

Journal of the House

FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 14, 2013, 2:00 p.m.

This being the day fixed by the Constitution of the State of Kansas for the assembling of the 2013 session of the legislature, the House of Representatives was called to order at 2:00 p.m. by Kris Kobach, Secretary of State.

Prayer by the Rev. Eunice Brubaker:

Our Heavenly Father – as we begin this new legislative session, I challenge all our leaders to live in accordance to what Your Word says...

“If my people, who are called by my name...”

Constantly remind us that we are Your creation – You have placed us here.

“will humble themselves...”

Help us to come in a spirit of humility before You and each other – recognizing the privilege and honor given to us to serve the people of this great state of Kansas. Help us to honor you in this service to others.

“and pray and seek my face...”

Without Your wisdom and guidance, we will do meaningless work over the next 90 days. Help us to daily pray and seek You and Your wisdom in the decisions to be made.

“and turn from their wicked ways...”

Forgive us as from time to time our humanness and egos get in the way and hinder the progress that needs to happen.

“then will I hear from heaven...”

We know that You hear all the prayers, concerns, petitions, praise and thanksgiving that we offer up to You. You even encourage us to talk to You about everything.

“and will forgive their sin and will heal their land...”

Forgive us of our sin, our shortcomings and we do ask for healing for our society – our communities – our state – our nation.

In Christ's Name I pray, Amen.

(2 Chronicles 7:14, NIV)

The Pledge of Allegiance was led by Rep. Carlson.

Secretary of State Kris Kobach announced the appointment of Susan Kannarr as temporary Chief Clerk of the House.

**State of Kansas
Office of
Secretary of State**

I, KRIS KOBACH, Secretary of State, do hereby certify that the following persons were elected members of the House of Representatives of the State of Kansas for a two-year term beginning on the second Monday of January, A.D. 2013.

IN TESTIMONY WHEREOF, I hereto set my hand and cause to be affixed my official seal. Done at the city of Topeka this 29th day of November, A.D. 2012.

KRIS KOBACH
Secretary of State

Members of the House of Representatives were then called in blocks of ten, came forward, took and subscribed, or affirmed, to their respective oaths of office, administered to them by Chief Justice Lawton R. Nuss, Kansas Supreme Court, as follows:

State of Kansas, County of Shawnee, ss:

We and each of us, do solemnly swear or affirm, that we will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Representative of the State of Kansas, so help us God.

District

1st – Michael Houser
2nd – Robert "Bob" Grant
3rd – Julie Menghini
4th – Marty Read
5th – Kevin Jones
6th – Jene Vickrey
7th – Richard J. Proehl
8th – Craig McPherson
9th – Edwin H. Bideau III
10th – John Wilson
11th – Jim Kelly
12th – Virgil Peck
13th – Larry Paul Hibbard
14th – Keith Esau
15th – Robert Montgomery

16th – Amanda Grosserode
17th – Brett M. Hildabrand

District

18th – John Rubin
19th – Stephanie Clayton
20th – Rob Bruchman
21st – Barbara Bollier
22nd – Nancy Lusk
23rd – Kelly R. Meigs
24th – Emily Perry
25th – Melissa A. Rooker
26th – Larry L. Campbell
27th – Ray Merrick
28th – Jerry D. Lunn
29th – James Todd
30th – Lance Kinzer

31st – Louis E. Ruiz
 32nd – Michael J. (Mike) Peterson
 33rd – Tom Burroughs
 34th – Valdenia C. Winn

District

35th – Broderick Henderson
 36th – Kathy Wolfe Moore
 37th – Stan Frownfelter
 38th – Willie Dove
 39th – Charles Macheers
 40th – John Bradford
 41st – Melanie Meier
 42nd – Connie O'Brien
 43rd – Bill Sutton
 44th – Barbara W. Ballard
 45th – Tom Sloan
 46th – Paul Davis
 47th – Ramon C. Gonzalez Jr.
 48th – Marvin Kleeb
 49th – Scott Schwab
 50th – Joshua Powell
 51st – Ron Highland
 52nd – Shanti Gandhi
 53rd – Annie Tietze
 54th – Ken Corbet
 55th – Annie Kuether
 56th – Virgil Weigel
 57th – John Alcala
 58th – Harold Lane
 59th – Blaine Finch
 60th – Don Hill
 61st – Richard Carlson
 62nd – Randy Garber
 63rd – Jerry Henry
 64th – Vern Swanson
 65th – Allan Rothlisberg
 66th – Sydney Carlin
 67th – Tom Phillips
 68th – Tom J. Moxley
 69th – J.R. Claeys
 70th – John E Barker
 71st – Diana Dierks
 72nd – Marc Rhoades
 73rd – Clark Shultz
 74th – Don Schroeder
 75th – Will Carpenter
 76th – Peggy Mast

77th – J. David Crum
 78th – Ron Ryckman (Jr.)
 79th – Ed Trimmer
 80th – Kasha Kelley

District

81st – Jim Howell
 82nd – Pete DeGraaf
 83rd – Carolyn Bridges
 84th – Gail Finney
 85th – Steve Brunk
 86th – Jim Ward
 87th – Mark Kahrs
 88th – Patricia M. Sloop
 89th – Roderick A. Houston
 90th – Steve Huebert
 91st – Gene M. Suellentrop
 92nd – Nile Dillmore
 93rd – George F. (Joe) Edwards II
 94th – Mario Goico
 95th – Tom Sawyer
 96th – Brandon Whipple
 97th – Leslie Osterman
 98th – Phil Hermanson
 99th – Dennis Hedke
 100th – Daniel R. Hawkins
 101st – Joe Seiwert
 102nd – Jan Pauls
 103rd – Ponka-We Victors
 104th – Steven R. Becker
 105th – Mark E. Hutton
 106th – Sharon Schwartz
 107th – Susan L. Concannon
 108th – Steven Johnson
 109th – Troy L. Waymaster
 110th – Travis Couture-Lovelady
 111th – Sue E. Boldra
 112th – John Edmonds
 113th – Marshall Christmann
 114th – Jack Thimesch
 115th – Ronald Ryckman (Sr.)
 116th – Kyle D. Hoffman
 117th – John L. Ewy
 118th – Don Hineman
 119th – Brian A. Weber
 120th – Ward M. Cassidy
 121st – Arlen H. Siegfried
 122nd – J. Russell "Russ" Jennings

123rd – John Doll125th – Reid Petty124th – J. Stephen AlfordSubscribed and sworn to, or affirmed, before me this 14th day of January, 2013.

LAWTON R. NUSS

Chief Justice of the Supreme Court

Nominations being in order for speaker, Rep. Hoffman nominated Rep. Ray Merrick for Speaker of the House. There being no further nominations, Rep. Davis moved the nominations be closed, and that the temporary clerk be instructed to cast a unanimous ballot for Rep. Merrick as Speaker of the House of Representatives. The motion prevailed.

Secretary of State Kris Kobach requested Rep. Merrick to approach the bar for the oath of office.

Speaker-elect Merrick subscribed to the following oath of office, which was administered by Chief Justice Nuss.

State of Kansas, County of Shawnee, ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker of the House of Representatives, so help me God. Subscribed and sworn to before me this 14th day of January, 2013.

LAWTON R. NUSS

Chief Justice of the Supreme Court

Speaker Merrick addressed the following remarks to the members of the House:

Thank you, Mr. Chief Justice. Elected Republican and Democratic House leaders, colleagues, staff and friends... I am incredibly honored to stand before you today as Speaker of the House.

And thank you for honoring me with your trust and confidence by electing me to this position. It is my goal to lead you and to serve this office with humility, patience and perseverance.

It's incredible that a boy born in a log cabin in the Canadian wilderness... who grew up dirt poor and raised by a single mother in Iowa... would find his way before you today. It speaks of the incredible opportunity our great nation offers. Thanks to our system of individual responsibility anyone with a strong dose of persistence, determination and grit is capable of achieving remarkable success.

Persistence and determination play a big role in our job. Each of you were inspired to run for office because of deeply held convictions. You have ideas about where you would like to take the state.

Do not be afraid to share your ideas with your colleagues here and across the rotunda. You may not always find that others share your enthusiasm...but do not let that dampen the motivation to achieve your goals. At the same time, do not be afraid to persevere and work with others who may have a different view. Making friends will serve you much better than making enemies.

We stand on the edge of a wonderful opportunity...a legislative session that promises open communication between chambers and the support of the executive branch.

We have to work together with fellow legislators to tackle the significant challenges before us this session. This session especially we should remember President Kennedy's admonition to "let us not seek the Republican answer or the Democratic answer, but the right answer. Let us not seek to fix the blame for the past. Let us accept our own responsibility for the future."

We know the budget is always a challenge, but especially this year because we chose to leave more money in the pockets of hard-working Kansans, and to commit to running the state on less. We will tirelessly pursue economic growth because it benefits every child, woman and man in this state.

I know I speak for many of you when I say we want our children to attend the best schools in the country... and when they graduate to not be lured elsewhere... but to have the opportunity to stay right here in Kansas. The path to that goal does not lie in raising taxes and growing government—that's been tried before over and over again. The path to opportunity for every Kansan lies in the free-market, in more choices, in less government burden and restriction.

Let this be our one moment in time. Every one of us is defined by the choices we make, the obstacles we surmount, the teams we achieve, the people we love and maybe most of all the goals we don't quite reach. Whether in victory or defeat, how we choose to handle these moments is what marks us long after we are gone. In the end, it is how we will be remembered. I hope this will be our moment in time. Let's be remembered for doing what is right for this great state.

I'm very excited to work with each of youas well as President Wagle and the body across the rotunda.... Governor Brownback... and Democratic leaders from both chambers.

In closing, I want to thank my wonderful wife of 40 years Phyllis...and to our sons Matt and Michael. Your love and support mean everything to me.

God bless each of you, and God bless the great state of Kansas. Let's get to work.

Speaker Merrick was presented with the gavel by Secretary of State Kris Kobach and assumed the chair.

Speaker Merrick announced the appointment of Susan Kannarr as Chief Clerk and Wayne Owen as Sergeant-at-Arms of the House of Representatives.

Nominations being in order for speaker pro tem, Rep. Hoffman nominated Rep. Peggy Mast as Speaker pro tem of the House. There being no further nominations, Rep. Burroughs moved the nominations be closed, and that the Chief Clerk be instructed to cast a unanimous ballot for Rep. Mast as Speaker pro tem of the House of Representatives. The motion prevailed.

Speaker Merrick requested Rep. Mast to approach the bar for the oath of office.

Speaker pro tem-elect Mast subscribed to the following oath of office, which was administered by Chief Justice Nuss.

State of Kansas, County of Shawnee, ss:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of the office of Speaker pro tem of the House of Representatives, so help me God. Subscribed and sworn to before me this 14th day of January, 2013.

