

Journal of the House

FORTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 21, 2019, 11:00 a.m.

The House met pursuant to adjournment with Speaker pro tem Finch in the chair.

The roll was called with 123 members present.

Rep. Clark was excused on legislative business.

Rep. Straub was excused on excused absence by the Speaker.

Prayer by Rep. Lusk:

Dear Lord,

Help us to govern with grace, compassion, justice, and love.

Let us seek sincere effort and celebrate wise compromise.

Make us accountable to serve all the people.

We pray for wisdom not rhetoric;
generosity not indifference,
and justice, not patronage.

Help us to work across the aisle, and not erect barriers.

May we never cease to pray,
and to hope,

and to work for justice for all. Amen.

The Pledge of Allegiance was led Rep. Capps.

INTRODUCTION OF GUESTS

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

It is my honor today to recognize Braxton Moral from Ulysses. Braxton Moral, son of Carlos and Julie Moral, is a senior at Ulysses High School.

In early elementary school, Braxton was identified as gifted and started the process of accelerating his educational track in order to keep pace with his ability and love for learning. He skipped a grade in elementary school and began taking high school courses while still in middle school.

On May 19 of this year, at the age of 16, Braxton will graduate from Ulysses High School. Eleven days later, he will also graduate from Harvard University earning a BA degree in government, with a minor in English.

His ability to complete this task is a testament to his intellectual abilities as well as the enjoyment he has with the educational process. He is intellectually gifted, but he truly loves the educational process and challenging himself.

In the process of Braxton achieving this amazing feat, he has remained grounded in the sense of being a typical high school student participating in tennis, forensics, debate as well as other activities, which have helped hone his social and leadership skills. Braxton's coursework is a combination of regular high school classes, concurrent college classes taken during the school day, and Harvard classes taken as night classes, summer classes and even classes on the campus at Harvard.

Braxton's story is uniquely his. The path to success is different for every student. Kansas' vision for education honors these differences by personalizing the education experience to each student's needs and goals.

Braxton says his next step hopefully is to attend Harvard Law School and pursue a career in politics.

I want to introduce you to Braxton Moral. Also with us today are Braxton's parents Carlos and Julie Moral. I would also like to introduce USD 214 School Superintendent, Dave Younger; USD 214 School Board member, Clay Scott; State Commissioner of Education, Randy Watson; State School Board member, Jean Clifford; Vice-Chairman of State School Board, Janet Waugh; Chairman of the State Board of Education, Kathy Busch; and USD 457 School Board President, Mark Rude.

Rep. Long presented Braxton with a framed House certificate in recognition of his outstanding achievements.

INTRODUCTION OF GUESTS

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

Today, I have with me Jeff and Cheryl Sowder from Toronto who are lifetime friends of Cindy and I. In 1974, I approached Jeff about becoming a Mason. His family and ours have been active in the Masonic Lodge forever and I knew Jeff would be a good fit. Jeff joined and became active in our local lodge and served as Master and while doing so, he became involved in the Grand Lodge of Kansas and served as Grand Master of the state of Kansas.

After doing that, he became active in the Shrine and he ended up serving as Potentate of Midian Shrine in Wichita. At that time, he had a lot of interaction with Imperial Shrine which includes all the Shrine units in North America. Imperial Shrine owns and manages twenty-two children's hospitals from Mexico City to Montreal Canada.

Though Jeff has a very successful livestock feed business in both Toronto and Wichita and a large ranching operation, he has spent conservatively half of his time on the road serving the needs of the Shrine and their hospitals. Cheryl has been by his side all this time.

In July of this year, he will be installed as Imperial Potentate of The North American Shrine for the 2019 2020 year. For you Kansas City residents, in July of 2020, he will be presiding over the Imperial Shrine session which will be held in Kansas City. You can expect approximately 30,000 Shriners to descend upon your area for a week taking care of business so Shrine children can be healed.

As near as we know, Jeff is the first Shriner from Kansas to ever hold this distinct honor. He and Cheryl have dedicated their lives helping to improve the quality of life of the children of North America. Will you join me in saying "thank you" to them for their dedication and service.

Rep. Hibbard presented Jeff Sowder a framed House certificate in honor of his achievements.

INTRODUCTION OF GUESTS

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

It is my pleasure to introduce the players and coaches of the Coffeyville Community College Red Ravens Women's Volleyball team, the 2017 & 2018 NJCAA Division II National Champions. One year ago, the Red Ravens were scheduled to be here to recognize their first ever National Championship. However, a snow and ice storm cancelled their journey to Topeka. This year the weather cooperated, and the Raven women now bring with them "back to back" National Championships.

