

# Journal of the House

TWENTY-SEVENTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Wednesday, February 14, 2007, 10:30 a.m.

The House met pursuant to adjournment with Speaker pro tem Dahl in the chair. The roll was called with 121 members present. Reps. George, Hodge and Powers were excused on verified illness. Rep. Henry was excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Dear Lord, today is Valentine's Day. We are reminded of the command you have given us, "love each other as I have loved you...greater love has no one than this, that he lay down his life for his friends...love your neighbor as yourself." (John 15:12-13; Mark 12:31) Lord, who is our neighbor? For us, it is those whom we represent. Today, before we speak and before we vote, challenge us to ask the question, 'am I doing this out of love for my neighbor or for my own personal gain?' Teach us to love as you love us. In the name of Christ I pray, Amen.

The Pledge of Allegiance was led by Rep. Swenson.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

**HB 2522**, An act concerning public utility reporting of certain security expenditures; amending K.S.A. 2006 Supp. 66-1233 and repealing the existing section, by Committee on Appropriations.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2508**, **HB 2521**.

Economic Development and Tourism: **HB 2507**.

Federal and State Affairs: **HB 2510**.

Judiciary: **HB 2509**.

Taxation: **HB 2511**, **HB 2512**, **HB 2513**, **HB 2514**, **HB 2515**, **HB 2516**, **HB 2517**, **HB 2518**, **HB 2519**, **HB 2520**.

## MESSAGE FROM THE SENATE

Announcing passage of **SB 121**, **SB 191**.

## INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

**SB 121**, **SB 191**.

## INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

## HOUSE RESOLUTION No. 6009—

By Committee on Insurance and Financial Institutions

A RESOLUTION calling on the state bank commissioner to educate Kansas state chartered banks under the jurisdiction of the commissioner about the use of health savings accounts.

WHEREAS, The number of uninsured Kansans has risen substantially since the year 2000, especially among the self-employed and small businesses. A continued decline in the number of Kansans with employer-provided health insurance along with a weakening of the health insurance safety net will undoubtedly cause more Kansans to lose health insurance coverage and therefore access to adequate health care. Recent research indicates that children without health insurance have higher health care costs than children with health insurance; and

WHEREAS, Health savings accounts, made available by state chartered banks, are one alternative available to cover health costs while offering tremendous tax advantages. Health savings accounts (HSA's) were created by the Medicare bill signed by President Bush on December 8, 2003, and are designed to help individuals save for future qualified medical and retiree health expenses on a tax-free basis. Combined with high deductible health insurance policies, HSA's may provide an affordable health insurance alternative to small businesses currently unable to provide health insurance to their employees. An HSA is an asset of the insured which encourages wise use of health care services; and

WHEREAS, Providing health care insurance prevents catastrophic losses which could put otherwise uninsured Kansans into poverty and bankruptcy. Furthermore, HSA contributions are tax deductible, money in the HSA accrues tax-free, money can be withdrawn any time for expenses not covered by health insurance, excess funds may be rolled over into a traditional IRA and expenses for the entire family can be paid for even if they are not on the HSA account holder's health insurance. Now, therefore,

*Be it resolved by the House of Representatives of the State of Kansas:* That we request the state bank commissioner to educate Kansas state chartered banks under the jurisdiction of the commissioner about the use of health savings accounts. That the state bank commissioner encourage state banks to provide health savings accounts to their customers and educate banks on how to set up and administer health savings accounts; and

*Be it further resolved:* That the Chief Clerk of the House of Representatives provide an enrolled copy of this resolution to the President of the Senate and the State Bank Commissioner.

**CONSENT CALENDAR**

No objection was made to **HB 2307** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2306** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

**FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**HB 2306**, An act concerning the Kansas electric transmission authority; relating to the duties and powers of the authority; amending K.S.A. 2006 Supp. 74-99d07 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 0; Present but not voting: 2; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Proehl, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Sharp, Shultz, Siegfried,

Sloan, Spalding, Storm, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.

Present but not voting: Kuether, Svaty.

Absent or not voting: George, Henry, Hodge, Powers.

The bill passed.

**HB 2014.** An act concerning postsecondary education; establishing the Kansas technical college and technical school commission; relating to the powers and duties thereof, was considered on final action.

On roll call, the vote was: Yeas 104; Nays 17; Present but not voting: 0; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Bowers, Burgess, Burroughs, Carlin, Carlson, Colloton, Craft, Crow, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, Gordon, Goyle, Grant, Hawk, Hayzlett, Henderson, Hill, Holland, C. Holmes, M. Holmes, Horst, Humerickhouse, Huntington, Johnson, Kelsey, King, Knox, Kuether, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, Menghini, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peterson, Phelps, Pottorff, Powell, Proehl, Rardin, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Brown, Brunk, Colyer, Crum, Goico, Grange, Huebert, Kelley, Kiegerl, Kinzer, Landwehr, McLeland, Merrick, Peck, Rhoades, Sharp, Siegfried.