LAWTON R. NUSS
Chief Justice of the Supreme Court

Speaker pro tem Mast addressed the following remarks to the members of the House:

“These are the times that try men’s souls.” I woke up one morning with that phrase on my mind. It was stated by Thomas Paine on December 23, 1776 and seems appropriate even today. Our biggest concerns seem to be coming from the Federal Government. We are looking at our national leaders who keep facing a fiscal cliff of enormous proportions that will affect each state greatly as they keep postponing coming to grips with it and taking it head on. On average, around 40% of a state’s budget is federal dollars so the problem for Kansas is obvious. We are also looking at regulations from the federal government that threaten to choke our energy opportunities, over-regulate our farmers, and eliminate liberties in health care decisions. We will be addressing huge challenges in funding Medicaid, education, and the many other responsibilities of state governance as well. Of course, this is only the beginning of issues we will address over the next two years, but address them we must.

Kansas faced its own fiscal cliff when federal stimulus dollars ran out and we needed to trim our own budgets or force our citizens to sacrifice more of their hard earned dollars to avoid the reality of a recession. We have come through that time and the result is national recognition for our self-discipline. As a result, we see our private sector growing rather than the size of government.

Kansas is a state born out of adversity and trials. Even as we were being accepted into the nation as a state, we came together to address the most controversial issue of the day. I know we all take great pride knowing our founding fathers chose to recognize that all men are created equal and deserve equal protection and privileges under our laws.

I would like to close with another quote I found recently. “The budget should be balanced, the treasury should be refilled, public debt should be reduced. The arrogance of officialdom should be tempered and controlled, and assistance to foreign lands should be curtailed lest Rome become bankrupt. People must again learn to work, instead of living on public assistance.”...Cicero, 55 B.C.

We know the eventual outcome for Rome. We see what is happening in Greece today as well as states like California. I pledge to help address the problems we face with each of you individually to the greatest extent of my ability as well as working with other members of leadership to strengthen our resolve. Kansas is a state we are all privileged to live in, and by God’s grace we can be an example other states will want to follow. We should look to Him first to guide our every action.

Thank you for the privilege to serve in this capacity as Speaker Pro Tem for the next two years. I want to work shoulder to shoulder with each of you.

Speaker Merrick asked for announcements from party caucuses:

Rep. Hoffman stated the majority (Republican) party had met and elected the following:

- Majority Leader, Rep. Jene Vickrey
- Assistant Majority Leader, Rep. David Crum
- Majority Whip, Rep. Brian Weber
- Caucus Chairperson, Rep. Kyle Hoffman

Rep. Vickrey addressed the following remarks to the members of the House:

Mr. Speaker Merrick, Speaker Pro Tem Mast, Minority Leader Davis, fellow members of the Kansas House, and honored guests.

Most of us remember the hymn “Count your blessings.” As Kansans, we all have many to count. My first is my wonderful wife, Teresa. She and I will celebrate our 32nd wedding anniversary this July 28th. Together, we have four children. The oldest, Jacob, is a Pittsburg State graduate who is married to Kori. They are the parents of our granddaughters, Emma, 3 ½ year and 1 year old Olivia. Next is our 18 year old daughter, Jasmine “Jazzy” with our one year old granddaughter Analeigh. Twins, Josh and Johanna, are in 8th grade at Louisburg Middle School. Teresa and I are so blessed with grandchildren and even more excited that they live so close to us.

Another blessing to count for me is being born and raised on a family farm in rural Miami County. That family farm is where WWII era parents, Loma and Wendell, taught me through examples of how they lived their lives. They would often express memorable quotes to me: “always give an honest day’s work for an honest day’s pay”, “your word is your bond” and “a handshake is the same as a signature.” These are the values of the hardworking, honest Kansans we represent and they deserve our best effort when we debate and work on legislation to find real solutions to improve their lives.

Finally, the blessing we all enjoy as members of the Kansas House of Representatives. It is true as our new members will soon experience, that we are often the “raucous” house. However, we are the “Peoples House” and are responsive to those who we represent. By design, the House is the voice of the people, the protector of liberty and freedom.

It is a great honor to serve as your Majority Leader. Know that together we will turn challenges into opportunity.

Rep. Ballard stated the minority (Democrat) party had caucused and elected the following officers:

- Minority Leader, Rep. Paul Davis
- Assistant Minority Leader, Rep. Tom Burroughs
- Minority Whip, Rep. Julie Menghini
- Agenda Chairperson, Rep. Annie Tietze
- Caucus Chairperson, Rep. Barbara Ballard
- Policy Chairperson, Rep. Valdenia Winn

Rep. Davis addressed the following remarks to the members of the House:

I first want to thank my colleagues in the House Democratic Caucus for allowing me to serve as your leader for the next two years. Our group has become a mix of seasoned veterans and energetic first termers. And regardless of whether you have been here for many years or whether this is your first year, I am honored by the opportunity to work on your behalf.

I want to congratulate Representative Merrick on his election as Speaker of the House, and I'd like to welcome the 57 new members of this body. The fact that this is a historical moment in each of your lives coincides with this incoming class of legislators marking a historical moment in the life of this legislative body and our State.

Fifty-seven new members – that is quite remarkable. We rarely experience such an influx of fresh faces at one time. And at this moment, we really don't know much about one another, other than our respective political affiliations. But as we embark on this 90-day journey, it is important for each of us to pause from our hectic daily routines in this building, listen to each other, learn from one another and find out a little about what lies beneath our partisan labels.

I say this because these are tough times. And I'm not talking about the economy or any quantitative measure of prosperity. I'm talking about the toxic atmosphere that has poisoned lawmaking chambers across the country over the last decade.

Yes, we come from different walks of life, we have different priorities, and we have different beliefs about the role of government. There is no question that at times we will disagree passionately about issues that come before us. And this is something we should encourage and celebrate; because it is the essence of democracy. But we must do so with an understanding that compromise is good, that Republicans and Democrats working together does lead to better policymaking, and that our debates should be guided by a time-honored, respectful sense of civility toward each other.

There is nothing like a shared human experience to aid us in transcending party lines. And we have certainly experienced one of those in recent weeks. As a Father, the horrific shooting at Sandy Hook Elementary School that occurred one month ago today reminded me, probably like no other event in my 40 years, that life is very, very precious. And as I saw the pictures of the young, innocent children flashing across my television set in the days following, I kept seeing my own three-year-old daughter's big brown eyes and curly hair. And my heart continues to ache for the parents who sent their children to school that Friday morning – 11 days before Christmas – never to see them alive again.

Our nation has now become mired in a discussion about what we should do or should not do to make sure that another Sandy Hook doesn't occur. And I have watched our nation slowly fall back into the deadly politics of polarization---defined by name calling on television talk shows, an unwillingness to acknowledge that differing viewpoints have something meaningful to add to the debate, and a lack of people of who are willing to exercise the necessary leadership to promote a dialogue that brings people together instead of tearing them apart.

There may or may not be laws that need to be changed and we need to have these debates. But as I keep pondering how we should respond to this horrible tragedy, I keep coming back to the fact that the ultimate cure for these acts, if there is one, lies in each one of us---how we live our lives, and most importantly, how we treat each other.

We don't have to pass any law to make that change, and we can start right now. I

must confess that during my previous ten years in this body there are a lot of people that I didn't take the time to get to know, I didn't listen to much and I didn't have an appreciation for. But I had an experience last year that really made me realize what I had been missing.

For a of number years another member of this body and I sparred at forums and probably didn't speak more than a few words to each other. I think it is fair to say that neither of us had a whole of lot of use for the other.

But he decided to strike up a conversation with me about a year ago as we walked out of a Farm Bureau dinner and we ended talking for over an hour. That conversation, which was mostly about the struggles both of us had with balancing service in the Legislature with our professions and our families, allowed us to work closely together during the redistricting process and on a number of other issues.

That conversation allowed me to find out more about who he is as a person, it made me realize that we actually have a lot in common, and it helped me appreciate that this Representative offered a lot to the legislative process that I didn't appreciate at all before.

This is the People's House – it does not belong to a political party and it is the ultimate marketplace of ideas. No matter what the partisan breakdown of this chamber may be, we are all equal partners in this process and we are the stewards of democracy in this State. Everyone in this room was elected to be a voice for others. Everyone here has the right – and a responsibility – to speak up, regardless of whether you find yourself in the minority or the majority.

We will enact better policy and we will become better human beings if we approach the legislative process a little less like we approached our political campaigns and a little more like we approach the “circle time” that occurs at my daughter's school, Sandy Hook Elementary and virtually every other grade school in our country-- Everyone, Everyone has something worthwhile to contribute----Or in other words, there is more to this than just 63 votes.

In closing, I'd like to evoke the image of someone that I believe everyone in this room will agree is a true Kansas hero.

The morning after the most recent partisan fight in Washington, a discouraged Tom Brokaw appeared on the news and displayed a photo that he urged every member of Congress to keep close. It was an image of 89- year-old Republican Senator Bob Dole, standing before a casket that held the remains of Democratic Senator Daniel Inouye. The two men lived their lives on opposite ends of the ideological spectrum, but they developed a friendship that outlasted any political disagreement they may have had throughout their distinguished careers. Despite his frail condition, Senator Dole refused to attend Inouye's wake in a wheelchair because he was determined to salute him properly.

Lawmakers face just as many challenges today as they faced back when Bob Dole walked the halls of the United States Capitol. The only difference between then and now is the number of people who are willing to listen to and work with one another. But even in these polarizing times, I believe that every man and woman in this room has a little bit of Bob Dole inside them. We are all capable of embracing that same spirit of statesmanship, because at the end of the day there is so much more that unites us than divides us.

As Senator Dole said: “Anyone who wants to understand me must first understand

Russell, Kansas. It is my home, where my roots lie, and a constant source of strength. My father's view of the world as "stewers versus doers" registered early. From my neighbors, I learned to feel deeply for God, country and family. The Russell of my youth was not a place of wealth. Yet it was generous with the values that would shape my outlook and the compassion that would restore life's richness after I had begun to doubt my future. I have tried in my own way to give back some of what the town has given me. I have tried to defend and serve the America that I learned to love in Russell."

It doesn't get much more Kansas than that. It is the places like Russell, Lawrence and Stilwell that bind us all together. And it is as President Kennedy said almost 50 years ago "for in the final analysis our most basic common link is that we all inhabit this planet. We all breathe the same air. We all cherish our childrens' future. And we are all mortal".

So, just like that image of our Republican senator saluting his Democratic colleague after a lifetime of service and friendship, I hope you will keep the words of Bob Dole and John Kennedy close as we embark on this journey together.

Ad astra per aspera.

The roll was called with 125 members present.

