; regarding permit fee; amending K.S.A. 2006 Supp. 65-1447 and repealing the existing section, by Committee on Health and Human Services.

HB 2216, An act concerning dentists and dental hygienists; relating to licensure; amending K.S.A. 65-1431 and repealing the existing section, by Committee on Health and Human Services.

HB 2217, An act concerning counties; relating to the adoption of certain codes; amending K.S.A. 12-3304 and repealing the existing section, by Committee on Elections and Governmental Organization.

HB 2218, An act concerning campaign finance; relating to electioneering communications; relating to independent expenditures, by Committee on Elections and Governmental Organization.

HB 2219, An act concerning certain electric generation facilities; imposing a moratorium on construction thereof, by Committee on Energy and Utilities.

HB 2220, An act concerning electric utilities; relating to recovery of certain transmission costs; amending K.S.A. 2006 Supp. 66-1237 and repealing the existing section, by Committee on Energy and Utilities.

HB 2221, An act concerning telecommunications; relating to promotions; amending K.S.A. 2006 Supp. 66-2005 and repealing the existing section, by Committee on Energy and Utilities.

HB 2222, An act concerning income taxation; relating to credits; certain hybrid motor vehicles, by Committee on Energy and Utilities.

HB 2223, An act concerning school districts; concerning grants for the payment of costs relating to attaining endorsement as an ESOL teacher, by Committee on Education.

HB 2224, An act concerning the department of health and environment; relating to education and screening for congenital hypothyroidism, galactosemia, phenylketonuria and other genetic diseases and disorders; assistance for certain expenses; amending K.S.A. 2006 Supp. 65-180 and repealing the existing section, by Social Services Budget Committee.

HB 2225, An act concerning insurance agents; relating to license renewal; amending K.S.A. 2006 Supp. 40-4903 and repealing the existing section, by Committee on Insurance and Financial Institutions.

HB 2226, An act concerning income taxation; relating to credits; education expenses, by Committee on Taxation.

HB 2227, An act concerning certification of receipt of certain tests or inoculations prior to admission and attendance at school; amending K.S.A. 72-5209 and repealing the existing section, by Representatives Garcia, Hill, Ballard, Burroughs, Carlin, Colloton, Crow, Faust-Goudeau, Feuerborn, Flaharty, Flora, Goyle, Hawk, Henderson, Horst, Huntington, Kuether, Loganbill, McCray-Miller, McLachlan, Menghini, Judy Morrison, Neighbor,

Owens, Palmer, Pauls, Pottorff, Rardin, Ruiz, Sawyer, Storm, Svaty, Swanson, Trimmer, Williams, Winn and K. Wolf.

HB 2228, An act concerning construction contracts; relating to indemnification provisions and additional insured parties; amending K.S.A. 2006 Supp. 16-121 and repealing the existing section, by Committee on Judiciary.

HB 2229, An act concerning crimes, criminal procedure and punishment; relating to unlawful animal fighting; amending K.S.A. 21-4315 and K.S.A. 2006 Supp. 21-4316 and 21-4317 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 21-4319, by Committee on Judiciary.

HB 2230, An act concerning the department of corrections; relating to program agreements between the secretary and inmates; amending K.S.A. 75-5210a and repealing the existing section, by Committee on Judiciary.

HB 2231, An act concerning crimes and punishment; relating to burglary and aggravated burglary; amending K.S.A. 21-3715 and 21-3716 and K.S.A. 2006 Supp. 21-4704 and repealing the existing sections, by Committee on Judiciary.

HB 2232, An act concerning crimes, criminal procedure and punishment; relating to costs in criminal cases; eliminating reimbursement of jury fees by the department of corrections; amending K.S.A. 22-3801 and repealing the existing section, by Committee on Judiciary.

HB 2233, An act concerning the department of corrections; relating to prison-made goods; authorizing sales to state employees; amending K.S.A. 75-5275 and 75-5276 and repealing the existing sections, by Committee on Judiciary.

HB 2234, An act concerning the department of wildlife and parks; regarding public hunting land, by Committee on Appropriations.

HB 2235, An act concerning the state board of nursing; fees; amending K.S.A. 65-1118 and 65-4208 and repealing the existing sections, by Committee on Appropriations.

HB 2236, An act enacting the geriatric mental health act; establishing a geriatric service demonstration program administered by the department on aging, by Committee on Appropriations.

HB 2237, An act concerning adult care home administrators; relating to license reciprocity; amending K.S.A. 65-3505 and repealing the existing section, by Committee on Appropriations.

HB 2238, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation of adjutant general; membership of certain firefighters; contributions, by Committee on Appropriations.

HB 2239, An act relating to health care providers, risk management; definitions; adding certain mental health practitioners; amending K.S.A. 2006 Supp. 65-4921 and repealing the existing section, by Committee on Appropriations.

HB 2240, An act concerning retailers' sales tax; relating to the exemptions; amending K.S.A. 2006 Supp. 79-3603 and repealing the existing section, by Committee on Energy and Utilities.

HB 2241, An act concerning children; relating to visitation by grandparents; amending K.S.A. 38-129 and 60-1616 and repealing the existing sections, by Committee on Federal and State Affairs.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Friday, January 26, 2007.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