Two years after making their first-ever appearance at nationals, and one year after winning their first ever National Championship, the Coffeyville Red Ravens took home a second NJCAA DII National Championship in Charleston WV. No. 1 Coffeyville defeated No. 2 Parkland (IL) 3-0; 25-18, 25-18, 25-16. The Red Ravens were flawless throughout the tournament, having won each of their four matches by 3-0 set scores. Coffeyville allowed more than 20 points in a set just three times throughout the duration of the tournament to capture its second national title in program history.

In 2017, the 4th seeded Red Ravens, coming off an emotional five-set victory over two-time defending national champion Parkland (IL) in the semifinals, capped off an incredible 4-match run by knocking off No. 1, and previously undefeated, Owens (OH) 3-1 in the championship match of the NJCAA Division II National Tournament.

This year The Lady Ravens finished the season 40-3, winning their 2nd consecutive National Championship. This season followed the best season in program history at 44-2 overall, shattering the previous best single season win total of 38 set in 2016 when CCC captured 8th place at the national tournament.

This is the first women's program at Coffeyville to ever win a National title, and this 2018 championship is now the 8th in the history of Coffeyville Community College. CCC is in an elite group of community colleges with national volleyball titles. In the history of the Kansas Jayhawk Community College Conference, only three other schools have won national volleyball titles.

I would like to introduce you to those who have joined me on the floor today:

- Delice Downing, Head Coach – Now in her 15th season with the Ravens. In 14 years, she has a career record of 390-172 (.694) and is the all-time winningest coach in school history. Delice was selected as the 2018 - NJCAA Division II Coach of the Year, NJCAA Division II Volleyball Championship Coach of the Tournament & AVCA Two-Year College Midwest Region Coach of the Year.

- Adianez Rivera Reyes – 2018 Tournament's Most Valuable Player, one year after earning All-Tournament team recognition in the 2017 tournament
- Danielle Dodge
- Erianna Murray
- Kamryn Smith
- Genesis Soto
- Deja Hamilton
- Seliann Concepcion - All-Tournament Team
- Lauren McKinney
- Jessica Anderson, Asst. Coach

Also, please recognize the CCC team members, coaches and administrators that are in our gallery today.

Let's please give a special Kansas House recognition to the Coffeyville Lady Red Ravens Volleyball Team – 2017 & 2018 NJCAA National Women's Volleyball Division II Champions.

Rep. Kelly presented a framed House certificate to the coach of the Red Ravens in honor of of the team's great accomplishments.

INTRODUCTION OF GUESTS

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

Since 1947, Youth of the Year has been the Boys & Girls Clubs of America's premier recognition program, celebrating the extraordinary achievements of Club members. Each year, one exceptional young person from a Boys & Girls Club rises to the role of National Youth of the Year. The National Youth of the Year serves as both an exemplary ambassador for Boys & Girls Club youth and as a strong voice for all of our nation's young people.

The journey to being named National Youth of the Year begins locally and progresses to state, regional, and national levels, with an additional military phase for members of affiliated Youth Centers on U.S. military installations.

With me this morning are the following 2019 Youth of the Year candidates:

- D'Naeya Gray, Boys & Girls Clubs of Hutchinson
- Natalie Downing, McConnell AFB Youth Program
- Paris Souza, Boys & Girls Club of Manhattan
- Ruth Gathunguri, Boys & Girls Club of Lawrence
- Trevor Roig, Boys & Girls Club of Coffeyville
- Xzavier Craft, Boys & Girls Club of Topeka
- Zaria Games, Boys & Girls Clubs of South Central Kansas

Last night, Ruth Gathunguri was named the state youth of the year, who will move on to regional and national competitions and Natalie Downing was named Kansas military youth of the year.

Please join me in congratulating all of these outstanding students!

INTRODUCTION OF GUESTS

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

It is my honor, on behalf of the 495,000 students in our public school classrooms in this great state of Kansas, to introduce to you some truly outstanding teachers who are masters of their craft. “Master” is the operative word here.

These 7 teachers standing before you know how to create an exceptional learning experience for students to carry with them throughout their lives. They are outstanding teacher leaders in their buildings, they are admired for their unique and innovative classroom instruction, and they are fully engaged in their communities.

Emporia State University established the Kansas Master Teacher awards in 1954. The awards are presented annually to teachers who have served the profession long and well and are simply the “best of the best.”

These are remarkable educators who love what they do and are passionate about making a positive difference in the lives of their students.