STANDING COMMITTEES OF THE HOUSE 2013 LEGISLATIVE SESSION

Agriculture and Natural Resources: Schwartz, *Chairperson*; Hoffman, *Vice Chairperson*; Boldra, Carpenter, Dierks, Ewy, Gonzalez, Hibbard, Johnson, Moxley, O'Brien, Read, Schroeder, Seiwert, Sloan, Thimesch, Waymaster
Victors, *Ranking Minority Member*; Alcala, Carlin, Lane, Trimmer, Wilson

Agriculture and Natural Resources Budget: Hoffman, *Chairperson*; Schroeder, *Vice Chairperson*; Garber, Johnson, Macheers, Seiwert, Waymaster
Carlin, *Ranking Minority Member*; Victors

Appropriations: Rhoades, *Chairperson*; Suellentrop, *Vice Chairperson*; Carlson, Cassidy, Crum, DeGraaf, Grosserode, Hoffman, Hutton, Kahrs, Kelley, Kleeb, Lunn, Peck, Ryckman, Jr., Schwartz, Weber
Henry, *Ranking Minority Member*; Ballard, Carlin, Dillmore, Grant, Lane

Calendar and Printing: Vickrey, *Chairperson*; Merrick, *Vice Chairperson*; Crum, Mast
Ballard, *Ranking Minority Member*; Winn

Children and Seniors: O'Brien, *Chairperson*; Meigs, *Vice Chairperson*; Becker, Bollier, Carpenter, Edmonds, Hawkins, Hill, Phillips, Rooker
Wilson, *Ranking Minority Member*; Lusk, Winn

Commerce, Labor and Economic Development: Kleeb, *Chairperson*; Suellentrop, *Vice Chairperson*; Brunk, Carlson, Carpenter, Claeys, Corbet, Couture-

Lovelady, Houser, Hutton, J. Powell, Rothlisberg, Ryckman, Jr.

Frownfelter, *Ranking Minority Member*; Ruiz, Tietze, Whipple

Corrections and Juvenile Justice: Rubin, *Chairperson*; Gonzalez, *Vice Chairperson*; Becker, Bruchman, Campbell, Finch, Hildabrand, Montgomery, Moxley, Todd

Finney, *Ranking Minority Member*; Meier, Pauls

Education: Kelley, *Chairperson*; Cassidy, *Vice Chairperson*; Boldra, Bradford, Dierks, Dove, Ewy, Gandhi, Grosserode, Hedke, Highland, Lunn, Meigs, Rooker Trimmer, *Ranking Minority Member*; Bridges, Houston, Lusk, Winn

Education Budget: Cassidy, *Chairperson*; Grosserode, *Vice Chairperson*; Dove, Highland, Huebert, Jones, Rothlisberg

Winn, *Ranking Minority Member*; Henry

Elections: Schwab, *Chairperson*; Huebert, *Vice Chairperson*; Barker, Esau, Jennings, Kinzer, O'Brien, Phillips, Schwartz, Siegfried

Sawyer, *Ranking Minority Member*; Alcalá, Dillmore

Energy and Environment: Hedke, *Chairperson*; Alford, *Vice Chairperson*; Boldra, Christmann, Garber, Hermanson, Highland, Jennings, Macheers, McPherson, Moxley, J. Powell, Schwab, Sutton

Kuether, *Ranking Minority Member*; Finney, Menghini, Sloop, Trimmer

Federal and State Affairs: Siegfried, *Chairperson*; Brunk, *Vice Chairperson*; Campbell, Claey's, Concannon, Corbet, Couture-Lovelady, Dove, Ewy, Gandhi, Hildabrand, Houser, Montgomery, Petty, Read, Rothlisberg, Waymaster

Ruiz, *Ranking Minority Member*; Henderson, Perry, Peterson, Tietze, Victors

Financial Institutions: DeGraaf, *Chairperson*; Kelly, *Vice Chairperson*; Campbell, Hawkins, Hermanson, Hill, Hutton, Proehl, Suellentrop, Swanson

Frownfelter, *Ranking Minority Member*; Burroughs, Henderson

General Government Budget: DeGraaf, *Chairperson*; Howell, *Vice Chairperson*; Hineman, Kahrs, McPherson, Peck, Sutton

Lane, *Ranking Minority Member*; Burroughs

Health and Human Services: Crum, *Chairperson*; Weber, *Vice Chairperson*; Alford, Bideau, Bollier, Christmann, Concannon, Edmonds, Hawkins, Hill, Jones, Kelly, Osterman

Ward, *Ranking Minority Member*; Sloop, Wilson, Wolfe Moore

Insurance: Shultz, *Chairperson*; Hermanson, *Vice Chairperson*; Bollier, DeGraaf, Doll, Hill, Hutton, Meigs, Proehl, Suellentrop

Finney, *Ranking Minority Member*; Frownfelter, Houston

Interstate Cooperation: Merrick, *Chairperson*; Mast, *Vice Chairperson*; Crum,

Vickrey, Weber

Tietze, *Ranking Minority Member*; Menghini

Judiciary: Kinzer, *Chairperson*; Bruchman, *Vice Chairperson*; Alford, Barker, Becker, Bideau, Christmann, Esau, Finch, Howell, Jennings, Kahrs, McPherson, Montgomery, Osterman, Rubin, Ryckman, Sr.

Pauls, *Ranking Minority Member*; Bridges, Kuether, Perry, Ward, Whipple

Legislative Budget (House): Rhoades, *Chairperson*; Suellentrop, *Vice Chairperson*; Crum, Mast, Merrick, Vickrey

Davis, *Ranking Minority Member*; Burroughs

Local Government: Huebert, *Chairperson*; Phillips, *Vice Chairperson*; Barker, Clayton, Esau, Jennings, O'Brien, Schwab, Schwartz, Siegfried

Alcala, *Ranking Minority Member*; Henderson, Peterson

Pensions and Benefits: Johnson, *Chairperson*; Howell, *Vice Chairperson*; Barker, Hawkins, Jones, Kelly, Macheers, Proehl, Rubin, Todd

Wolfe Moore, *Ranking Minority Member*; Alcala, Weigel

Rules and Journal: Shultz, *Chairperson*; Bruchman, Couture-Lovelady, Kinzer, Rubin

Sawyer, *Vice Chairperson*; Pauls

Social Services Budget: Weber, *Chairperson*; Crum, *Vice Chairperson*; Bradford, Concannon, Gandhi, Garber, Petty

Ballard, *Ranking Minority Member*; Lusk

Taxation: Carlson, *Chairperson*; Schwab, *Vice Chairperson*; Brunk, Claey, Corbet, Couture-Lovelady, Edmonds, Goico, Hedke, Hineman, Kelley, Kleeb, Lunn, Macheers, J. Powell, Siegfried, Todd

Sawyer, *Ranking Minority Member*; Dillmore, Menghini, Sloop, Weigel, Wolfe Moore

Transportation: Proehl, *Chairperson*; Ryckman, Sr., *Vice Chairperson*; Doll, Edwards, Goico, Hermanson, Hibbard, Petty, Read, Shultz, Sloan, Swanson, Thimesch

Perry, *Ranking Minority Member*; Grant, Menghini, Weigel

Transportation and Public Safety Budget: Peck, *Chairperson*; Hildabrand, *Vice Chairperson*; Clayton, Edwards, Houser, Ryckman, Jr., Sutton

Grant, *Ranking Minority Member*; Meier

Utilities and Telecommunications: Seiwert, *Chairperson*; Garber, *Vice Chairperson*; Boldra, Bruchman, Carpenter, Clayton, Doll, Finch, Gonzalez, Hermanson, Ryckman, Sr., Schroeder, Schwab, Thimesch

Kuether, *Ranking Minority Member*; Frownfelter, Ward, Whipple, Winn

Veterans, Military and Homeland Security: Goico, *Chairperson*; Osterman, *Vice Chairperson*; Barker, Bradford, Dierks, Edwards, Gonzalez, Johnson, Jones, Seiwert Meier, *Ranking Minority Member*; Bridges, Weigel

Vision 2020: Sloan, *Chairperson*; Swanson, *Vice Chairperson*; Bideau, Christmann, Edmonds, Esau, Hibbard, Hineman, Jennings, Rooker Houston, *Ranking Minority Member*; Bridges, Finney

COMMUNICATIONS FROM STATE OFFICERS

Dear Mr. Speaker:

This letter is to advise you that the Office of Chief Clerk has received the following communications during the interim since adjournment of the 2012 Regular Session of the Legislature:

From Derek Schmidt, Kansas Attorney General, the annual report of the Crime Victims Compensation Board for fiscal year 2010.

From Ed Eilert, Chairman, Johnson County Education Research Triangle, the Financial Statements for the year ended June 30, 2012, and the Independent Auditors' Report.

From Jeremy Barclay, Communication Director, Kansas Department of Corrections, the Fiscal Year 2012 Annual Report.

From Derek Schmidt, Kansas Attorney General, the 2012 Annual Report of the Kansas Child Death Review Board.

From Kristen Basso, Communications Officer, Kansas Public Employees Retirement System, notice that the KPERS Comprehensive Annual Financial Report is available at <http://www.kpers.org/annualreport2012.pdf>.

From Ed Eilert, Chairman, in accordance with the requirements of K.S.A. 19-5005(e), the Johnson County Research Triangle Authority Annual Report for the year ending June 30, 2012.

From the Justice Reinvestment Working Group, according to K.S.A. 2012 Supp. 75-52,160 (2012 HB 2684), its report regarding increased public safety and reduced recidivism and spending on corrections in Kansas.

From Scott W. Miller, Director of Investments, in compliance with K.S.A. 75-4222(h), the Annual Report of the Pooled Money Investment Board for Fiscal Year 2012.

From Robin L. Jennison, Secretary, Department of Wildlife, Parks and Tourism, in accordance with K.S.A. 32-844 and 32-845, a report regarding land acquisition and renewals.

From Derek Schmidt, Attorney General, according to K.S.A. 75-7c16(b) of the Kansas Personal and Family Protection Act, the statistical report regarding concealed carry licenses.

From the Office of Governor Sam Brownback:

Executive Order No. 12-08, concerning drought watches, warnings, and emergency conditions in effect until revised or rescinded.

Executive Order No. 12-09, approving an operations plan for the Governor's drought response team.

Executive Order No. 12-10, declaring a drought warning or drought emergency for certain counties, replacing Executive Order 12-08.

Executive Order No. 12-11, superseding Executive Order No. 12-06, concerning conditional and temporary relief from motor carrier rules and regulations.

Executive Directive No. 12-430, authorizing personnel transactions.

Corrected Executive Directive No. 12-430, authorizing personnel transactions.

Executive Directive No. 12-431, authorizing expenditure of federal funds.

Executive Directive No. 12-432, authorizing expenditure of federal funds.

Executive Directive No. 12-433, authorizing personnel transactions.

Executive Directive No. 12-434, authorizing expenditure of federal funds.

Executive Directive No. 12-435, authorizing expenditure of federal funds.

Executive Directive No. 12-436, authorizing expenditure of federal funds.

Executive Directive No. 12-437, authorizing expenditure of federal funds.

Also, from Ron Estes, Kansas State Treasurer, 2012 Annual Report for the Kansas State Treasurer's Office.

From Bob Jurgens, Chief, Assessment & Restoration Section, Bureau of Environmental Remediation, in accordance with K.S.A. 49-512(h), TRA Trust Expenditures/Income Report: September 2012.

From Patti Petersen-Klein, Executive Director, Kansas Corporation Commission, in accordance with K.S.A. 2010 Supp.66-1250 through 66-1254; Abandoned Oil and Gas Well Status Report/Remediation Site Status Report, 2013.

From Patti Petersen-Klein, Executive Director, Kansas Corporation Commission, in accordance with K.S.A. 55-194, Broadband Service Report, 2013.

