

# Journal of the House

TWENTY-SIXTH DAY

---

HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, February 13, 2007, 10:30 a.m.

The House met pursuant to adjournment with Speaker pro tem Dahl in the chair.  
The roll was called with 120 members present.

Reps. George, Powell and Powers were excused on verified illness.

Reps. Henry and Sloan were excused on excused absence by the Speaker.

Prayer by Rep. Kelsey:

Lord, you have told us in your Word that if we lack wisdom, we can ask you and that you will give us wisdom liberally. We ask you Lord for wisdom. As we consider issues about which we often would like to have better understanding, Lord we ask you for your wisdom and understanding.

We continue to pray for Rep. Powers and the restoration of his health.

Guide our deliberations today and help us to share our views with clarity of thought and respect for one another. Thank you for your many blessings and your goodness toward each of us. In Jesus' Name, Amen.

The Pledge of Allegiance was led by Rep. Ballard.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Calendar and Printing: **HB 2504**.

Education: **HCR 5016**.

Elections and Governmental Organization: **HB 2502**.

Health and Human Services: **HB 2503**.

Insurance and Financial Institutions: **HB 2505**.

Taxation: **HB 2500, HB 2501; HCR 5015**.

Transportation: **HB 2499, HB 2506**.

## CONSENT CALENDAR

No objection was made to **HB 2306** appearing on the Consent Calendar for the second day.

## FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Speaker pro tem Dahl announced that order of business, Final Action on Bills and Concurrent Resolutions, would be passed over today.

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

## COMMITTEE OF THE WHOLE

On motion of Rep. Bethell, Committee of the Whole report, as follows, was adopted:

Recommended that **HB 2106** be passed.

Committee report recommending a substitute bill to **Sub. HB 2108** be adopted; and the substitute bill be passed.

Committee report to **HB 2111** be adopted; and the bill be passed as amended.  
 Committee report to **HB 2145** be adopted; and the bill be passed as amended.  
 Committee report to **HB 2014** be adopted; also, on motion of Rep. Hodge to amend, the motion did not prevail and the bill be passed as amended.

#### REPORTS OF STANDING COMMITTEES

Budget Committee on **Agriculture and Natural Resources** recommends **HB 2168** be amended on page 1, in line 14, after “located” by inserting “in Cherokee county and”; and the bill be passed as amended.

Committee on **Economic Development and Tourism** recommends **HB 2274** be passed.

Committee on **Economic Development and Tourism** recommends **HB 2270** be amended on page 1, in line 13, after “museum” by inserting “located in Wichita, Kansas”; by striking all of lines 15 and 16;

Also on page 1, in the title, in line 9, by striking all after “museum”; in line 10, by striking all before the period and the bill be passed as amended.

Committee on **Elections and Governmental Organization** recommends **HB 2307** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Elections and Governmental Organization** recommends **HB 2197** be amended on page 1, in line 41, by striking “followed” and inserting “preceded”; in line 42, by striking “preceded” and inserting “followed”;

On page 2, by striking all in lines 19 through 27; and the bill be passed as amended.

Committee on **Elections and Governmental Organization** recommends **HB 2267** be amended on page 1, in line 26, before the period, by inserting: “except that no city may annex land owned by a county without the express permission of the board of county commissioners of the county”;

On page 2, by striking all in lines 3, 4 and 5;

And by redesignating subsections accordingly; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2006** be amended on page 1, in line 17, by striking all after “(2)”; by striking all in line 18; in line 19, by striking “(3)”; also in line 19, by striking all after “living”; in line 20, by striking all before the period and inserting “individual organism of the species homo sapiens, in utero, at any stage of gestation from fertilization to birth”; in line 28, by striking “the Kansas criminal code” and inserting “K.S.A. 21-3401, 21-3402, 21-3403, 21-3404, 21-3405, 21-3412, 21-3414 and 21-3439, and amendments thereto”; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2373** be amended on page 5, in line 30, by striking “agreement” and inserting “interest it seeks to perfect”; and the bill be passed as amended.

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 2507**, An act concerning the Kansas sports hall of fame; relating to funding thereof; providing for the use of certain lottery revenues therefore; amending K.S.A. 2006 Supp. 74-8711 and repealing the existing section, by Committee on Appropriations.

**HB 2508**, An act concerning the legislature; providing for economic impact statements for certain bills and other matters under consideration, by Committee on Appropriations.

**HB 2509**, An act concerning wards and guardians; relating to the duties and powers of guardians; amending K.S.A. 59-3068, 59-3075 and 59-3078 and repealing the existing sections, by Committee on Appropriations.

**HB 2510**, An act concerning abolition of the death penalty; amending K.S.A. 21-4634, 22-3705 and 22-4210 and K.S.A. 2006 Supp. 21-3105, 21-4619, 21-4635, 21-4706, 22-3405, 22-3717, 22-4505, 22-4506, 22-4902, 38-2255, 38-2271, 38-2312, 38-2365, 39-970, 65-5117 and 75-52,148 and repealing the existing sections; also repealing K.S.A. 21-3439, 21-4627,

21-4629, 21-4630, 21-4631 and 22-3704 and K.S.A. 2006 Supp. 21-4619c, 21-4622, 21-4623 and 21-4624, by Committee on Appropriations.

**HB 2511**, An act concerning sales taxation; relating to bad debts; deductions or refunds; requirements and procedures therefor; amending K.S.A. 2006 Supp. 79-3674 and repealing the existing section, by Committee on Taxation.

**HB 2512**, An act concerning taxation; relating to certain tobacco products; computation of tax; amending K.S.A. 79-3371 and K.S.A. 2006 Supp. 79-3301 and repealing the existing sections, by Committee on Taxation.

**HB 2513**, An act concerning sales taxation; relating to direct mail; amending K.S.A. 2006 Supp. 79-3602 and repealing the existing section, by Committee on Taxation.

**HB 2514**, An act concerning income taxation; relating to credits; income tax paid to another state; amending K.S.A. 2006 Supp. 79-32,111 and repealing the existing section, by Committee on Taxation.

**HB 2515**, An act concerning income taxation; relating to municipal bonds and obligations; interest paid thereon; amending K.S.A. 2006 Supp. 79-32,117 and repealing the existing section; also repealing K.S.A. 2006 Supp. 79-32,117, by Committee on Taxation.

**HB 2516**, An act concerning property taxation; relating to fair market value; amending K.S.A. 2006 Supp. 79-503a and repealing the existing section, by Committee on Taxation.

**HB 2517**, An act concerning sales taxation; relating to exemptions; certain books and electronic or print instructional media; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2518**, An act concerning sales taxation; relating to exemptions; golden belt community concert association; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2519**, An act concerning sales taxation; relating to countywide retailers' sales tax in Wabaunsee county; amending K.S.A. 2006 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 12-187b and 12-189f, by Committee on Taxation.

**HB 2520**, An act concerning real property; relating to conversion of convertible lands; liability for real property taxes and other expenses; amending K.S.A. 58-3115a and repealing the existing section, by Committee on Taxation.

**HB 2521**, An act concerning the state treasurer; relating to unclaimed property fees, by Committee on Appropriations.

#### **REPORT ON ENGROSSED BILLS**

**HB 2031** reported correctly engrossed February 12, 2007.

#### **REPORT ON ENROLLED RESOLUTIONS**

**HCR 5009** reported correctly enrolled and properly signed on February 13, 2007.

**HR 6008** reported correctly enrolled and properly signed on February 13, 2007.

On motion of Rep. Merrick, the House adjourned until 10:30 a.m., Wednesday, February 14, 2007.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

