

Journal of the House

SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 16, 2024, 11:00 a.m.

The House met pursuant to adjournment with Speaker Hawkins in the chair.

The roll was called with 107 members present.

Reps. Ballard, Blew, Bloom, Borjon, Carlin, Donohoe, Featherston, Howe, McNorton, Meyer, Moser, Neighbor, Poetter Parshall, L. Ruiz, S. Ruiz, Schmoie, Stogsdill and Winn were excused on excused absence by the Speaker.

Prayer by Chaplain Holmes:

Here we are Lord, Your servants,
prepared and ready to do the work set before us.
It will be a busy day, so we would ask in the midst of the busyness
we do not lose sight of our purpose or of pleasing
You with our decisions and actions.
There are a myriad of people depending upon us to do what is right,
even though at times it may be difficult. May we not disappoint them.
Your Word proclaims in the Book of Proverbs, "Incline your ear and hear
the words of the wise and apply your mind to knowledge."
That is indeed the prayer I pray for these gathered here,
as they tackle the challenges set before them.
Would You come alongside our families and remind them of our love
and devotion to them. Remind them, if You would,
that they will always be of much more importance
than any legislation that could ever be passed.
We also pray for our National Government and leaders.
Grant them the ability and desire to do what is right for our nation.
If today any should encounter one in whom they find disagreement,
might their disagreements be tempered with politeness and mutual respect.
I pray these things in Jesus Name, Amen.

The Pledge of Allegiance was led by Rep. Amyx.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2504, AN ACT concerning elections; relating to election audits; requiring that only physical paper ballots be used for purposes of conducting such audits; amending

K.S.A. 2023 Supp. 25-3009 and repealing the existing section, by Committee on Elections.

HB 2505, AN ACT concerning motor vehicles; relating to the vehicle dealers and manufacturers licensing act; permitting vehicle dealers to sell vehicles on consignment contracts under certain conditions; providing definitions therefor, by Representative Fairchild.

HB 2506, AN ACT concerning the Kansas state high school activities association; authorizing students enrolled in virtual schools to participate in activities that are regulated by the Kansas state high school activities association at such student's resident school district without a minimum enrollment requirement in such resident school district; amending K.S.A. 2023 Supp. 72-7121 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2507, AN ACT concerning roads and highways; designating bridge No. 160-96-293.72 in Sumner county as the SrA Derek Scott Martin memorial bridge, by Representative Rhiley.

HB 2508, AN ACT concerning taxation; relating to the local ad valorem tax reduction fund; authorizing a transfer of state general fund moneys to such fund in fiscal year 2025 and all fiscal years thereafter; requiring that all moneys received from such fund by political subdivisions be credited to residential property taxpayers in the form of a rebate; providing a formula for such rebate amount; amending K.S.A. 65-163j, 65-3306, 65-3327, 75-2556, 79-1479, 79-2960 and 79-2961 and K.S.A. 2023 Supp. 79-2959 and repealing the existing sections, by Representatives Miller, V., Alcalá, Amyx, Ballard, Carlin, Carmichael, Carr, Clifford, Curtis, Dodson, M., Featherston, Goddard, Haskins, Haswood, Highberger, Hougland, Hoye, Martinez, McDonald, Melton, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Clayton, Schlingensiepen, Seiwert, Stogsdill, Vaughn, Weigel, Winn, Woodard and Xu.

HB 2509, AN ACT concerning education; relating to career technical education; providing reimbursement payments for the cost of career technical education credential assessments to school districts under the career technical education credential and transition incentive for employment success act; amending K.S.A. 2023 Supp. 72-3825 and repealing the existing section; also repealing K.S.A. 2023 Supp. 72-3820, 72-3821, 72-3822 and 72-3823, by Committee on Education.

HB 2510, AN ACT concerning the code of civil procedure; relating to litigation funding by third parties; authorizing discovery of an agreement thereof; amending K.S.A. 2023 Supp. 60-226 and repealing the existing section, by Committee on Judiciary.

HOUSE CONCURRENT RESOLUTION No. HCR 5020—

By Representatives B. Carpenter, Schmoe, Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Bryce, Buehler, Butler, W. Carpenter, Clifford, Collins, Corbet, Delperdang, Donohoe, Droge, Ellis, Eplee, Estes, Fairchild, Garber, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Mason, Maughan, McNorton, Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Poetter, Proctor, Rahjes, Rhiley, Robinson, Roth, Sanders, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Underhill, Waggoner, Wasinger, Waymaster, White and Williams, K.

A PROPOSITION to amend section 4 of the bill of rights of the constitution of the state of Kansas to recognize the right to bear arms as a fundamental right; clarifying that such right includes the possession and use of ammunition, firearm accessories and firearm components.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 4 of the bill of rights of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 4. Individual right to bear arms; armies. (a) A person has the right to keep and bear arms for the defense of self, family, home and state, for lawful hunting and recreational use, and for any other lawful purpose, *and such right includes the possession and use of ammunition, firearm accessories and firearm components*; but standing armies, in time of peace, are dangerous to liberty, and shall not be tolerated, and the military shall be in strict subordination to the civil power.

(b) *The right to keep and bear arms is a natural and fundamental right. This right shall not be infringed. Any restriction of such right shall be subject to the strict scrutiny standard."*

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment recognizes that the right of the people of Kansas to keep and bear arms shall not be infringed and clarifies that the right includes the possession and use of ammunition, firearm accessories and firearm components. This amendment further recognizes that the right to keep and bear arms is a natural and fundamental right deserving the highest protection. Any restriction of the right to keep and bear arms shall be subject to the strict scrutiny standard.

"A vote for this proposition would recognize that the right of the people of Kansas to keep and bear arms shall not be infringed and clarify that the right includes the possession and use of ammunition, firearm accessories and firearm components. Such vote would also recognize the right to keep and bear arms as a natural and fundamental right. Any restrictions of such right would be subject to the strict scrutiny standard.

"A vote against this proposition would make no changes to the constitution of the state of Kansas with respect to the right to keep and bear arms."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a

special election is called at a sooner date by concurrent resolution of the legislature, in which case such proposed amendment shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Transportation: **HB 2498, HB 2499, HB 2500, HB 2501, HB 2502, HB 2503.**

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2489** from Committee on Education and referral to Committee on K-12 Education Budget.

CHANGE OF CONFEREES

Speaker Hawkins announced the appointment of Reps. A. Smith, Bergkamp and Sawyer to replace Reps. Sutton, Penn and Neighbor as conferees on **SB 15.**

COMMUNICATIONS FROM STATE OFFICERS

From Dawn Buehler, Chair, Kansas Water Authority; 2024 Annual Report.

From Kansas State Employees Health Care Commission; Plan Year 2023, Annual Report.

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

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Wednesday, January 17, 2024.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