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

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Vickrey, **HR 6001**, by Reps. Merrick and Davis, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6001**—

A RESOLUTION relating to the organization of the House of Representatives.

Be it resolved by the House of Representatives of the State of Kansas: That the Chief Clerk of the House of Representatives notify the Senate that the House is organized with the following officers:

Ray Merrick, speaker,

Peggy Mast, speaker pro tem,

Gene Vickrey, majority leader,

Paul Davis, minority leader,

Susan Kannarr, chief clerk,

Wayne Owen, sergeant at arms,

and awaits the pleasure of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Vickrey, **HR 6002**, by Reps. Merrick and Davis, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6002**—

A RESOLUTION relating to assignment of seats of the House of Representatives.

Be it resolved by the House of Representatives of the State of Kansas: That the speaker be assigned seat No. 2; the speaker pro tem be assigned seat No. 1; the majority leader be assigned seat No. 3; the minority leader be assigned seat No. 4; and the remaining members of the house be assigned the following seats: Alcalá 75, Alford 117, Ballard 30, Barker 26, Becker 46, Bideau 25, Boldra 65, Bollier 104, Bradford 41, Bridges 35, Bruchman 101, Brunk 82, Burroughs 5, Campbell 119, Carlin 33, Carlson 20, Carpenter 79, Cassidy 62, Christmann 109, Claeys 70, Clayton 106, Concannon 84, Corbet 93, Couture-Lovelady 23, Crum 37, DeGraaf 39, Dierks 90, Dillmore 76, Doll 96, Dove 21, Edmonds 83, Edwards 40, Esau 111, Ewy 63, Finch 92, Finney 52, Frownfelter 18, Gandhi 38, Garber 71, Goico 97, Gonzalez 108, Grant 36, Grosserode 68, Hawkins 112, Hedke 42, Henderson 73, Henry 6, Hermanson 99, Hibbard 107, Highland 94, Hildabrand 110, Hill 122, Hineman 47, Hoffman 113, Houser 60, Houston 34, Howell 95, Huebert 118, Hutton 9, Jennings 102, Johnson 22, Jones 78, Kahrs 125, Kelley 24, Kelly 61, Kinzer 12, Kleeb 19, Kuether 48, Lane 74, Lunn 100, Lusk 29, Macheers 45, McPherson 72, Meier 31, Meigs 66, Menghini 51, Montgomery 87, Moxley 121, O'Brien 89, Osterman 80, Pauls 17, Peck 77, Perry 50, Peterson 16, Petty 123, Phillips 91, Powell 43, Proehl 59, Read 88, Rhoades 7, Rooker 67, Rothlisberg 98, Rubin 44, Ruiz 58, Ryckman Jr. 11, Ryckman Sr. 27, Sawyer 15, Schroeder 105, Schwab 86, Schwartz 64, Seiwert 115, Shultz 10, Siegfried 81, Sloan 120, Sloop 53, Suellentrop 8, Sutton 85, Swanson 103, Thimesch 114, Tietze 14, Todd 69, Trimmer 13, Victors 57, Ward 56, Waymaster 116, Weber 124, Weigel 54, Whipple 32, Wilson 55, Winn 28, Wolfe-Moore 49.

The first three seats north of the center aisle in the last row are reserved for the sergeants at arms.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Vickrey, **HR 6003**, by Reps. Merrick and Davis, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6003**—

A RESOLUTION relating to the rules of the House of Representatives for the 2013-2014 biennium.

Be it resolved by the House of Representatives of the State of Kansas: That except as otherwise hereinafter provided, the rules of the House of Representatives for the 2011-2012 biennium in effect at the time of adjournment sine die of the 2012 regular

session of the legislature shall constitute the temporary rules of the House of Representatives for the 2013 regular session until permanent rules are adopted; and

Be it further resolved: That Rule 1101 of the 2011-2012 biennium shall be amended to read as follows and shall constitute a temporary rule of the House until a permanent rule is adopted:

Rule 1101. Standing Committees; Names and Members. (a) The standing committees of the House shall be the following and have the number of members indicated for each:

1. Agriculture and Natural Resources.....	23
2. Appropriations.....	23
3. Children and Seniors.....	13
4. Calendar and Printing.....	6
5. Commerce, Labor and Economic Development	17
6. Corrections and Juvenile Justice	13
7. Education	19
8. Elections.....	13
9. Energy and Environment.....	19
10. Federal and State Affairs.....	23
11. Financial Institutions	13
12. Health and Human Services.....	17
13. Insurance	13
14. Interstate Cooperation	7
15. Judiciary.....	23
16. Local Government.....	13
17. Pensions and Benefits.....	13
18. Rules and Journal	7
19. Taxation	23
20. Transportation.....	17
21. Utilities and Telecommunications.....	19
22. Veterans, Military and Homeland Security.....	13
23. Vision 2020.....	13

(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic

development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6004**—

By Representatives Merrick and Davis

A RESOLUTION adopting permanent rules of the House of Representatives for the 2013-2014 biennium.

Be it resolved by the House of Representatives of the State of Kansas: The following rules shall be the permanent rules of the House of Representatives for the 2013-2014 biennium.

RULES OF THE HOUSE OF REPRESENTATIVES 2013-2014

ARTICLE 1. HOUSE SESSIONS; GENERAL OPERATION

Rule 101. Time of Meeting. The hour of meeting on the first day of each regular session shall be at 2:00 p.m., and on other days, shall be the hour set at adjournment on the previous legislative day except that if no hour of meeting is set at adjournment on the previous legislative day, the hour of meeting shall be 11:00 a.m.

Rule 102. Speaker Taking Chair. The Speaker shall take the chair each day, at the hour to which the House has adjourned. The Speaker shall call the House to order and proceed to business in accordance with the Rules of the House.

Rule 103. First Business. The first business each legislative day shall be the taking of the roll, the taking of roll shall be followed by prayer and the prayer shall be followed by the recitation of the pledge of allegiance to the flag of the United States of America led by a member designated by the Speaker.

Rule 104. Order of Business. (a) The regular order of business each legislative day, except on days and at times set apart for the consideration of special orders and except as provided by the joint rules of the House and Senate, shall be as follows:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Reports of select committees.
- (3) Receipt of messages from the Governor.
- (4) Communications from state officers.
- (5) Messages from the Senate.
- (6) Introduction and notice of original motions and house resolutions.
- (7) Consideration of motions and house resolutions offered on a previous day.
- (8) The unfinished business before the House at the time of adjournment on the previous day.
- (9) Consent calendar.
- (10) Final Action on bills and concurrent resolutions.

- (11) Bills under consideration to concur and nonconcur.
- (12) General Orders.
- (13) Reports of standing committees.

(b) The presentation of petitions shall be a special order of business on Friday of each week immediately preceding the regular order of business.

Rule 105. Members Excused from Attendance. Members may be excused from attendance on any legislative day by the Speaker for the following reasons and such reasons shall be shown in the Journal: (1) Verified illness; (2) legislative business; and (3) excused absence by the Speaker.

Rule 106. Introduction of Guests. Except when permission has been given by the Speaker before taking the chair, no guests in the gallery shall be introduced to the House.

Rule 107. Session Proforma. (a) The House of Representatives may meet from time to time for the sole purpose of processing routine business of the House of Representatives. These sessions shall be known as Session Proforma.

(b) Time of Meeting. Session Proforma shall be announced at least one legislative day in advance with the hour for meeting Proforma set on the previous legislative day.

(c) Order of Business. The only orders of business that may be considered during Session Proforma are:

- (1) Introduction and reference of bills and concurrent resolutions.
- (2) Receipts of messages from the Governor.
- (3) Communications from State Officers.
- (4) Messages from the Senate.
- (5) Reports of Standing Committees.
- (6) Presentation of Petitions.

(d) Motions. No motion shall be in order other than the motion to adjourn.

(e) Objections. Any objection by any member shall require the Session Proforma to adjourn to the next day, Saturday and Sunday excluded, at 11:00 a.m.

(f) Quorum and Roll. There shall be no requirement for a quorum or taking of the roll. No demand for a roll call for a quorum shall be in order.

(g) Effect on Certain Rules. If a legislative day referred to in Rule 1309, 1503, 1505, 2303, 2705 or 3705 occurs on a legislative day which is also the day on which a Session Proforma is held, the term "legislative day" as used in such rule means the next legislative day subsequent to the legislative day on which the Session Proforma is held.

ARTICLE 3. QUORUM

Rule 301. Quorum, What Constitutes. A majority of all members then elected (or appointed) and qualified shall constitute a quorum. In the absence of a quorum no business shall be transacted by the House, except as provided in Rule 107, 302 and 303 or to recess or adjourn.

Rule 302. Absence of Quorum. In the absence of a quorum during any session of the House, the members present may do what is necessary to attain a quorum. In the absence of a quorum while in the committee of the whole, the committee shall rise and report. Reprimand, censure or expulsion may be imposed as provided by Article 49 when there is found to be no sufficient excuse for absence of a member.

Rule 303. Roll Call to Determine Quorum. A roll call shall be taken to determine the existence of a quorum on demand of any member. The result of each roll call to ascertain a quorum shall be recorded in the Journal by statement of the total number

present, naming only the absentees.

ARTICLE 5. CONDUCT IN THE HOUSE CHAMBER

Rule 501. Admission to Floor. (a) During daily sessions, from the time of convening until adjournment to the following legislative day, only the following classes of persons shall be admitted to the floor of the House, the cloakrooms to the east of the house chamber and the hallway at the west of the house chamber: (1) Members of the Legislature; (2) officers and employees of the legislative branch who are properly identified; (3) persons having permits from the Speaker.

(b) No person who is an officer or employee of the executive or judicial branch of Kansas government or an employee of the federal government shall be admitted to the area of the chamber on which legislators' desks are located during the time the House of Representatives is in session, except as provided by resolution, nor shall any such person be on the floor of the House chamber during a call of the House. No person, other than a member, shall lean on the railings on the floor of the House chamber next to the area of the chamber on which legislators' desks are located during any time the House is on final action.

(c) No person registered with the Secretary of State as a lobbyist shall be on the floor of the House chamber 15 minutes before the time of convening the daily session until 15 minutes after adjournment to the following legislative day.

(d) The sergeant at arms shall remove all persons from the floor, except persons authorized under the Rules of the House or a House resolution.

(e) The provisions of this rule shall not be construed to prevent the right of access (through the west hallway) by persons going directly to or returning from the offices of the Speaker and the Majority Leader.

Rule 502. Food and Drink. Members may have food or drink, or both, on their desks in the House chamber only when the member is present at the member's desk.

Rule 503. Galleries. Visitors shall be allowed in one or both galleries of the House in accordance with directions to the sergeant at arms from the Speaker. Except for security personnel authorized by the Speaker, the use of telephones and the making of telephone calls in the galleries of the House are prohibited.

Rule 504. Placing Material on Member's Desks. No items or material shall be placed upon the desk of any member of the House unless any such item or material bears the signature and printed name of the member responsible for its distribution. This Rule 504 shall not apply to items or material provided by legislative staff.