It is my honor to introduce the **2019 Kansas Master Teachers of the Year who are from all across our state and who represent over 150 years of classroom experience.**

- **Paula Barr**, Second Grade teacher at Quail Run Elementary School in the Lawrence School District
- **Dedra Braxmeyer**, Math teacher at Manhattan High School in the Manhattan-Ogden School District
- **Laura Gaughan**, Reading Specialist at O’Loughlin Elementary School in the Hays School District
- **Michelle Hilliard**, Math teacher at Complete High School in the Maize School District
- **Lisa Jarvis**, English Language Arts teacher at Council Grove Junior-Senior High School in the Morris County School District
- **Carolynn Phalen**, First Grade Teacher at Grace E. Stewart Elementary School in the Salina School District; and,
- **Linda Vena**, Elementary Reading Specialist at Mission Trail Elementary School in the Blue Valley School District.

Please join me in recognizing these exceptional teachers.

Rep. Dietrich presented each teacher with a House certificate in honor of their great accomplishment.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Children and Seniors: **HB 2403, HB 2404.**

MESSAGES FROM THE SENATE

Announcing passage of **SB 125, SB 135.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 125, SB 135.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft, **HR 6022**, by Reps. Clark, Amyx, Arnberger, Baker, Bergquist, Blex, Capps, Carlin, B. Carpenter, W. Carpenter, Collins, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Ellis, Eplee, Esau, French, Garber, Gartner, Helmer, Hibbard, Hoheisel, Horn, Howard, Huebert, Humphries, Jennings, Karleskint, Kelly, Kessinger, Kuether, Lynn, Mason, Mastroni, Neighbor, Orr, Owens, Pannbacker, Phillips, Probst, Proehl, Rahjes, Resman, Rhiley, L. Ruiz, Schreiber, E. Smith, Sutton, Thompson, Toplikar, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler and Whipple, as follows, was introduced and adopted:

HR 6022—A RESOLUTION honoring Korean War veterans from Kansas.

A RESOLUTION honoring the Kansans who served in the United States Armed Forces during the Korean War, in defense of the United States, its citizens, and its ideals.

WHEREAS, On June 25, 1950, communist North Korea initiated the Korean War by invading the Republic of Korea with approximately 135,000 troops. Planned and executed with Russian support, the invasion was intended to ensure the spread of communism into the Republic of Korea and beyond; and

WHEREAS, On June 27, 1950, President Harry S. Truman ordered the United States Armed Forces to help the Republic of Korea defend itself against the North Korean invasion; and

WHEREAS, On July 27, 1953, the hostilities ended in a cease-fire, marked by the signing of the armistice at Panmunjom, on the border between North and South Korea; and

WHEREAS, During the Korean War, approximately 1,789,000 members of the United States Armed Forces served in this theater of combat, sustaining 54,246 casualties, including 33,739 battle deaths, more than 103,284 wounded, and approximately 8,055 listed as missing in action or as prisoners of war; and

WHEREAS, 435 Kansans lost their lives in the Korean War. Their names and corresponding branches of service are listed on the Korean War Veterans Memorial in Overland Park; and

WHEREAS, Three Korean War veterans from Kansas were awarded the Congressional Medal of Honor: Stanley Taylor Adams, Army, DeSoto; Jack Arden Davenport, USMC, Mission; and Father Emil Joseph Kapaun, Army, Pilsen; and

WHEREAS, The Kansans and other Americans who served in the Armed Forces during the Korean War willingly paid the price that freedom demanded and counteracted the spread of communism to sustain democracy in the Republic of Korea; and

WHEREAS, In the almost 69 years since the outbreak of the Korean War, the Republic of Korea has emerged from a war-torn economy into one of the major economies of the world and one of the United States' largest trading partners and military allies; and

WHEREAS, In September 2017, there were only an estimated 13,431 Korean War veterans living in Kansas, a number that continues to dwindle with each passing year. Therefore, it is only fitting and just that we honor all the brave Kansans who served during the Korean War, some of whom are still with us: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we honor the Kansans who served in the United States Armed Forces during the Korean War, in defense of the United States, its citizens, and its ideals. We remember the service and sacrifice of the Korean War veterans who are still with us in Kansas, as well as the other veterans of the United States Armed Forces and allied countries who served in Korea. Accordingly, we encourage all Kansans to participate in commemorative activities, pay solemn tribute, and never forget the veterans of the Korean War; and

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

INTRODUCTION OF GUESTS

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

HR 6022 is a resolution honoring and recognizing Kansans who served in any branch of the armed services (on active duty, in the reserves or in the National Guard) in defense of our country, citizens and ideals. While we want to always honor service, this resolution specifically focuses on one era, those who served in the Korean War (1950 – 1953). The Korean War, known as “The Forgotten War” because it came on the heels of WWII, when on June 25th, 1950, communist North Korea invaded the Republic of Korea with approximately 135,000 troops.

