

Journal of the House

SIXTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, May 5, 2008, 11 a.m.

The House met pursuant to recess with Speaker Neufeld in the chair.
The roll was called with 119 members present.
Rep. Kelley was excused on verified illness.
Reps. Aurand, Humerickhouse, Loganbill, Moxley and Peck were excused on excused absence by the Speaker.
Present later: Reps. Humerickhouse and Moxley.
Prayer by Chaplain Brubaker:

Our Heavenly Father,
Today we request what King David asked of you,
*"Give your servant(s) a discerning heart
to govern your people and
to distinguish between right and wrong,"*
(I Kings 3:9)

Lord, help us to not compromise
our integrity for expediency,
our responsibility to the people for convenience of our personal schedules,
or our long term goals for a quick band-aid fix.
Keep us focused, patient, longsuffering, and diligent.
In the Name of Christ, I pray, Amen.

The Pledge of Allegiance was led by Rep. Olson.

MESSAGE FROM THE SENATE

The President announced the appointment of Senator Hensley as a member of the conference committee on **HB 2707** to replace Senator Goodwin.
The Senate adopts conference committee report on **S. Sub. for HB 2860**.
The Senate adopts conference committee report on **HB 2707**.
On motion of Rep. Merrick, the House recessed until 4:00 p.m.

LATE AFTERNOON SESSION

The House met pursuant to recess with Speaker Neufeld in the chair.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Merrick, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **S. Sub. for HB 2860**.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2860**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 1, in line 20, following "submitted" by inserting "on or after January 1, 2008."; in line 21, preceding "public" by inserting "any"; also in line 21, by striking "number 25" and inserting "located in Douglas County"; in line 24, preceding "public" by inserting "any"; also in line 24, by striking "number 25" and inserting "located in Douglas County"; in line 38, by striking "in condemnation"; in line 39, by striking "of" and inserting "as it relates to"; also in line 39, preceding the period by inserting "and other issues concerning water rights";

In the title, in line 14, by striking "district number"; in line 15, by striking "25" and inserting "districts located in Douglas County";

And your committee on conference recommends the adoption of this report.

MARK TADDIKEN
ROGER C. PINE
MARCI FRANCISCO
Conferees on part of Senate

JOHN FABER
FORREST J. KNOX
JOSH SVATY
Conferees on part of House

On motion of Rep. Faber to adopt the conference committee report on **S. Sub. for HB 2860**, Rep. Knox offered a substitute motion to not adopt the conference committee report and asked that a new conference committee be appointed. The substitute motion did not prevail.

The question then reverted back to the original motion of Rep. Faber and the conference committee report was adopted.

On roll call, the vote was: Yeas 64; Nays 57; Present but not voting: 0; Absent or not voting: 4.

Yeas: Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Carlson, Colyer, Crow, Crum, Davis, Donohoe, Faber, George, Grange, Hawk, Hill, Hodge, Holland, C. Holmes, M. Holmes, Huebert, Humerickhouse, Kelsey, Kiegerl, King, Kinzer, Light, Mast, Master-son, McLeland, Merrick, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Otto, Palmer, Patton, Pottorff, Powell, Powers, Proehl, Rardin, Rhoades, Ruff, Schroeder, Schwartz, Shultz, Sloan, Storm, Swanson, Swenson, Tafanelli, Tietze, Vickrey, Watkins, Whitham, Wilk, B. Wolf.

Nays: Burroughs, Carlin, Colloton, Craft, Dahl, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, Goico, Gordon, Goyle, Grant, Hay-zlett, Henderson, Henry, Horst, Huntington, Johnson, Knox, Kuether, Landwehr, Lane, Long, Lukert, Mah, McCray-Miller, McKinney, McLachlan, Menghini, Metsker, Olson, Owens, Pauls, Peterson, Phelps, Quigley, Roth, Ruiz, Sawyer, Siegfried, Spalding, Svaty, Treaster, Trimmer, Ward, Wetta, Williams, Winn, K. Wolf, Worley, Yoder.

Present but not voting: None.

Absent or not voting: Aurand, Kelley, Loganbill, Peck.

REPORT ON ENGROSSED BILLS

HB 2845 reported correctly engrossed May 5, 2008.

HB 2359 reported correctly re-engrossed May 5, 2008.

READING AND CORRECTION OF THE JOURNAL

In the Journal, on page 2443, under Introduction of Original Motions, **H. Sub. for SB 327** should be deleted where it appears two times, and **H. Sub. for SB 329** should be inserted.

Also, on page 2443, under Conference Committee Report on H. Sub. for SB 329, "Mark S. Gilstrap" should be added as the third conferee on the part of the Senate.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Tuesday, May 6, 2008.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