Rule 505. Photographic Record of Vote. No photographic or similar record shall be made of the vote of any member upon any measure upon which a division of the assembly has been called.

Rule 506. Wireless Electronic Telecommunications Devices. Except for security personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in the House chamber is prohibited during any time the House is in session.

Rule 507. Computer Usage. Computers may be used on the floor of the House chamber only for legislative or personal business during any time the House is in session.

ARTICLE 7. INTRODUCTION OF BILLS AND RESOLUTIONS

Rule 701. Introduction of House Bills and Resolutions. Every House bill or resolution intended to be introduced shall be delivered to the chief clerk. The delivery

shall be by a legislator who is a sponsor of the legislation or by a legislator who is the chairperson or vice chairperson of a legislative committee that has authorized the introduction, or by a legislative staff person or another member of the House authorized by such legislator. In lieu of introduction as provided by this rule, introduction may be as provided by law for prefiled bills and resolutions.

Rule 702. Introduction of Senate Bills and Concurrent Resolutions. Senate bills and concurrent resolutions sent to the House shall be introduced upon reading of the message received by the chief clerk.

Rule 703. Reading of Bills and Resolutions for Introduction. For the purpose of introduction, the chief clerk shall read bills and resolutions by title, except citations of statutes. The Speaker may require any House resolution to be read in full. The name of the sponsor shall be read if there is only one sponsor. If there are two sponsors, both names shall be read. If there are more than two sponsors, the name of the first sponsor shall be read, followed by the words "and others."

Rule 704. Senate Bills and Concurrent Resolutions; Procedure Following Introduction. Following introduction, all Senate bills and Senate concurrent resolutions when in the House shall follow the same procedure as House bills and House concurrent resolutions.

ARTICLE 9. REFERENCE OF BILLS AND RESOLUTIONS

Rule 901. Reference, Generally. (a) On the day of introduction or the following legislative day, the Speaker shall refer each bill to:

- (1) A standing committee,
- (2) a select committee,
- (3) the committee of the whole House,
- (4) two or more standing committees separately, or
- (5) two or more standing committees jointly.

(b) On the day of introduction or the following legislative day, the Speaker shall refer each concurrent resolution:

(1) In any way that a bill may be referred under subsection (a), if the concurrent resolution is a proposition to amend the Constitution of Kansas, to call a constitutional convention to amend or revise the Constitution of Kansas, to ratify an amendment to the Constitution of the United States, to apply for a United States constitutional convention, or to amend the joint rules of the House and Senate;

(2) if the concurrent resolution is not one of those specified in subpart (1) of this subsection (b), it may be referred in any way that a bill may be referred under subsection (a), or the Speaker may authorize consideration thereof on the day of introduction under the order of business introduction and reference of bills and concurrent resolutions.

(c) On the day of introduction, the Speaker may refer any House resolution (1) in any way that a bill may be referred under subsection (a) or (2) make no reference, except the Speaker shall make any reference required by the Rules of the House.

(d) Bills or resolutions prefiled under K.S.A. 46-801 et seq., and amendments thereto, for the regular session of the legislature held in even-numbered years may be referred by the Speaker to the appropriate committee or the committee of the whole at any time subsequent to the prefiling of such bill or resolution with the chief clerk of the House.

Rule 902. Appropriation Bills. Bills containing more than one item of

appropriation shall be referred to the standing committee on appropriations, except that bills introduced by the committee on appropriations may be referred to the committee of the whole House.

Rule 903. Separately Referred Bills and Resolutions. (a) When a bill or resolution has been referred separately to two or more standing committees, each committee shall consider the bill or resolution separately in the order specified by the Speaker.

(b) If the first committee to which a bill or resolution has been separately referred reports the bill or resolution adversely, the bill or resolution shall not be considered by the second committee, unless returned to the second committee by the committee of the whole House in accordance with Rule 1505.

(c) When a bill has been referred separately and the report of the first committee was not adverse, the report of the second committee shall be the report considered by the committee of the whole House.

Rule 904. Jointly Referred Bills and Resolutions. When a bill or resolution is jointly referred, it shall be considered and acted upon at a joint meeting of the two committees. The chairperson of the first committee named in the joint referral shall be the chairperson of the joint committee when considering such bill or resolution.

ARTICLE 11. COMMITTEES; COMPOSITION

Rule 1101. Standing Committees; Names and Members. (a) The standing committees of the House shall be the following and have the number of members indicated for each:

1. Agriculture and Natural Resources.....	23
2. Appropriations.....	23
3. Children and Seniors.....	13
4. Calendar and Printing.....	6
5. Commerce, Labor and Economic Development	17
6. Corrections and Juvenile Justice	13
7. Education	19
8. Elections.....	13
9. Energy and Environment.....	19
10. Federal and State Affairs.....	23
11. Financial Institutions	13
12. Health and Human Services.....	17
13. Insurance	13
14. Interstate Cooperation	7
15. Judiciary.....	23
16. Local Government.....	13
17. Pensions and Benefits.....	13
18. Rules and Journal	7
19. Taxation	23
20. Transportation.....	17
21. Utilities and Telecommunications.....	19
22. Veterans, Military and Homeland Security.....	13
23. Vision 2020.....	13

(b) The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on economic

development and tourism, the house standing committee on tourism and the house standing committee on tourism and parks for purposes of references in statutory or other documents. The house standing committee on commerce and economic development shall constitute the successor committee to the house standing committee on commerce and labor, the house standing committee on economic development and the house standing committee on new economy for purposes of references in statutory or other documents. The house standing committee on agriculture and natural resources shall constitute the successor committee to the house standing committee on environment for purposes of references in statutory or other documents. The house standing committee on insurance and the house standing committee on financial institutions shall constitute the successor committees to the house standing committee on insurance and financial institutions for purposes of references in statutory or other documents. The house standing committee on commerce, labor and economic development shall constitute the successor committee to the house standing committee on commerce and economic development for purposes of references in statutory and other documents. The house standing committee on energy and environment and the house standing committee on utilities and telecommunications shall constitute the successor committees to the house standing committee on energy and utilities for purposes of references in statutory and other documents.

Rule 1102. Committee Appointments. (a) The Speaker shall appoint the members of the standing committees. The Speaker may remove or replace any such committee member at any time.

(b) The Speaker shall appoint the chairperson and vice chairperson of each standing committee. The Speaker may remove or replace any such chairperson or vice chairperson at any time.

Rule 1103. Select Committees. The Speaker may appoint select committees and the chairpersons and vice chairpersons thereof. The Speaker may remove or replace any such chairpersons or vice chairpersons or members of such committees. Select committees shall meet on call of the chairperson or when directed by the Speaker.

Rule 1104. Announce Appointments. All committee appointments shall be announced in open session.

Rule 1105. Budget Committees. (a) There is hereby created the following budget committees of the committee on appropriations which shall have the number of members indicated for each:

1. Agriculture and natural resources budget committee 9
2. Education budget committee..... 9
3. General government budget committee 9
4. Legislative budget committee..... 8
5. Social services budget committee 9
6. Transportation and public safety budget committee..... 9

(b) Members of the budget committees are not required to be members of the committee on appropriations. The Speaker shall appoint the members, chairpersons and vice chairpersons of the budget committees. The Speaker may remove or replace any such chairperson, vice chairperson or member at any time.

(c) Budget committees shall be advisory to and make recommendations to the committee on appropriations regarding matters referred to the budget committee by the committee on appropriations. A budget committee is authorized to introduce bills or

resolutions within the subject matter of the budget committee. Except as otherwise provided in this rule, budget committees shall be deemed to be standing committees under the rules of the House of Representatives. Budget committee meetings are subject to the Kansas open meetings act, K.S.A. 75-4317a et seq., and amendments thereto.

ARTICLE 13. COMMITTEES; PROCEDURE

Rule 1301. Committee Meetings; Time and Place. (a) When the Legislature is in session, standing committees shall meet at the times and place assigned by the Speaker on the call of the chairperson.

(b) Also, when the Legislature is in session, a standing committee shall meet upon written request of three members of the committee. Such a request shall be submitted to the Speaker and the chairperson at least one legislative day before the requested time of meeting. The time and place of a meeting under this subsection (b) shall be set by the chairperson with the approval of the Speaker.

Rule 1302. Notice and Agenda for Committee Meetings. The chairperson shall provide notice of meetings and an agenda or agenda information to committee members, the chief clerk and the public. The chief clerk shall include in the calendar such information as is practical.

Rule 1303. Duties of Committee Chairperson. The principal duties of the chairperson of a standing committee are:

- (a) To preside over meetings of the committee and to put all questions;
- (b) to maintain order and decide all questions of order subject to appeal to the committee;
- (c) to supervise and direct staff of the committee;
- (d) to keep, or have the committee secretary keep, subject to the approval of the committee at a subsequent meeting, minutes of meetings which shall include:
 - (1) The time and place of each meeting of the committee;
 - (2) the attendance of committee members; and
 - (3) the names and city and state of residence of persons appearing before the committee and whom each represents;
- (e) to prepare and sign reports of the committee and submit them promptly to the chief clerk;
- (f) to appoint subcommittees to perform duties on an informal basis; and
- (g) to inform the Speaker of any committee activity which caused any member of the committee to be absent during any recorded vote.

Rule 1304. Introduction of Committee Bills and Resolutions. A committee may introduce bills and resolutions while the Legislature is in session respecting any matters referred to it. Unless approved by the Speaker, a standing committee may introduce bills and resolutions only within the general subject area assigned to the committee. No standing committee shall originate a bill which is substantially identical with any bill which has been referred to another standing committee, and which is under consideration by such committee.

Rule 1305. Quorum of a Committee. A quorum shall be present at a meeting for a committee to act officially. A quorum of a committee is a majority of the members of the committee. A quorum of a committee may transact business and a majority of the quorum, even though it is a minority of the committee, may adopt a committee report.

Rule 1306. Voting in Committees. (a) All final actions by a committee shall be taken at a called meeting while the Legislature is in session. The final action taken shall

be recorded in the committee minutes. An individual member's vote may be recorded at the member's request.

(b) The committee chairperson may vote but shall not be required to vote unless the committee is equally divided. If the chairperson's vote makes the division equal, the question shall be lost.

(c) An action formally taken by a committee cannot be altered in the committee except by reconsideration and further formal action of the committee.

(d) A motion to take from the table may be adopted by the affirmative vote of a majority of the members present at any called meeting of the committee.

Rule 1307. Procedure in General. Committee procedure shall be informal, but where any questions arise thereon, the rules or practices of the House are applicable except that the right of a member to speak to any question shall not be subject to the limitations prescribed by Rule 1704. All motions in a committee shall require a second.

Rule 1308. Committee Action on Bills and Resolutions. (a) A committee shall not take action to report a bill out of committee on the same day that the committee holds a hearing on the bill unless the committee approves such action by a two-thirds vote.

(b) A committee may recommend amendments to measures referred to it which are germane to the subject of the measure. Committee recommendations shall be made by committee report to the House. Committee reports shall be signed by the chairperson or other committee members authorized by the committee to make the report, and shall be transmitted to the House not later than the second legislative day following the action of the committee.