Two days later, on June 27th, President Harry S. Truman ordered the United States Armed Forces into action. During the war, approximately 1,789,000 military served in the theater of combat, with 54,246 casualties and more than 103,000 wounded (officially) and 8,055 listed as missing in action or prisoners of war.

There were 435 Kansans who gave the ultimate sacrifice in the Korean War. Their names and branches of service are listed on the Korean War Memorial in Overland Park, Kansas.

Three Kansans were awarded the Congressional Medal of Honor:

- Stanley Taylor Adams, U.S. Army, DeSoto, Kansas
- Jack Arden Davenport, United States Marine Corps, Mission, Kansas
- Father Emil Joseph Kapaun, U.S Army, Pilsen, Kansas

As of September 2014, there were 18,242 Korean War Veterans living in Kansas. This year we established a distinctive license plate for veterans of the Korean War so they can display their service and we can thank them for keeping America and the World safer.

Be it resolved by the House of Representatives of the State of Kansas: that on this 21st day of March, Two-thousand and nineteen, Kansas Military Appreciation Day, we recognize the historical importance of the Korean War, which began on June 25, 1950 and ended on July 27, 1953. We honor the noble service and sacrifice of these Kansas veterans now, while they are still with us, who served during the Korean war. We encourage all Kansans to participate and support commemorative activities, pay solemn

tribute and never forget the sacrifices of our great defenders of freedom. We reaffirm this commitment as we appreciate that all service is valuable; everyone is part of the team and all deserve our thanks and recognition.

Rep. Croft introduced the veterans who joined him on the House floor and thanked them for their service.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Waymaster, **HR 6021**, by Reps. Waymaster, Aramberger, Barker, Bergquist, Carlin, W. Carpenter, Claeys, Concannon, Delperdang, Dietrich, Dove, Ellis, Finch, Francis, Gartner, Highland, Hoffman, Holscher, Huebert, Humphries, Jacobs, Jennings, Kelly, Kessinger, Lusk, Lynn, Mastroni, Owens, Proehl, Rahjes, Ralph, Resman, Rhiley, Schreiber, A. Smith, E. Smith, Sutton, Tarwater, Thomas, Vickrey, Wasinger, Williams and Wolfe Moore, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6021**—A RESOLUTION recognizing World Down Syndrome Day in Kansas.

A RESOLUTION recognizing World Down Syndrome Day in Kansas.

WHEREAS, World Down Syndrome Day is celebrated on March 21, 2019; and

WHEREAS, In 2006, World Down Syndrome Day was observed for the first time by many nations across the globe; and

WHEREAS, On December 19, 2011, the United Nations General Assembly designated March 21 as World Down Syndrome Day to raise public awareness on Down syndrome. The third month and its 21st day were chosen to symbolize the triplication or trisomy of the 21st chromosome; and

WHEREAS, Down syndrome is the most common irregular chromosomal condition. According to the Centers for Disease Control and Prevention (CDC), approximately 6,000 infants, or 1 in 700, are born, annually, with Down syndrome in the United States; and

WHEREAS, While Down syndrome is a lifelong condition, the CDC reports that when infants and children are offered intervention services early in life, they are often able to improve their physical and intellectual abilities. These services are typically offered across the nation and may include speech therapy, physical therapy, and occupational therapy; and

WHEREAS, Known Down syndrome organizations in Kansas include the Down Syndrome Guild of Greater Kansas City, the Down Syndrome Society of Wichita, the North Central Kansas Down Syndrome Society, the Northwest Kansas Down Syndrome Society, the Southeast Down Syndrome Society, and Team Up for Down Syndrome. These estimable organizations are committed to raising public awareness and providing aid and empowering individuals and families of individuals with Down syndrome: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize March 21, 2019, as World Down Syndrome Day in 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 Waymaster.

INTRODUCTION OF GUESTS

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

World Down Syndrome Day is today, March 21. On this day, people with Down syndrome and those who live and work with them throughout the world, organize and participate in activities and events to raise public awareness and create a single global voice for advocating for the rights, inclusion, and well-being of people with Down syndrome.