Present but not voting: None.

Absent or not voting: George, Henry, Hodge, Powers.

The bill passed, as amended.

**HB 2031.** An act concerning taxation; relating to the Kansas franchise tax; application to certain business entities; rates, phase out; amending K.S.A. 2006 Supp. 79-5401 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 91; Nays 30; Present but not voting: 0; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Carlson, Colloton, Colyer, Craft, Crum, Dahl, Donohoe, Faber, Frownfelter, Fund, Goico, Gordon, Goyle, Grange, Hayzlett, Hill, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Landwehr, Light, Long, Mast, Masterson, McLachlan, McLeland, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Pottorff, Powell, Proehl, Rardin, Rhoades, Roth, Ruff, Sawyer, Schroeder, Schwartz, Sharp, Shultz, Siegfried, Sloan, Spalding, Storm, Swanson, Swenson, Tafanelli, Treaster, Trimmer, Vickrey, Watkins, Wetta, Whitham, Wilk, Williams, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Burroughs, Carlin, Crow, Davis, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Holland, Kuether, Lane, Loganbill, Lukert, Mah, McCray-Miller, McKinney, Menghini, Peterson, Phelps, Ruiz, Svaty, Tietze, Ward, Winn.

Present but not voting: None.

Absent or not voting: George, Henry, Hodge, Powers.

The bill passed, as amended.

#### EXPLANATIONS OF VOTE

MR. SPEAKER: We support **HB 2031** as amended. Kansas businesses pay a tax on their assets, even if they are not profitable. This tax is a penalty for making business investments. Eliminating this tax will make Kansas more competitive and economically strong.

While we whole-heartedly support health care for working Kansans, the Homestead Act, and debt-reduction; a tax bill is no place for these debates. We should not try a “quick-fix” to these issues by amending them onto a tax measure.

Small businesses, especially agriculture enterprise, will benefit greatly from this measure and we are happy to support this bill.—MARIO GOICO, RICHARD CARLSON, BRENDA LANDWEHR, MIKE KIEGERL, JEFF COLYER, ARLEN SIEGFREID, STEVE BRUNK, KENNY WILK, DON SCHROEDER, RAY MERRICK, VIRGIL PECK, DAVID CRUM, BILL OTTO, MARC RHOADES, VERN SWANSON, FORREST KNOX, DON DAHL, JUDY MORRISON, VIRGINIA BEAMER, JOHN FABER, PEGGY MAST, MITCH HOLMES RONNIE METSKER, JASON WATKINS, STEVE HUEBERT, MIKE O’NEAL, JOE PATTON, JOHN GRANGE, JOE HUMERICKHOUSE, DEENA HORST, TY MASTERSON, DICK KELSEY, ROCKY FUND, OWEN DONOHOE, RICHARD PROEHL, KAY WOLF, MIKE BURGESS, BILL WOLF, ROB OLSON, JEFF WHITHAM, CLAY AURAND, KEVIN YODER, JIM MORRISON, GARY HAYZLETT, ELAINE BOWERS, TOM MOXLEY, ANTHONY BROWN, LEE TAFANELLI, JOE MCLELAND, JEFF KING, DON MYERS, SHERYL SPALDING, RON WORLEY

MR. SPEAKER: The most burdensome tax paid by people in my district is homeowner’s property tax. Every time we reduce our tax base, we shift more of the burden to the homeowner’s property tax. I vote no on **HB 2031**.—GERALDINE FLAHARTY, MARTI CROW, JUDITH LOGANBILL, DELIA GARCIA

MR. SPEAKER: I reluctantly vote no for **HB 2031**. While I support the logic of providing tax relief for our businesses to grow the economy, the Holland amendment was a responsible way to help small businesses without making a major shift to homeowners. It is easy to reduce taxes when times are good, but hard to bring them back when times are bad. I fear this will shift the tax burden to our local communities and drive up property taxes. We must keep our promises to schools, to the elderly and disabled and not repeat the mistakes of the past.—TOM HAWK

MR. SPEAKER: I told my people back home that with the surplus of funds that we have, hopefully we would not get stupid as we did back in 1998, and go on a tax cutting binge.

I am afraid we have a good start back to those past mistakes. I am willing to vote for targeted and responsible tax cuts but not at the expense of my constituents. Bob Grant says “When some pay less, others pay more.”

With that explanation, Mr. Speaker, I vote NO on **HB 2031**.—BOB GRANT

MR. SPEAKER: I vote yes on **HB 2031** because it is a long-term commitment to the future of economic opportunity in Kansas. While I strongly support health care for Kansans and provisions to assist older Kansas taxpayers, a tax cut that will make it easier for companies to expand their businesses is not a topical time or place to have these discussions.