(c) All committee reports on bills and resolutions shall be recorded in the Journal.

(d) If amendments are pending on a measure when referred to a committee, the amendments accompany the bill and the committee may recommend the adoption or rejection of the amendments already proposed and make further recommendations.

Rule 1309. Motion to Withdraw a Bill or Resolution from a Committee. (a) If a committee does not report on any bill or resolution within 10 legislative days after its reference to the committee, the bill or resolution may be withdrawn from the committee by an affirmative vote of 70 members of the House. Such a motion shall be made in writing, giving the reasons for withdrawal from the committee. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If the motion prevails, the bill or resolution shall be placed on the calendar under the order of business General Orders.

(b) Motions to withdraw a bill or resolution from a committee are not subject to amendment or debate.

(c) The provisions of subsections (a) and (b) of this rule shall not apply to resolutions adopting or amending rules of the House. Resolutions relating to the adoption or the amendment of rules of the House may be withdrawn from the Committee on Rules and Journal at any time by the affirmative vote of 63 members of the House.

Rule 1310. Wireless Electronic Telecommunications Devices. Except for security

personnel authorized by the Speaker, the use of wireless electronic telecommunications devices emitting an audible sound or tone to announce or initiate communications in a committee room is prohibited during any time when a committee or subcommittee is in session in the room.

ARTICLE 15. CALENDAR LOCATION OF BILLS AND RESOLUTIONS

Rule 1501. General Orders; Description and Function. Bills, concurrent resolutions and House resolutions reported for further action by the committee to which they were referred and bills and concurrent resolutions referred directly to the committee of the whole shall constitute the General Orders of the calendar of the House. The titles of such bills and resolutions shall appear under the heading General Orders in the order directed by the Speaker and the Majority Leader. The reporting committee and its action on the bill or resolution shall be shown under each bill and resolution. Such bills and resolutions shall be considered by the committee of the whole in the order which they appear on General Orders. The Speaker and the Majority Leader may consult with the Committee on Calendar and Printing in preparing the order of bills and resolutions under this rule.

Rule 1502. Posting of Sequence for Succeeding Day. When the Speaker and the Majority Leader have prepared the sequence of bills and resolutions to appear on General Orders for the succeeding legislative day, a copy of the list giving the number designation of each bill and resolution in the order they are to appear shall be posted near the entrance to the House chamber. No bill or resolution shall appear on General Orders or be considered in the committee of the whole without notice of the same having been announced in the House not later than 4:00 p.m. or prior to adjournment if at a later hour on the previous day.

Rule 1503. Change in the Sequence on General Orders. (a) The order of a bill or resolution on General Orders may be changed by unanimous consent or by the affirmative vote of 70 members.

(b) Also, the order of a bill or resolution on General Orders may be changed by vote of a majority of all members then elected (or appointed) and qualified of the House on a motion made as provided in this subsection (b). Such a motion shall be made in writing, giving the reasons for the proposed change. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions. Only one bill or resolution may be named in such a motion. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made. If such a motion fails, a motion to change the order on General Orders of such bill shall not be in order until the fifth legislative day following such failure.

(c) Motions to change the order of a bill or resolution on General Orders are not subject to amendment or debate.

(d) This Rule 1503 does not apply to the addition or removal of a bill or resolution from General Orders.

Rule 1504. Adversely Reported Bills and Resolutions; Calendar Location. Bills and resolutions that are adversely reported shall appear on the calendar for one day under the heading bills adversely reported.

Rule 1505. Motion to Move Adversely Reported Bill or Concurrent Resolution

to General Orders. (a) A motion to add an adversely reported bill or resolution to General Orders shall be made in writing. Such motion shall be made under the order of business introduction and notice of original motions and House resolutions, and such motion may not be made after the legislative day when the bill or resolution appears on the calendar under Rule 1504. The motion shall be read by the chief clerk or the member making the motion and shall be printed in the calendar of the next legislative day under the order of business consideration of motions and House resolutions offered on a previous day. The motion shall be considered on the legislative day following the day it is made.

(b) When a bill or resolution has been separately referred and is adversely reported by the first committee of separate reference, a motion to add the adversely reported bill or resolution to General Orders is not in order, but a motion to move the adversely reported bill or resolution to the next committee of separate reference may be made in the same manner as the motion in subsection (a).

(c) Adoption of a motion under this Rule 1505 requires the affirmative vote of 70 members of the House.

(d) If a motion under subsection (a) prevails, the words "Adversely Reported" shall be printed in a line below the title of the bill when it is listed on General Orders.

Rule 1506. Motion to Lay on Table Bill or Resolution while on Final Action Subject to Amendments and Debate. When a motion to lay on the table a bill or resolution is adopted while on final action subject to amendment and debate, on the next legislative day such bill or resolution shall be placed on the calendar under the order of business the unfinished business before the House at the time of adjournment on the previous day.

Rule 1507. Disposition of Bills Subject to Certain Deadlines. Any bill which is subject to a deadline for consideration under subsection (e) or subsection (f) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives and which remains on General Orders at the close of business on such deadline day shall be considered as killed and shall be stricken from the calendar unless such bill is referred by the speaker to a committee before the close of business on such day. Any bill so referred shall be subject to all applicable deadlines under the Joint Rules of the Senate and House of Representatives.

ARTICLE 17. MEMBERS ADDRESSING THE HOUSE

Rule 1701. Requesting the Floor. Any member desiring to request the floor shall press the member's "speak bill" button, and shall not proceed until recognized by the chair.

Rule 1702. Order During Speaking. While a member is speaking to the House, no other member shall engage in private conversation or pass between the member speaking and the chair.

Rule 1703. When Question is Put. While a question is being put or a roll call or division is being taken, members are not to speak or leave their seats.

Rule 1704. Violation of Rules While Speaking. (a) Members shall address the House from the microphone located in the well of the House chamber.

(b) No member shall speak more than twice on the same day to the same question without leave of the House, unless the member is the mover or is carrying the measure, in which case such member may open and close the debate and may respond to direct questions from other members addressed to them during the course of consideration of

the measure. For the purposes of this subsection, an amendment to any measure shall be considered as a separate and independent question.

(c) The privilege of a member carrying a measure to open and close the debate shall not be affected by any order for the previous question or that debate shall cease. Such member may occupy 20 minutes in closing the debate after the previous question is ordered and may divide that time with other members.

(d) While a member is carrying a measure, such member may yield to another member for explanation of the measure, or for personal explanation, or for a motion to adjourn without losing the privilege to carry the measure for the remainder of their time except that such member may not yield to any member who has already spoken twice on such question on the same day.

(e) If any member, in speaking, violates the rules of the House, the chair shall call such member to order.

Rule 1705. Point of Personal Privilege. Except when permission has otherwise been given by the Speaker before taking the chair:

(a) A member shall be allowed to raise a point of personal privilege only for the following purposes: (1) Recognition of another member or former member of the House; or (2) recognition of an individual or group which has received statewide or national award or statewide or national recognition.

(b) A member shall be allowed to speak not more than five minutes in making a point of personal privilege.

ARTICLE 19. COMMITTEE OF THE WHOLE

Rule 1901. Motion to go into Committee of the Whole House. When the order of business General Orders is reached, a motion shall be in order for the House to go into Committee of the Whole for consideration of bills and resolutions as listed on General Orders.

Rule 1902. Committee of the Whole; Normal Procedure. Bills and resolutions shall be considered in the Committee of the Whole as follows: If the standing committee has recommended that the bill or resolution be amended, the standing committee report shall first be considered, and if it is adopted, the bill as amended by the committee report shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. If the committee report is not adopted, or if the committee has recommended no amendments, the bill, without committee amendments, shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. After a section has been once considered, no amendment thereto shall be in order until the whole bill shall have been considered section by section. After the original bill, together with standing committee amendments if any, has been considered section by section, the chairperson shall announce, "Amendments to the bill generally are in order," and amendments not before offered may be made to any part of the bill. A motion that when the committee arises it report a bill favorably, or report a bill favorably as amended, shall not be in order until all other motions have been disposed of, and such a motion shall not be offered as a substitute motion. A motion to strike the enacting clause is in order at any stage until the final vote is announced. The motion to strike the enacting clause may be debated upon the merit of the proposition, and shall not be subject to amendment or substitution. A roll call vote shall be taken upon a motion to strike the enacting clause.

Rule 1903. Motion to Pass Over a Bill or Resolution While in Committee of the Whole. When in the Committee of the Whole, either (1) a motion to pass over a bill or resolution and that it retain its place on the Calendar or (2) a motion to pass over a bill or resolution and that it retain a place on General Orders shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Either motion shall require the vote of a majority of the members present for adoption. Motions under this rule shall not be subject to debate.

Rule 1904. Motions to Refer Bills or Resolutions to a Committee While in Committee of the Whole. When in the Committee of the Whole, a motion may be made to refer a bill or resolution to a standing committee only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it. Such motion shall require the vote of a majority of the members present for adoption.

Rule 1905. Striking Bills and Resolutions from the Calendar While in Committee of the Whole. (a) While in Committee of the Whole, a motion to strike a bill or resolution from the calendar shall be in order only after the chairperson has announced that the next order of business is such bill or resolution and has recognized a member to carry it.

(b) A motion to strike a bill from the calendar under this Rule 1905 (1) shall require a vote of a majority of the members present for adoption, and (2) shall be subject to roll call in accordance with subsection (e) of Rule 2507, but shall not be subject to a call of the House under Rule 2508.

Rule 1906. Requesting the Floor. Any member desiring to request the floor shall press such member's "speak bill" button to speak on a bill or offer an amendment and "speak amendment" button to speak on a pending amendment, and shall not proceed until recognized by the chairperson of the Committee of the Whole.

Rule 1907. Rules Applicable. The same rules, except Rule 2508, shall be observed in the Committee of the Whole as in the House, so far as the same are applicable, except that the previous question and the motion to lay on the table shall not apply.

Rule 1908. Rise and Report. A motion for the Committee of the Whole to rise and report shall be in order at any stage, and shall be decided without debate. When the Committee of the Whole has a bill under consideration and rises without final action thereon, the bill shall retain a place on General Orders.

Rule 1909. Effect of Recommendation of Committee of the Whole. Bills recommended for passage and resolutions recommended for adoption by the Committee of the Whole shall not be subject to amendment or debate after the adoption by the House of the Committee of the Whole report. When a bill or resolution is reported with the recommendation that the enacting or resolving clause be stricken, and the Committee of the Whole report is adopted by the House, the bill or resolution shall be considered as killed and shall be stricken from the calendar.

Rule 1910. Report of Committee of the Whole. When the report of the Committee of the Whole recommends the passage of a bill or adoption of a resolution, and the report is adopted by the House, such bills and resolutions shall be considered as ordered to the order of business Final Action. If the bill or resolution has been amended by the Committee of the Whole it shall be reprinted.