On December 20, 2007, the World Health Organization recognized March 21st as World Down Syndrome Day. This date was selected as a symbolic date for the Day of Trisomy 21. The general Assembly of the United Nations recognized the same date in 2011. The General Assembly decided to "designate the 21st of March as World Down Syndrome Day, to be observed every year beginning in 2012 and "invites all Member States, relevant organizations of the United Nations system, and other international organizations, as well as civil society, including non-governmental organizations and the private sector, to observe World Down Syndrome Day in an appropriate manner, in order to raise public awareness of Down syndrome." Thus, each year, on this symbolic date of March 21st, persons concerned with Down Syndrome organize demonstrations, scientific, social and /or medical meetings, exchange their knowledge as well as their requests at the national and international levels.

The Secretary-General of the United Nations Ban Ki-moon said on 21 March, 2012, "On this day, let us reaffirm that persons with Down syndrome are entitled to the full and effective enjoyment of all human rights and fundamental freedoms. Let us each do our part to enable children and persons with Down syndrome to participate fully in the development and life of their societies on an equal basis with others. Let us build an inclusive society for all."

Joining us today are Mike and Angie McKenna and their daughters, Bryleigh and Brooklyn, from Russell, Kansas. Their family joined together with other families in 2015 to form the Northwest Kansas Down Syndrome Society. A group that has quickly grown to more than 30 families in Northwest Kansas. Brooklyn, who is 4 years old and was born with Down Syndrome, is thriving with the support of her family, friends and educators. Like many families with Down Syndrome children, the McKenna's were unsure of the path their lives would take. According to Mike and Angie, Brooklyn has brought joy and love to their family and has opened doors to people they may have never met and places they may have never gone, such as being here today at the Kansas State Capitol. Their hope for this resolution is to bring more awareness and inclusion for children and adults with special needs like Down Syndrome.

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

I want to talk today about an amazing young lady from my town of Olathe...Rachel Mast. Rachel graduated from Olathe South in 2018, 17 years after I did, and she is now attending Missouri State University as part of their Bear POWER Program where she studies hospitality, entertainment, and theatre. As an active participant in the Student Government Association, Rachel was also recently elected as a Senator! One huge

accomplishment was Rachel working hard to help get the Federal Achieving a Better Life Experience (ABLE) Act passed. She then went on to become the 1st Kansan to open an account.

Rachel is a member of the NDSC Policy and Advocacy Coalition and an ABLE National Resource Center Advisor.

When not hard at work at Missouri State, Rachel works as a hostess at Olive Garden. She is also 1 of 3 students featured in a video called “Just Like You – Down Syndrome.”

Rachel loves acting and interacting with people. In addition to considering a run for Congress, Rachel hopes to one day live in a pink house.

Rachel has shared her message of “I Love My Life” with groups across the country. She says “I have Down Syndrome, but I am not Down Syndrome,” I am Rachel, and I really love my life...

Rachel’s mother Jawanda is here today to celebrate. Jawanda has been a long-time advocate for the rights and inclusion of people with Down Syndrome and other disabilities. She is the founder of #321Advocate, a social media grassroots advocacy group, a member of the NDSC Policy Advocacy Coalition, and currently she serves as VP of the Kansas Disability Rights Center Board.

It is an absolute honor to have such a wonderful family in District 26 and Rachel is an amazing person, this world is lucky to have her, and we all are excited to see how she continues to make a positive impact in this world.

CONSENT CALENDAR

No objection was made to **HB 2179, SB 105**, appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2041, AN ACT concerning insurance; relating to unfair or deceptive acts or practices; life insurance; living organ donors; amending K.S.A. 2018 Supp. 40-2404 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 94; Nays 29; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, B. Carpenter, Claeys, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Ellis, Finch, Finney, Francis, Frownfelter, Gartner, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Barker, Bergquist, Blex, Burris, Capps, W. Carpenter, Delperdang, Dove, Eplee, Erickson, Esau, French, Garber, Hawkins, Hoffman, Huebert, Jacobs, Landwehr, Mason, Owens, Resman, Rhiley, Seiwert, Tarwater, Thimesch, Thomas, Warren, Wasinger.

Present but not voting: None.
 Absent or not voting: Clark, Straub.
 The bill passed.

HB 2066, AN ACT concerning the department of health and environment; establishing the KanCare bridge to a healthy Kansas program; amending K.S.A. 2018 Supp. 40-3213 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 69; Nays 54; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carlson, Carmichael, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Eplee, Finney, Frownfelter, Gartner, Helgeson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Ralph, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Landwehr, Lynn, Mason, Owens, Rahjes, Resman, Rhiley, Ryckman, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Present but not voting: None.
 Absent or not voting: Clark, Straub.
 The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER, I vote no on **HB 2066**. Yesterday 62 members of this body — led by the minority party that once decried the gut and go process — set a dangerous precedent by overriding the Rules Committee. Ignoring rules passed in sweeping bipartisan fashion.

