

# Journal of the House

## TENTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Monday, January 22, 2018, 11:00 a.m.

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

The roll was called with 120 members present.

Rep. Henderson was excused on verified illness.

Rep. Sawyer was excused on legislative business.

Reps. Arnberger and Wolfe Moore were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Dear Lord and Savior,  
How refreshing it is that You give us  
a new start with a new week.  
Over the next few days,  
I pray that You will direct the conversations  
and discussions that are scheduled.  
Help each leader to affirm first, then confront the issue.  
Help each leader to appreciate the opposing views  
before attacking them.  
Help each leader to see the potential and positive of each challenge.  
Help each leader to see the good in one another  
and affirm that before addressing the problems.  
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Whitmer.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2508**, AN ACT concerning the Kansas program of medical assistance; establishing a suspended eligibility status for recipients; relating to notification by the Kansas department for aging and disability services, the department of corrections and county sheriffs, by Representatives Bishop, Ballard, Carlin, Clayton, Crum, S., Deere, Elliott, Finney, Good, Highberger, Holscher, Horn, Koesten, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Parker, Pittman, Probst, Trimmer and Winn.

**HB 2509**, AN ACT concerning elections; dealing with election commissioners; amending K.S.A. 19-3419a, 19-3420 and 19-3424 and repealing the existing sections, by Representative Orr.

**HB 2510**, AN ACT concerning real property; relating to recreational trails; applicability of conditions for operating such trails; amending K.S.A. 58-3212 and 58-3213 and repealing the existing sections, by Committee on Agriculture.

**HB 2511**, AN ACT concerning commercial driver's licenses, renewal period; amending K.S.A. 2017 Supp. 8-247 and 8-2,135 and repealing the existing sections, by Committee on Transportation.

**HB 2512**, AN ACT concerning health and healthcare; relating to the practice of telemedicine; certain state licensing agencies; establishing coverage parity between in-person and telemedicine-delivered healthcare services and providers; enacting the Kansas telemedicine act; definitions; rules and regulations; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Health and Human Services.

**HB 2513**, AN ACT concerning water; relating to surface water protection fees; relating to water assurance districts; creating the surface water protection fee fund; relating to authorized expenditures from the surface water protection fee fund; amending K.S.A. 82a-1345 and repealing the existing section, by Committee on Water and Environment.

**HB 2514**, AN ACT concerning the state corporation commission; relating to distributed energy, study, rate design, by Representative Sloan.

**HB 2515**, AN ACT concerning telecommunications; relating to broadband development; concerning income tax credits, by Representative Sloan.

**HB 2516**, AN ACT concerning civil actions; relating to immunity from liability; unattended persons and animals, by Committee on Federal and State Affairs.

**HB 2517**, AN ACT concerning gaming; dealing with lottery ticket vending machines and revenues derived therefrom; dealing with instant bingo vending machines; concerning certain debt setoff agreements; amending K.S.A. 74-8719 and K.S.A. 2017 Supp. 74-8702, 74-8711, 74-8723, 75-5173, 75-6202 and 75-6204 and repealing the existing section, by Committee on Appropriations.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Health and Human Services: **HB 2507**.

Local Government: **HB 2505**, **HB 2506**.

## INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Burroughs, **HR 6040**, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6040**—

By Representative Burroughs

A RESOLUTION congratulating and commending Sporting Kansas City on an outstanding 2017 season and for winning their fourth Lamar Hunt U.S. Open Cup title.

A RESOLUTION congratulating and commending the Sporting Kansas City professional soccer club on an outstanding 2017 season and for winning their fourth Lamar Hunt U.S. Open Cup title.

WHEREAS, Sporting Kansas City was founded as a Major League Soccer (MLS) charter team in 1995 by Lamar Hunt and was known then as the Kansas City Wizards; and

WHEREAS, In 2011, the team officially moved to its new home in Wyandotte County, Kansas, at the state-of-the-art Children's Mercy Park and was rebranded from the Kansas City Wizards to Sporting Kansas City; and

WHEREAS, Sporting Kansas City was crowned MLS Cup champions in 2000 and 2013, solidifying over a decade of dominance in MLS; and

WHEREAS, Sporting Kansas City won the 2017 Lamar Hunt U.S. Open Cup title; and

WHEREAS, Sporting Kansas City has won the Open Cup in three of the last six years and is one of only three MLS teams to have four Open Cup titles; and

WHEREAS, Sporting Kansas City won 12 games in the 2017 regular season and won an additional five thrilling games on their way to being crowned the 2017 U.S. Open Cup champions for the first time since 2015; and

WHEREAS, Four of the five games were played in Kansas City, Kansas, at Children's Mercy Park in front of a hometown crowd of more than 18,000 faithful fans in "The Cauldron" and the general stands each night; and

WHEREAS, Sporting Kansas City amassed a remarkable 12 goals during the course of the Open Cup championship; and

WHEREAS, One of the more memorable games occurred on August 9, 2017, when Sporting Kansas City and the San Jose Earthquakes became ensnarled in a penalty shootout after a 1-1 draw. Sporting Kansas City would eventually win the shootout 5-4, thanks in large part to goalkeeper Tim Melia's efforts; and

WHEREAS, In one of the most thrilling games in Sporting Kansas City's history, the team edged out the New York Red Bulls 2-1 in the Open Cup final with a 25<sup>th</sup> minute header from Latif Blessing and a 66<sup>th</sup> minute strike from Daniel Sallio: Now, therefore,

*Be it resolved by the House of Representatives of the State of Kansas:* That the owners, manager, coaches, trainers, other organizational personnel and, most of all, the players and fans of the Sporting Kansas City professional soccer club be congratulated and commended on their outstanding 2017, for winning their fourth Lamar Hunt U.S. Open Cup title and for bringing tremendous pride to the people of Kansas; and

*Be it further resolved:* That the Chief Clerk of the House of Representatives shall send five enrolled copies of this resolution to Representative Burroughs.

## INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Burroughs are spread upon the Journal:

Colleagues, it is my absolute pleasure to recognize Sporting Kansas City today. Jake Reid, President of Sporting, has the championship trophy to display in our chamber.

Preseason training in camp begins today for what will surely be another exciting season.

I strongly encourage all of you to get your tickets and support our Kansas Soccer Team. You won't be disappointed.

Colleagues, join me in congratulating Sporting K.C. on their outstanding 2017 Season and winning their Fourth Lamar Hunt U.S. Open Cup!

### REPORTS OF STANDING COMMITTEES

Committee on **General Government Budget** recommends **HB 2361** be amended on page 1, in line 7, by striking "2016" and inserting "2017";

On page 3, by striking all in lines 27 through 42 and inserting "(k) All officers and employees of the division of the state workers compensation self-insurance fund of the department of health and environment who, immediately prior to the effective date of this act, are engaged in the exercise and performance of the powers, duties and functions involving the administration of the state workers compensation self-insurance fund and transferred by this act, as well as all officers and employees of the department of health and environment who are determined by the secretary of administration to be engaged in providing administrative, technical or other support services that are essential to the exercise and performance of the powers, duties and functions transferred by this act, are hereby transferred to the division of the state workers compensation self-insurance fund of the department of administration. All classified officers and employees so transferred shall retain their status as classified employees.

(l) Officers and employees of the division of the state workers compensation self-insurance fund of the department of health and environment transferred by this act shall retain all retirement benefits and leave balances and rights that had accrued or vested prior to the date of transfer. The service of each such officer or employee so transferred shall be deemed to have been continuous. Any subsequent transfers, layoffs or abolition of classified service positions under the Kansas civil service act shall be made in accordance with the civil service laws and any rules and regulations adopted thereunder. Nothing in this act shall affect the classified status of any transferred person employed by the division of the state workers compensation self-insurance fund of the department of health and environment prior to the date of transfer.";

Also on page 3, in line 43, by striking "2016" and inserting "2017";

On page 5, in line 1, by striking "2016" and inserting "2017"; in line 6, by striking "2016" and inserting "2017";

On page 1, in the title, in line 3, by striking "2016" and inserting "2017"; and the bill be passed as amended.

Upon unanimous consent, the House referred back to the regular business, Introduction of Bills and Concurrent Resolutions.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

**HB 2518**, AN ACT concerning municipal energy agencies; relating to the state corporation commission, jurisdiction; amending K.S.A. 12-8,111 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

### COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Phelps to replace Rep. Lusker on Committee on Agriculture on Monday, January 22.

**INTRODUCTION OF GUESTS**

There being no objection the following remarks of Rep. Seiwert are spread upon the Journal:

Philosopher Edmund Burke once said, “The only thing necessary for the triumph of evil is for good men to do nothing.” Today we stand together on the anniversary of the historic Supreme Court Case, *Roe v. Wade*. We stand together as good men and women who will not let evil triumph.

Kansas has come far in the past seven years. We’ve gone from a state that almost completely disregarded the value of life to one of the most pro-life states in the nation. As the Governor said in his State of the State address, over the past six years, there have been 17,000 fewer abortions than in the prior six years. The Women’s Right to Know Act was introduced last session, ensuring that women are given full information in abortion clinics. Simon’s Law was also passed, protecting the lives of hospitalized babies.

Hardworking Kansans have made these accomplishments possible. Julie Samaniego is one such Kansan. Julie is the founder of the faith-based organization Circle of Love. Circle of Love brings hope and empowerment to women while assisting them through their adoption journey with great care and respect, and mentoring them for years after. Adoptive couples find encouragement and clarity in their adoption journey. They learn how to develop relationships with their birth families and practice healthy boundaries and unconditional love.

Julie’s 30 years of adoption advocacy have helped countless women who have chosen life and adoption for their baby. Last year, she was named as a 2017 Angels in Adoption awardee for her outstanding advocacy. The bipartisan Congressional Coalition on Adoption Institute and Senator Pat Roberts honored Julie and the 120 other awardees at a ceremony in Washington, D.C.

Being named an “Angel” is a true honor and testament to Julie’s tireless work to protect life and dignity.

Through her work, Julie Samaniego has not allowed evil to triumph. But the fight is not over. On this day, we come together in support of human dignity and the most sacred God-given right: the right to Life. May we continue to follow the example of people like Julie, and those Kansans and Americans who work everyday to protect the unborn.

Please join us this afternoon at 12:45 on the South steps of the Capitol for the Rally for Life.

Rep. Humphries presented Ms. Samaniego with a framed House certificate.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, January 23, 2018.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