ARTICLE 21. AMENDMENT OF BILLS AND RESOLUTIONS

Rule 2101. Germaneness. Amendments to bills and resolutions shall be germane to the subject of the bill or resolution. The principal test of whether an amendment is germane shall be its relationship to the subject of the bill or resolution, rather than to wording of the title thereof. The amendment, including any amendment from the floor to strike all of the substantive provisions of a bill or resolution and insert other provisions, must be relevant, appropriate, and have some relation to or involve the same subject as the bill or resolution to be amended. For the purposes of this rule the subject matter of any appropriation bill is the spending and appropriating of money and any amendment which changes the amount of money spent in any state agency or program is germane to any appropriation bill.

Any member, upon recognition by the presiding officer, may request a ruling upon the germaneness of any amendment to a bill or resolution. All rulings upon the question of germaneness shall be made by the chairperson of the House Committee on Rules and Journal. At the time of making such ruling, the chairperson shall state the reasons or basis for such ruling. Appeals from rulings of the chairperson may be taken upon the motion of any member. Such appeals shall be in order at the time of the making of the ruling and shall take precedence over any question pending at the time the chairperson makes such ruling. Appeals from the ruling of the chairperson shall be debatable only by the member making the motion to amend which is the subject of the ruling, the member carrying the measure sought to be amended, the Majority Leader or a member designated by the Majority Leader and the Minority Leader or a member designated by the Minority Leader. Debate upon the ruling of the chairperson shall be limited to the question of the germaneness of the proposed amendment. At the conclusion of debate the presiding officer shall inquire: "Shall the chairperson's ruling be sustained?"

Rule 2102. Form of Amendment Motions. Motions to amend bills and resolutions shall specify the page and line number, as shown on the printed bill or resolution, and shall be in writing on a form provided by the House or a form substantially similar. A motion shall be out of order unless the written motion is first delivered to the chief clerk. In the case of amendment by substitute bill, motion shall be made to substitute a written bill for the bill under consideration.

Rule 2103. Reading Amendments; General Rule. Motions to amend bills and resolutions shall not require readings as for bills introduced, except as otherwise provided in Rule 2107, but shall be subject to Rule 2306.

Rule 2104. Motions to Amend Motions. A motion to amend a motion to amend a bill or resolution shall not be in order.

Rule 2105. Dividing Amendments. (a) When any motion to amend a bill or resolution contains distinct propositions, it shall be divided by the chairperson at the request of any member. The division by the chairperson shall be made in accordance with the following:

- (1) A motion to strike out and insert words of less than a sentence shall be indivisible;
- (2) the distinct propositions shall be only in the form submitted in the motion to amend;
- (3) each proposition must be so distinct that, one being removed, the remainder may stand entirely on their own; and
- (4) those portions of a motion to amend a bill as described in Rule 2110 shall be indivisible.

(b) Upon a request to divide a motion to amend a bill or resolution, the chairperson shall inquire as to whether there is a request for a ruling on germaneness of the motion to amend. If such a request is made, the issue of germaneness shall be determined prior to dividing the motion.

If no request for a ruling on germaneness of the motion to amend is made, the chairperson shall proceed to divide the motion to amend in accordance with this rule, and no subsequent request for a ruling on germaneness of any distinct proposition of the motion so divided shall be in order.

(c) The chairperson, or any member, may request that the member requesting the division make the request in writing specifying the manner in which the motion to amend should be divided.

(d) The chairperson may request that the member requesting the division and the chairperson or the vice-chairperson of the Committee on Rules and Journal recommend an appropriate division, but the final ruling on how to divide the motion to amend shall be that of the chairperson who shall announce the division to the body.

(e) The division of the motion to amend shall be in accordance with the rules of the House and with items (1) to (4), inclusive, of subsection (a). The ruling of the chairperson on how to divide the motion to amend shall not be subject to appeal except that any member may appeal the ruling of the chairperson on the grounds that the division is not in accordance with a rule of the House including the provisions of items (1), (2), (3) or (4) of subsection (a), or any combination thereof.

Rule 2106. Substitute Motions. No substitute motion to amend a bill or resolution shall be in order.

Rule 2107. Subject Change by Senate. (a) When the Senate adopts amendments to a House bill which materially changes its subject, upon return of such bill to the House, it shall be read as provided for the introduction of bills and be referred as provided in Rule 901.

(b) The Speaker may determine when a bill is subject to subsection (a). An affirmative vote of 70 members shall be required to sustain a challenge to the Speaker's determination hereunder.

Rule 2108. Motions to Strike Out and Insert. The rejection of a motion to amend a bill or resolution by striking out and inserting one proposition shall not prevent a motion to strike out and insert another proposition, nor prevent a subsequent motion simply to strike out; nor shall the rejection of a motion simply to strike out prevent a subsequent motion to strike out and insert.

Rule 2109. Identical Motions. Except upon the unanimous consent of the House, an identical motion to amend a bill or resolution shall not be made a second time on the same legislative day.

Rule 2110. Floor Amendments to Bills Making Appropriations. Unless by majority consent to correct an error in drafting, no floor amendment to increase the amount of expenditures that would be authorized in a provision of an appropriations bill shall be in order unless the amendment contains a provision reducing, by a like or greater amount, expenditures that would be authorized in another provision of such appropriations bill.

ARTICLE 23. PROCEDURAL MOTIONS

Rule 2301. Order of Motions. When a question is under consideration, no motion shall be received except as specified under the Rules of the House, which motions shall

have precedence in the following order:

- (a) For adjournment of the House.
- (b) For call of the House.
- (c) To lay on the table.
- (d) For the previous question.
- (e) To postpone to a certain time.
- (f) To commit to a standing committee.
- (g) To commit to a select committee.
- (h) To reject the adoption of reports of conference committees coupled with the request for appointment of a new conference committee.
- (i) To adopt the report of conference committees.
- (j) To amend.
- (k) To postpone indefinitely.

Rule 2302. Motion to Adjourn. The motion to adjourn shall always be in order, except while a vote is being taken and until announced, or when a member has the floor, or when the previous question is pending; but a motion to recess is not equivalent to a motion to adjourn.

Rule 2303. Motion to Reconsider. A motion to reconsider shall take precedence of all other questions except the motion to adjourn. No motion for reconsideration of any vote shall be in order, unless made on the same day or the legislative day following that on which the decision to be reconsidered took place, nor unless a member voting with the prevailing side shall move such reconsideration. A motion for reconsideration, being put and lost, shall not be renewed, nor shall any subject or vote be a second time reconsidered without unanimous consent, but this provision shall not be construed as preventing the introduction of a bill on the same subject. The member moving for reconsideration shall be allowed not more than two minutes for stating the reasons in support of the motion. Such motion shall be subject to debate by any member, stating reasons in support or opposition to the motion. Each of such members shall be allowed not more than one minute for the purpose of such debate. Such motion shall require the affirmative vote of members equal in number to that required to take the action proposed to be reconsidered. A motion to reconsider any final action of the House shall be in order at any time prior to the time at which the message of the House thereon is read into the record of the Senate. A motion to reconsider any final action of the House may be made after the time at which the message of the House thereon is read into the report of the Senate but any action taken pursuant thereto will be contingent upon the return of the measure to the House by the Senate.

Rule 2304. Previous Question. The "previous question" shall be: "Shall the main question be now put?" and until it is decided shall preclude all amendments or debate. When voting on the previous question, the House decides that the main question shall not now be put, the main question shall be considered as still remaining under debate. The main question shall be on the passage of the bill, resolution or other matter under consideration. When amendments are pending, a vote shall first be taken upon such amendments in their order without further debate or amendment. A majority vote of the members present shall order the previous question.

Rule 2305. Motions Not Subject to Debate. All questions relating to priority of business shall be decided without debate. The motion to adjourn, to change the order of consideration of a bill, for a call of the House, and to lay on the table shall be decided

without amendment or debate. The several motions to postpone or commit shall preclude all debate on the main question.

Rule 2306. Motion to Refer Bills or Resolutions to Committee When Not in Committee of the Whole. When not in the Committee of the Whole, a motion to refer a bill or resolution from the Calendar to a standing committee shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2307. Motion to Strike Bills and Resolutions from Calendar When Not in Committee of the Whole. When not in the Committee of the Whole, a motion to strike a bill or resolution from the Calendar shall be in order only when the body is meeting as the House of Representatives and shall be authorized only when offered by the Majority Leader, or in the absence of the Majority Leader, by the Assistant Majority Leader. Such motion shall require the affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 2308. Stating Question. Every motion shall be first stated by the presiding officer or read by the chief clerk, before debate, and again immediately before putting the question.

Rule 2309. Dividing Motion. If any motion, other than a motion under Rule 2105, contains distinct propositions, it shall be divided by the chairperson at the request of any member. Motions under Rule 2105 shall be divided in accordance with that rule.

Rule 2310. When Motions to be in Writing. Every motion, except those specified in Rules 2301 and 2303, shall be in writing if the Speaker or any member desires it. All motions to amend a bill or resolution and all resolutions shall be in writing.

Rule 2311. Suspension of Rules of the House. (a) No rule of the House shall be suspended except by unanimous consent or by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House, subject to the following exceptions:

(1) A motion to suspend the rules, and to declare an emergency and to advance a bill to the order of business Final Action, as contemplated in article 2, section 15 of the Constitution shall require an affirmative vote of 2/3 of the members present in the House.

(2) A motion to suspend the rules and to permit amendment and debate of a bill under the order of business Final Action shall require an affirmative vote of 2/3 of the members present in the House.

(b) When under the rules of the House a motion, question or action requires a vote of a majority greater than a majority of the members present, the majority specified for such motion, question or action shall be required to suspend the rules for the purpose of such motion, question or action. When under the rules of the House notice of a motion reduces the required majority for adoption of the motion, the required majority shall not be reduced if the notice is disposed of by suspension of the rules.

(c) Suspension of the rules or unanimous consent shall not reduce the majority required under subpart (1) of subsection (a) of this rule.

Rule 2312. Mason's Manual; When Applicable. (a) In any case where rules of the House or the joint rules of the Senate and House do not apply, Mason's Manual of Legislative Procedure (2010 edition), with the exception of section 4, paragraph 2, shall

govern.

(b) Rules of legislative procedure are derived from several sources and take precedence in the order listed below. For the Kansas House of Representatives, the principal sources are as follows: (a) Constitutional provisions; (b) statutory provisions; (c) adopted rules; (d) adopted parliamentary authority; (e) custom, usage and precedents.

ARTICLE 25. VOTING

Rule 2501. Control and Use of Voting System. The electronic voting system shall be under the control of the Speaker or other presiding officer and shall be operated by the chief clerk. The electronic voting system shall be used to record the vote whenever a roll call vote is taken on any question and may be used for ascertaining the vote upon any measure upon which a division of the assembly has been called. In the event that the system is not operating properly, roll call votes may be taken by calling the roll.