We have a solemn duty to craft laws for the people of Kansas. Yesterday, we sent a message to every Kansan that rules don't matter.

With one unprecedented vote, this body became more polarized, more fractured and more political. We teach our children that the ends never justify the means.

The process used yesterday should appall even the firmest believers in Medicaid Expansion. — DANIEL HAWKINS, CHARLOTTE ESAU, BARBARA WASINGER, RON HOWARD, MEGAN LYNN

MR. SPEAKER: I vote NO on **HB 2066**. We have upwards of 4000 Disabled Kansans who have waited upwards of 8 years for services. We have a state of emergency in our prisons. We have lost kids in our foster care system. We are in the midst of a Mental Health Crisis! We have an underfunded KPERS system. We have an underfunded Judiciary. We have roads and bridges that needs fixed. We have an unresolved school funding lawsuit. Ladies and gentlemen, I firmly believe this will result in a tax increase within the next 2 years. We have so many needs that I simply cannot be ok creating a

new class of individuals dependent on a taxpayer funded health care system. STEPHEN OWENS, RON HIGHLAND, KRISTEY WILLIAMS

MR. SPEAKER: I will be voting “no” on today’s Medicaid Expansion Bill, **HB 2066**. Although there are some merits for the program, I do not believe it is in the best interest of the state presently. Currently in Kansas, we have an ongoing school funding lawsuit, a failed DCF program, unfinished transportation program, underfunded court system, rising higher-ed costs, one of the highest food sales taxes in the nation, and a Governor declared emergency for the El Dorado prison due to understaffing issues. It is my wish that we address these issues before we take on such an expansive new government program. – NICK HOHEISEL

MR. SPEAKER: I vote no on **HB 2066** as amended. While health care is important to the medical providers in the 110th District and all Kansans, I have remained a steadfast opponent of Medicaid expansion in Kansas. I will continue to work on solutions to keep our rural hospitals viable, but this is not the answer when we simply do not know what the costs will be and how it will be paid for. Priorities as legislators are formed by talking with our constituents and colleagues then doing what we think is right for our district and the state. While I was not on the prevailing side, my desire to make Kansas a great state is not diminished. Thank you, Mr. Speaker. KEN RAHJES

MR. SPEAKER: I discerningly vote “yes” on **HB 2066**. In basketball, some calls are “black-and-white.” Others are “50/50.” Yesterday’s votes resemble the latter.

After the final buzzer, “winners” celebrate. “Losers” are outraged, incredulous, or blame others, including their own teammates and the refs. Unfortunately, few engage in serious self-reflection or dialogue.

In critical moments, your best officials err on the side of giving the losing team a fair shot to survive. Otherwise their season is over. **Rural hospitals, mental health, and the working poor are losing.**

While imperfect, today’s decision gives them a chance. Healthcare cannot be solved exclusively in Kansas; let’s resoundingly IMPLORE FEDERAL dialogue, action, and results. – MARK SAMSEL

MR. SPEAKER: I vote yes on **HB 2066**. It ensures that thousands of Kansans can look forward to a healthier and more productive future. And at a time when 86% of Kansas hospitals have negative operating margins, this proposal will provide immediate help for their bottom line, stabilizing operations, aiding in staff recruitment, and providing a lifeline to much-needed retooling and reconfiguring of health care delivery. It has been said that in Kansas a person's zip code is a greater determinant of health outcomes than genetics. For rural Kansans, **HB 2066** gives hope that it need not always be so. – DON HINEMAN, BRAD RALPH, JOHN P. WHEELER, JR., JIM KARLESKINT, SUZI CARLSON, SUSAN CONCANNON, LEONARD A. MASTRONI

MR. SPEAKER: A gut and go procedure was used yesterday because House leadership and committee chairmen have been blocking a vote on this issue for the last five years. Today we took an action that was wanted by 77% of Kansas citizens. I proudly vote YES on **HB 2066**. – DENNIS “BOOG” HIGHBERGER

MR. SPEAKER: If you have a low tire, do you have it repaired for \$20, or do you continue to drive on it until it's completely ruined and it costs you \$200 for a new tire? Uncompensated Emergency Care is one of the largest issues plaguing rural hospitals. Kansans who are uninsured often delay seeking medical treatment until their condition deteriorates to the point it requires expensive emergency care. Expanding accessibility to preventative healthcare will alleviate crisis health situations, reduce hospital operating losses, and ultimately lead to healthier rural communities. I vote YES on **HB 2066**. – ADAM SMITH

MR. SPEAKER, I vote No on **HB 2066**. Medicaid expansion will bankrupt the Kansas budget - future legislators will either raise taxes or rob funds from government programs like highways, mental health, HCBS, nursing homes, foster care, etc.