Small businesses are the heart of the Kansas economy and the soul of our communities. **HB 2031** will enable those businesses to reach their potential and allow more Kansas workers to reach theirs. I vote YES.—STEPHANIE SHARP

MR. SPEAKER: I support **HB 2031**, the repeal of the Franchise tax.

- The Franchise Tax has no relationship to productivity, profitability or ability to pay.
- The Franchise Tax is a disincentive for businesses to expand or accumulate assets for growth.
- Production agriculture is among the most capital-intensive industries and profit margins are often very thin compared to investment. As such, the Franchise Tax is especially punitive for certain ag operations.
- The Franchise Tax is essentially another form of a property tax on Kansas landowners.

I support the increased exemption threshold and a phase out over three years which will remove one onerous tax.—SHARON SCHWARTZ, MELVIN NEUFELD

**HB 2106**, An act concerning insurance; pertaining to the preparation and filing of certain reports; amending K.S.A. 40-252 and 40-1702 and K.S.A. 2006 Supp. 40-3213 and 75-1508 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 1; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Proehl, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Sharp, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.

Present but not voting: Landwehr.

Absent or not voting: George, Henry, Hodge, Powers.

The bill passed.

**Sub. HB 2108.** An act relating to insurance; concerning unfair trade practices, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Proehl, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Sharp, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.

Present but not voting: None.

Absent or not voting: George, Henry, Hodge, Powers.

The substitute bill passed.

**HB 2111.** An act relating to mortgages of real property; concerning disclosure real estate loan amount; amending K.S.A. 2006 Supp. 58-2344 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 2; Present but not voting: 0; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Proehl, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Sharp, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Dillmore, Ward.

Present but not voting: None.

Absent or not voting: George, Henry, Hodge, Powers.  
The bill passed, as amended.

**HB 2145**, An act concerning the department of agriculture; relating to regulatory authority thereof; petroleum products; dispensing devices; amending K.S.A. 55-422, 55-426, 83-221 and 83-401 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Proehl, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Sharp, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.

Present but not voting: None.

Absent or not voting: George, Henry, Hodge, Powers.

The bill passed, as amended.

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

#### COMMITTEE OF THE WHOLE

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

Recommended that **HB 2159** be passed.

**HB 2305** be passed over and retain a place on the calendar.

Committee report recommending a substitute bill to **Sub. HB 2278** be adopted; and the substitute bill be passed.

Committee report to **HB 2010** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **Sub. HB 2171** be adopted; and the substitute bill be passed.

On motion of Rep. Lane to amend **HB 2246**, the motion did not prevail. Also, on motion of Rep. Dillmore to refer the bill to Committee on Appropriations, the motion did not prevail.

Also, on motion to recommend **HB 2246** favorably for passage, the motion did not prevail.

Committee report to **HB 2093** be adopted; and the bill be passed as amended.

#### REPORTS OF STANDING COMMITTEES

Committee on **Elections and Governmental Organization** recommends **HB 2357** 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 2129** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL No. 2129," as follows:

"Substitute for HOUSE BILL No. 2129

By Committee on Elections and Governmental Organization

"AN ACT concerning elections; relating to certain crimes; amending K.S.A. 25-2407 and repealing the existing section."; and the substitute bill be passed.

(**Sub. HB 2129** was thereupon introduced and read by title.)

Committee on **Elections and Governmental Organization** recommends **HB 2332** be amended on page 1, in line 14, after “tabulate” by inserting “and report election results with”; in line 15, after “ballots” by inserting “allocated”; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2098** be passed.

Committee on **Health and Human Services** recommends **HB 2097** be amended on page 1, in line 17, by striking “five” and inserting “18”; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2071** be amended on page 2, by striking all in lines 41 through 43;

On page 3, by striking all in lines 1 through 6; in line 7, by striking “8.” and inserting “7.”; and the bill be passed as amended.

Committee on **Veterans, Military and Homeland Security** recommends **HB 2140** be amended on page 1, in line 22, by striking “, records of birth, deaths and marriages”; in line 30, following the period by inserting “Nothing shall prohibit state agencies or political or taxing subdivisions from: (1) Publishing any official public document or record in languages other than English at their discretion, so long as the document or record is also published in English; or (2) permitting a person who does not speak English to speak or communicate at an official public meeting with the assistance of an interpreter.”;

On page 2, in line 1, by striking “and”; in line 3, by striking the period and inserting “;

(i) provide signage and documents in braille; and

(j) communicate in American Sign Language.”;

Also on page 2, in line 19, by striking all following “5.”; by striking all in lines 20 through 22 and inserting “Nothing in this act shall diminish or expand any existing rights under the laws of Kansas or the United States relative to services or materials provided by the government of Kansas in any language other than English.

