

Journal of the House

THIRTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 31, 2008, 11:00 a.m.

The House met pursuant to recess with Speaker pro tem Dahl in the chair.
The roll was called with 121 members present.
Reps. Donohoe, Johnson and Kuether were excused on verified illness.
Rep. Neufeld was excused on legislative business.

Prayer by Chaplain Brubaker:

God, You are so good and You are so great . . .
once again You have wrought a miracle in our state.
The 84-75 decision —
not the vote of a bill in the House —
but that of the Sunflower Showdown —
shows that You still delight in surprising us with precision
a long anticipated change of tradition.
May those celebrating the victory show a spirit of humility and grace —
for surely You would not be pleased
if we rubbed it in their face.
And as we consider our responsibilities today,
May we not get uptight about getting our way . . .
But may there be another Sunflower Showdown . . .
that shows us all working together as a team
to provide for Kansans as you deem.
In Christ's Name I pray,
Amen.

The Pledge of Allegiance was led by Rep. Goyle.

There being no objection, the following remarks of Rep. Lane are spread upon the journal:

It is with great pleasure I announce the birth of Aaron Daniel Lane — my fifth grandchild.
Aaron Daniel was born on January 28, 2008 at 2:28 p.m. and he weighed 8 lbs. 8 oz.

His proud parents are Dan and Sandy Lane. They also have one daughter, Autumn Rose Lane, who is three years old. When Baby Aaron was less than one hour old, I had the pleasure of holding him for the first time, and his sister, Autumn, got to see her brother for the first time.

Autumn asked if she had a new little sister. When she was told she had a brother, she turned around and said, "Oh! Now I will have 'Boy Toys' in my house."

Please enjoy the cookies!

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2719, An act concerning municipalities; amending K.S.A. 12-1930 and repealing the existing section, by Committee on Elections and Governmental Organization.

HB 2720, An act designating part of K-10 as the Dr. Martin Luther King, Jr. memorial highway, by Representatives Holland, Ballard, Davis and Sloan.

HB 2721, An act concerning the board of cosmetology; relating to licensing requirements; amending K.S.A. 65-1901, 65-1903, 65-1906, 65-1908, 65-1909, 65-1912, 65-1926, 65-1940, 65-1941, 65-1942, 65-1943, 65-1944, 65-1945, 65-1946, 65-1947, 65-1948, 65-1949, 65-1950, 65-1953 and 65-1954 and K.S.A. 2007 Supp. 65-1902 and repealing the existing sections, by Committee on Health and Human Services.

HB 2722, An act concerning income taxation; relating to credits; homestead which has sustained substantial damage and is located in a disaster area, by Representative King.

HB 2723, An act concerning consumer protection; regulating the sale of tickets to certain events and providing penalties for violations, by Committee on Taxation.

HB 2724, An act concerning municipalities; prohibiting certain licensing fees, by Committee on Elections and Governmental Organization.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2716**.

Economic Development and Tourism: **HB 2712**.

Elections and Governmental Organization: **HB 2718**.

Energy and Utilities: **HB 2711**.

Insurance and Financial Institutions: **HB 2715**, **HB 2717**.

Judiciary: **HB 2707**.

Taxation: **HB 2710**, **HB 2713**.

Transportation: **HB 2705**, **HB 2706**, **HB 2708**, **HB 2709**.

Education Budget: **HB 2714**.

COMMUNICATIONS FROM STATE OFFICERS

From Kansas Criminal Code Recodification Commission, in compliance with KSA 21-4802, 2007 Interim Report to the Kansas Legislature.

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

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Loganbill, **HR 6006**, A resolution encouraging participation in the American Heart Association's Go Red for Women campaign, was adopted.

CONSENT CALENDAR

No objection was made to **HB 2622** appearing on the Consent Calendar for the first day.

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

COMMITTEE OF THE WHOLE

On motion of Rep. O'Neal, Committee of the Whole report, as follows, was adopted:

Recommended that **HB 2641** be passed.

Committee reports to **HB 2071** be adopted; also, on motion of Rep. Gatewood to rerefer the bill to Committee on Transportation, the motion did not prevail.

Also, on motion of Rep. Vickrey, **HB 2071** be amended on page 3, by striking all in lines 13 through 43;

On page 4, by striking all in lines 1 through 43;

And by renumbering the remaining section accordingly;

In the title, in line 12, by striking the semicolon, where it appears for the second time; by striking all in line 13; in line 14, by striking all preceding the period;

Also, on motion of Rep. Gatewood to amend **HB 2071**, the motion did not prevail and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Elections and Governmental Organization** recommends **HB 2683** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

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 2725, An act enacting the vehicle protection product act, by Committee on Transportation.

HB 2726, An act concerning crime, criminal procedure and punishment; relating to victims; polygraph examinations, by Committee on Judiciary.

HB 2727, An act concerning sexual assault; relating to evidence; amending K.S.A. 65-448 and repealing the existing section, by Committee on Judiciary.

HB 2728, An act concerning school districts; relating to child care facilities; amending K.S.A. 65-501 and 72-8236 and repealing the existing sections, by Committee on Education.

HB 2729, An act concerning income taxation; relating to deductions; medical care expenses; amending K.S.A. 2007 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2730, An act relating to public finance; creating the Kansas 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; establishing the public finance transparency board and prescribing its duties; and providing for nondisclosure of certain information, by Representatives Kelley, Holland, King, Loganbill, McLachlan, McLeland, Jim Morrison, Quigley, Siegfried, Swenson and Trimmer.

HB 2731, An act concerning crimes, criminal procedure and punishment; relating to sentencing; amending K.S.A. 21-4632, 22-3439, 22-3711, 22-3717 and 22-4701 and K.S.A. 2007 Supp. 74-9101 and repealing the existing sections, by Representatives Patton, Beamer, Bowers, Carlson, Dahl, Fund, Kelley, Kelsey, Kinzer, Judy Morrison, Olson, Rhoades, Siegfried, Vickrey, Watkins and Whitham.

HB 2732, An act concerning crimes, criminal procedure and punishment; relating to sentencing; amending K.S.A. 21-4716 and 21-4719 and K.S.A. 2007 Supp. 38-2371 and repealing the existing sections, by Representatives Patton, Beamer, Bowers, Carlson, Dahl, Fund, Kelley, Kelsey, Kinzer, Mast, Judy Morrison, Olson, Rhoades and Watkins.

HB 2733, An act concerning crimes, criminal procedure and punishment; relating to sentencing; amending K.S.A. 21-4603d and K.S.A. 2007 Supp. 75-5217 and repealing the existing sections, by Representatives Patton, Beamer, Bowers, Carlson, Dahl, Fund, Kelley, Kelsey, Kinzer, Mast, Judy Morrison, Olson, Rhoades, Siegfried, Vickrey and Watkins.

REPORT ON ENROLLED RESOLUTIONS

HR 6006 reported correctly enrolled and properly signed on January 31, 2008.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Friday, February 1, 2008.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