Medicaid expansion does a disservice to those in critical need of care – putting able bodied adults ahead of the affirmed, disabled and critically ill.

Other states which have expanded Medicaid costs rose 50% over projected costs. The proposal we are voting on will force nearly 55,000 Kansans off their current health insurance. They will lose their doctors and have longer waits trying to find a doctor. – BRENDA LANDWEHR, BLAKE CARPENTER, KYLE HOFFMAN

MR. SPEAKER: I vote no on **HB 2066**.

I vote no on circumventing our committee process and the long held tradition of this Chamber.

I vote no on “gut and go” tactics meant to deceive Kansans and block transparency.

I vote no on mandating Kansans to shoulder the cost for socialized medicine.

I vote no on depriving Kansans a free and open market, where the best healthcare thrives.

I vote no on making Kansans dependents of the State, unable to improve their livelihoods for fear of losing their free government insurance.

Today I vote no because I believe we can do better and because Kansas deserves better. – MICHAEL CAPPAS, CHERYL HELMER

MR. SPEAKER, I vote NO on **HB 2066**. As one who sat in on the Medicaid Expansion round table, I left with more questions than before. Medicaid Expansion is a complex issue and I don't believe this is how we should pass policy. It truly amazes me how a legislator can be against the gut-and-go procedure until it's convenient for their issue. I think this issue has a long road ahead, and I wish work requirements, drug testing, and more money towards rural hospitals were discussed and vetted. – TORY MARIE ARNBERGER

MR. SPEAKER: I vote YES on **HB 2066**. Yesterday was a very tough vote on the Floor of the House. The majority of Kansans in my district, and in most districts are very favorable to move towards Kan Care expansion now. There was no path, there was no bill (that would be allowed), and there was no time.

We needed to send a message to the East chamber that we want them to take this issue up, have the debate, and see where this issue ends up.

YESTERDAY EMOTIONS WERE HIGH. TODAY IS A DAY OF RECONCILIATION AND MOVING FORWARD. – JOHN R. EPLEE

MR. SPEAKER: I vote NO on **HB 2066**. The original contents of this bill which were removed and replaced, were just an example of many efforts being made here to develop innovative pieces of a healthcare matrix for our state. Every private and service industry collaboration established for the purpose of meeting the needs of our citizens should be given its day here in the legislature. Then when a government answer is needed, it will be to fill needs not already met. The creative and educated professionals and caregivers of our State can be trusted to contribute to the solutions we seek. – EMIL BERGQUIST

MR. SPEAKER: I vote no on **HB 2066**. A bill designed to reduce regulations and broaden healthcare delivery by APRN's became a vehicle for entangling Kansans into a defective and inefficient Medicaid system. I find it irresponsible to take a population, of which 45% currently have private health insurance, and turn them into government dependents. This bill will increase total Kansas spending on Medicaid by nearly a billion dollars. By passing **HB 2066**, we have increased the federal deficit by over \$10 billion in the next decade. The best interests of Kansas taxpayers were at odds with the needs of the special interests, but the special interests won.—PAUL WAGGONER, BILL RHILEY, LEO DELPERDANG

MR. SPEAKER: I vote NO on **HB 2066**. I will never again respect the question, “Is there a fiscal note attached to this,” when discussing a bill.

Debt is no way to pay for health care and to suggest that increasing national debt is an economic development tool is insane.

I vote “NO” and pray for conversation for true solutions.—ERIC SMITH

MR. SPEAKER: I vote NO on “gut and go” **HB 2066**, the government confiscation of individual wealth in the disguise of the greater good for the collective whole is nothing more than government-sanctioned socialist theft. This does not guarantee to stop the closing of rural hospitals. The increase of centralized government healthcare is the expansion of socialized medicine. This is a medical tax hike on those who have the means to pay for those who do not or will not.

Winston Churchill said, “Socialism is a philosophy of failure, the creed of ignorance, and the gospel of envy, its inherent virtue is the equal sharing of misery.”

What will government fix next? – TREVOR JACOBS, SUSAN HUMPHRIES

MR. SPEAKER: I vote Yea on **HB 2066**.

Nightmare scenarios regarding Medicaid Expansion; the fear-mongering states that “55,000 people would go off private insurance,” and “not one state hit their ‘guesstimate’ on expansion costs.” Some initial estimates were incorrect, but not all were negative.