Sec. 6. The state of Kansas recognizes the importance of establishing and actively promoting English language classes, training or other educational services for non-native speakers. The local entity designated by the Kansas state department of education to offer such services shall seek the assistance of local political subdivisions, community-based agencies and organizations, migrant worker groups, refugee resettlement programs, schools, churches and others in making non-native speakers aware of the availability of such services and ensuring their continuation and expansion.”;

And by renumbering the remaining sections accordingly; and the bill be passed as amended.

Committee on **Veterans, Military and Homeland Security** recommends **HB 2209** be amended on page 2, in line 17, following “fees” by inserting “for up to 10 semesters of undergraduate instruction, or the equivalent thereof, at all such institutions”; in line 22, following “service” by inserting “in Iraq or Afghanistan”; also in line 22, by striking “who” and inserting “: (A) Who”; in line 23, following “Kansas” by inserting “or who as a resident of Kansas has received a general educational development (G.E.D.) credential; and (B)”; in line 24, preceding the period by inserting “or served less than such 90-days because of injuries received in Iraq or Afghanistan”; also in line 24, by striking “Any”; by striking all in lines 25 through 29; in line 30, by striking “Subject to appropriations therefor, any” and inserting “Any”; in line 31, by striking “, of a prisoner”; in line 32, by striking all preceding “is”; in line 34, preceding the period by inserting “, less any amounts received from federal military tuition assistance”; also in line 34, by striking all following the period; by striking all in lines 35 and 36; in line 43, by striking all following “eligible”;

On page 3, in line 1, by striking all preceding “are” and inserting “persons”; in line 4, by striking all following “such”; in line 5, by striking all preceding “are” and inserting “persons”; also in line 5, by striking all following “eligible”; in line 6, by striking all preceding “discontinues” and inserting “person”; in line 9, by striking “dependent or spouse or prisoner of war” and inserting “person”; in line 11, by striking all following “such”; in line 12, by striking all preceding “for” and inserting “person”; in line 14, following the period by inserting “There is hereby created in the state treasury the tuition waiver fund to be administered by the state board. Upon certification to the director of accounts and reports by the chief executive officer of the state board, or such officer’s designee, of amounts needed to pay claims pursuant to this section, the director of accounts and reports shall transfer the amount certified from the state general fund to the tuition waiver fund.”; in line 17, by striking all

following “persons”; in line 18, by striking all preceding “and”; and the bill be passed as amended.

Committee on **Veterans, Military and Homeland Security** recommends **HB 2425** be amended on page 2, in line 33, by striking “, (2)” and inserting “; and (2)”; in line 26, by striking the semicolon; in line 37, by striking all preceding the period;

On page 3, in line 12, following “means” by inserting “: (A)”; in line 13, by striking all following “States”; in line 14, by striking all preceding the period and inserting “; or (B) membership in the Kansas army or air national guard”; 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 2523**, An act concerning counties and certain political and taxing subdivisions; amending K.S.A. 2006 Supp. 19-270 and repealing the existing section, by Committee on Taxation.

**HB 2524**, An act concerning sales taxation; relating to exemptions; Kansas herpetological society; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2525**, An act concerning sales taxation; relating to exemptions; center for North American herpetology; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2526**, An act concerning monitoring and analysis of mercury deposition in Kansas, by Committee on Federal and State Affairs.

**HB 2527**, An act concerning children in need of care; relating to access of records; amending K.S.A. 2006 Supp. 38-2212 and 38-2213 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2528**, An act concerning firearms; amending K.S.A. 59-2979 and 59-29b79 and K.S.A. 2006 Supp. 12-16,124, 75-7c04, 75-7c10, 75-7c11, 75-7c17 and 75-7c25 and repealing the existing sections, by Committee on Federal and State Affairs.

#### MESSAGE FROM THE SENATE

Announcing passage of **SB 41, SB 73, SB 74, SB 76, SB 81, SB 83, SB 87; Sub. SB 89; SB 97, SB 106, SB 137, SB 146, SB 154, SB 165, SB 176, SB 190, SB 192.**

#### INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

**SB 41, SB 73, SB 74, SB 76, SB 81, SB 83, SB 87; Sub. SB 89; SB 97, SB 106, SB 137, SB 146, SB 154, SB 165, SB 176, SB 190, SB 192.**

#### REPORT ON ENGROSSED BILLS

**HB 2014, HB 2111, HB 2145** reported correctly engrossed February 13, 2007.

#### REPORT ON ENROLLED RESOLUTIONS

**HR 6004** reported correctly enrolled and properly signed on February 14, 2007.

On motion of Rep. Merrick, the House adjourned until 10:30 a.m., Thursday, February 15, 2007.

JANET E. JONES, *Chief Clerk.*

CHARLENE SWANSON, *Journal Clerk.*