Adam Searing (Georgetown) published *Actual State Budget Impacts in Five States that Expanded Medicaid*, “Medicaid expansion not only increases availability of affordable health insurance for state residents, but also has neutral or positive effects on state budgets.”

“Michigan’s costs of expansion were fully covered by savings and new revenue.” “Louisiana’s first year of expansion saved \$199 million for the state.” Colorado was neutral. – SYDNEY CARLIN

MR. SPEAKER: I vote no on **HB 2066**. Medicaid expansion will bankrupt the Kansas budget. Medicaid expansion puts those disabled and elderly Kansans in critical need of services behind in line of those able-bodied adults under age 65. Some Kansans will be forced off their current health insurance. Kansas has so many needs that we cannot be okay creating a new group of government dependents.

I VOTE NO, BECAUSE THE PROCESS USED YESTERDAY TO MOVE THIS SWEEPING BILL TO THE HOUSE FLOOR BYPASSED THE DELIBERATIVE PROCESS WE HAVE A SOLEMN DUTY TO EMPLOY FOR THE PEOPLE OF KANSAS. — KELLIE WARREN

HB 2082, AN ACT concerning health and healthcare; relating to the practice of pharmacy; amending K.S.A. 65-1626 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Claeys, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: Clark, Straub.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Elections** recommends **Substitute for SB 130** be amended on page 2, following line 27, by inserting:

"Sec. 2. K.S.A. 2018 Supp. 25-2701 is hereby amended to read as follows: 25-2701. (a) (1) The county election officer shall determine the area to be served by each voting place at every election and shall provide notice of such voting places as required by law. At the discretion of the county election officer, all voters within a county may be allowed to vote at any polling location on election day, provided all rules and regulations are followed as established by the secretary of state for such purpose.

(2) Any precinct having less than 20 registered voters shall be included with an adjacent precinct or precincts in a single area to be served by a common voting place. The location of voting places shall be designated by the county election officer as provided by K.S.A. 25-2703, and amendments thereto.

(b) For any election to which this section is applicable, wherever a city is located in

two counties, the county election officer of the county in which the greater population of the city is located may designate a voting place located in a portion of the city in the other county to serve an area within that portion of the city within the county in which the greater population of the city is located.

(c) At voting places serving two or more precincts, one or more of which have less than 20 registered voters, all ballots which are identical shall be deposited in the same ballot box or boxes and such votes shall be counted and canvassed in a manner as to minimize the possibility of identifying the ballots cast by any voter.

(d) (1) The county election officer may not change a voting place prior to an election without providing mailed notice to the voters affected at least 30 days prior to the election. If an emergency is declared by the county election officer, the mailed notice requirement shall be waived.

(2) Failure to receive notice of a change in the voting place shall not give rise to a cause of action challenging the results of the election.";

Also on page 2, in line 28, by striking "is" and inserting "and 25-2701 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the second semicolon by inserting "concerning polling places;"; in line 2, after "25-1124" by inserting "and 25-2701"; also in line 2, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Elections** recommends **SB 131**, as amended by Senate Committee of the Whole, be amended on page 1, in line 10, after "declarations" by inserting "for any municipality"; in line 15, by striking all after "(c)"; by striking all in lines 16 through 21; in line 22, by striking "(d)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

Also on page 1, in line 33, after "election" by inserting "or appointment";

On page 2, in line 1, by striking all after "law"; by striking all in line 2; in line 3, by striking all before the period; in line 11, by striking "statute book" and inserting "Kansas register"; 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 bills were introduced and read by title:

HB 2405, AN ACT concerning school districts; relating to bullying policies and procedures; creating the legislative task force on bullying prevention in public schools, by Committee on Federal and State Affairs.

HB 2406, AN ACT concerning firearms; relinquishment thereof pursuant to certain court orders; amending K.S.A. 2018 Supp. 22-3426, 60-3107 and 60-31a06 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2407, AN ACT concerning school districts; relating to bullying policies and procedures; requiring publication of such policies and procedures; amending K.S.A. 72-6147 and repealing the existing section, by Committee on Federal and State Affairs.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Humphries to replace Rep. Barker on Committee on Health and Human Services on March 21, 2019.

Also, the appointment of Rep. Tarwater to replace Rep. Averkamp on Committee on Transportation on March 21, 2019.

Also, the appointment of Rep. Woodard to replace Rep. Whipple on Committee on Elections on March 21, 2019.

REPORT ON ENGROSSED BILLS

HB 2066 reported correctly engrossed March 21, 2019.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., Friday, March 22, 2019.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