Rule 2502. Procedure for Taking a Roll Call Vote. When a roll call vote is taken, the presiding officer shall state the question and instruct the members to proceed to vote. When sufficient time has been allowed the members to vote, the presiding officer shall inquire: "Has every member had an opportunity to vote?" After a short pause the presiding officer shall direct the chief clerk to close the roll. After the roll has been closed, when Rule 2505 applies, the presiding officer shall inquire: "Does any member desire to explain his or her vote?" and any member so desiring may give such explanation when recognized by the presiding officer. The presiding officer shall inquire: "Does any member desire to change his or her vote?" If any member does desire to change his or her vote, such member when recognized by the presiding officer, shall advise how they desire to change such vote and the presiding officer shall then instruct the chief clerk to make the appropriate change. A member who has not previously voted may vote at this time when permitted by the presiding officer. Such member shall advise how they wish to vote and the presiding officer shall then instruct the chief clerk to record such vote. After all members who desire to vote or to change his their votes have had reasonable opportunity to do so, the presiding officer shall announce the vote and, when the vote has been announced, shall direct the chief clerk to record the vote.

Rule 2503. Display of Recurring Totals. Under Rule 2502, recurring totals shall be displayed only after the roll is closed. No recurring totals shall be displayed for a determination of the vote upon a division of the assembly.

Rule 2504. Voting by Members. (a) A member may vote only when at their desk or at any place within the chamber of the House when authorized by the presiding officer, who shall direct the chief clerk to so vote for such member.

(b) No member shall vote for another member. No person not a member shall cast a vote for a member, except as otherwise provided in the rules. In addition to such penalties as may be prescribed by law, any member who votes or attempts to vote for another member shall be subject to Article 49 of these rules. If a person not a member votes or attempts to vote for any member, such person shall be barred from the floor of the House for the remainder of the session, and, in addition to penalties prescribed by law, may be punished further as the House determines.

(c) The Speaker shall not be compelled to vote except in case of a tie.

Rule 2505. Explaining Vote. Any member may, when a roll call vote is being taken on the passage or adoption of any bill or resolution, explain their vote. Such member

shall be allowed not more than one minute for such explanation. Such explanation, if furnished in writing and signed, with printed name and district number, by such member by 4:00 p.m. upon the day the vote is taken or if the vote is taken subsequent to 3:30 p.m., within one-half hour after the adjournment of the House on that day, shall be entered in the Journal, provided it does not contain more than 100 words.

Rule 2506. Copies of Voting Records. (a) Unless otherwise ordered, the chief clerk shall record each roll call vote and make copies available for the use of the news media. No record shall be made of the vote of any member voting upon any measure upon which a division of the assembly has been called.

(b) When a roll call vote is taken, it shall be recorded in the Journal by a statement of the names and total number voting in the affirmative, the names and total number voting in the negative, names and total number indicating presence but not voting and the names and total number absent or not voting, except that the provisions of this section shall not permit a member to fail to vote in violation of

Rule 2508.

Rule 2507. When Roll Call Vote to be Taken. (a) A roll call vote shall be taken for the passage of any bill.

(b) A roll call vote shall be taken for the adoption of any concurrent resolution to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate. A roll call vote is not required for adoption of concurrent resolutions pertaining to commendations or acknowledgments, unless required under subsection (c) of Rule 2507.

(c) A roll call vote shall be taken for the adoption of any House resolution to adopt, amend or revoke any rule of the House or to reject any executive reorganization order.

(d) A roll call vote shall be taken to concur in Senate amendments to any bill or concurrent resolution or to adopt any conference committee report other than a report agreeing to disagree.

(e) A roll call vote shall be taken on any question on demand of 15 members, unless a roll call vote is already pending.

Rule 2508. Call of the House. (a) A call of the House shall be ordered on the demand of any 10 members at any stage of the voting previous to the announcing of the vote or, if the voting system is used, prior to recording the vote. This Rule 2508 shall apply to the taking of a vote upon the final passage of any bill or final adoption of any resolution whether under the order of business Final Action or under any order of business. Also, this Rule 2508 shall apply to the taking of a vote on a motion to strike the enacting clause of a bill and the resolving clause of a resolution and on a motion to strike all after the enacting clause or resolving clause, except when the House is in the Committee of the Whole. When the call of the House is invoked, the doors to the House chamber shall be secured and all members shall be required to be in their seats unless excused by the Speaker. All members present during the call shall be required to vote before the call is raised. The call of the House shall not be raised (so long as 10 members continue the demand) until a reasonable effort, as determined by the Speaker, has been exerted to secure absentees.

(b) Any member, who is directly interested in a question, may be excused from

voting, when there is a call of the House. The member, who is requesting to be excused from voting, shall state the reasons therefor, occupying not more than five minutes. The question on excusing such member from voting shall be taken without debate and a 2/3 majority of members present shall be necessary to excuse such member. If a member refuses to vote, when not excused, such refusal shall constitute grounds for reprimand, censure or expulsion under Article 49 of the Rules of the House.

Rule 2509. Voice Vote; Division of the Assembly. Except when a roll call vote is required, a voice vote shall be taken on all questions. Any member may call for a division of the assembly to determine the vote by the voting system.

ARTICLE 27. FINAL ACTION

Rule 2701. Description and Function. Subject to Rule 2705, bills and resolutions reported favorably by the Committee of the Whole shall constitute the order of business Final Action of the House. The titles of such bills and resolutions shall appear under the heading Final Action in numerical order. The standing committee which reported it and the Committee of the Whole action on the bill or resolution shall be shown under each thereof.

Rule 2702. Reading and Vote. Each bill and resolution under the order of business Final Action shall be read by title, except citations of statutes amended or repealed and a roll call vote shall then be taken upon final passage or adoption without amendment or debate.

Rule 2703. Amendment and Debate, When. Upon motion as provided in subpart (2) of subsection (a) of Rule 2311 or when recommended in the Committee of the Whole report which has been adopted by the House, bills or resolutions may be debated and amended on Final Action prior to the vote taken upon final passage or adoption. Each bill or concurrent resolution considered under this Rule 2703 shall be considered in the manner provided in Rule 1902 so far as it is applicable. A motion to strike the enacting clause or resolving clause shall be in order.

Rule 2704. Speaker to Preside. Subject to Rule 3303, the Speaker shall preside during the order of business Final Action.

Rule 2705. Consent Calendar. Whenever a standing committee is of the opinion that a bill or concurrent resolution upon which it is reporting is of a noncontroversial nature, it shall so state in its committee report. Whenever a bill or concurrent resolution is so reported, it shall be placed upon the Consent Calendar. Each bill or concurrent resolution placed on the Consent Calendar shall remain thereon for at least two full legislative days before being considered under the order of business Final Action. Under the order of business Consent Calendar and prior to the call for the vote, any member may object to the bill or concurrent resolution as being controversial and thereupon it shall be removed from the Consent Calendar and shall be placed on General Orders. If no objection is made prior to the call for the vote on the bill or concurrent resolution, it shall be ordered to Final Action for vote before other bills and concurrent resolutions on Final Action.

Rule 2706. Majority for Bill Passage. As provided in section 13 of article 2 of the Constitution of Kansas, a majority of the members then elected (or appointed) and qualified, voting in the affirmative, shall be necessary for the passage of a bill.

Rule 2707. Vote Required for Adoption of House Resolutions and Concurrent Resolutions. (a) A majority of the members then elected (or appointed) and qualified voting in the affirmative shall be necessary to adopt House resolutions and concurrent

resolutions, except as otherwise specified in these rules.

(b) Adoption of concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall require a 2/3 majority of the members then elected (or appointed) and qualified, voting in the affirmative.

Rule 2708. Motion to Adopt Report of Conference Committee. The member carrying the report of a conference committee shall move that such report be adopted prior to yielding the floor to any other member and a motion to adopt a report of a conference committee shall not be offered as a substitute motion.

ARTICLE 29. RESOLUTIONS

Rule 2901. Resolving Clause; Form. (a) Concurrent resolutions to amend the Constitution of the state of Kansas, to call a Kansas constitutional convention, to extend a session of the Legislature in even-numbered years, to ratify any amendment of the Constitution of the United States, to make any application for Congress to call a convention for proposing amendments to the Constitution of the United States and when required by the joint rules of the House and Senate shall have a resolving clause which reads, "Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the House of Representatives and two-thirds of the members elected to the Senate concurring therein."

(b) Concurrent resolutions for any purpose other than subsection (a) shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein."

(c) House resolutions shall have a resolving clause which reads, "Be it resolved by the House of Representatives of the State of Kansas."

Rule 2902. House Resolutions; Introduction and Consideration. (a) House resolutions, except for those changing rules of the House or approving or rejecting executive reorganization orders, shall lay over at least one legislative day before action is taken thereon and do not require a roll call vote unless required under subsection (e) of Rule 2507.

(b) House resolutions shall be considered under the order of business consideration of motions and House resolutions offered on a previous day, except House resolutions to (1) adopt, amend or revoke any rule of the House or (2) when the resolution has been referred to a standing committee and reported favorably. Resolutions under subparts (1) and (2) shall take a place on General Orders when favorably reported or when referred to the Committee of the Whole by the Speaker.

Rule 2903. Resolutions; Limitations. (a) Appropriations shall not be made by resolutions.

(b) Resolutions do not require approval of the Governor.

Rule 2904. Applications for Introduction of certain Resolutions; Certificate of the House. Notwithstanding any other rule of the House of Representatives to the contrary, no House resolution or concurrent resolution which congratulates, commemorates, commends, honors or is in memory of any individual, entity or event shall be introduced by a member or committee of the House of Representatives unless application for approval of the introduction of such resolution is first made to the

Speaker, and the resolution is approved for introduction by the Speaker. The application shall be determined on the basis of content alone. The Speaker shall consider all such applications and shall determine whether a House resolution or House concurrent resolution should be approved for introduction, or whether a certificate of the House should be approved for issuance or whether no action should be taken on the application. The speaker may consult with the Committee on Calendar and Printing in making determinations under this rule.

ARTICLE 33. MEMBER OFFICERS

Rule 3301. Elected Member Officers. The Speaker and the Speaker Pro Tem shall be members and shall be elected by the members of the House, except as otherwise provided in subsection (b) of Rule 3304.

Rule 3302. Duties of the Speaker. In addition to other powers and duties of the Speaker provided by the Rules of the House and by law, the Speaker shall have the powers and duties as follows:

- (a) To preserve order and decorum;
- (b) to decide all questions of order, subject to appeal to the House;
- (c) in the absence of the Speaker Pro Tem, to appoint any member to perform the duties of the chair for not more than two consecutive legislative days; and
- (d) to name a chairperson to preside when the House is in Committee of the Whole.

Rule 3303. Speaker Pro Tem. In the absence of the Speaker, the Speaker Pro Tem shall exercise the powers and duties of the Speaker.

Rule 3304. Filling Certain Vacancies. (a) When a vacancy occurs in the office of Speaker and the Legislature is adjourned to a date more than 60 days after the occurrence of the vacancy, the House of Representatives shall meet within 30 days and elect a member to fill the vacancy. The Speaker Pro Tem shall within 10 days of such occurrence issue a call for such meeting at a time not less than 10 days and not more than 20 days after the date of the call.

(b) When a vacancy occurs in the office of Speaker Pro Tem or Majority Leader of the House of Representatives, the Speaker shall appoint an acting Speaker Pro Tem or acting Majority Leader, to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original election or selection of such officer.

(c) When a vacancy occurs in the office of Minority Leader of the House of Representatives and the Legislature is adjourned to a date less than 30 days after the occurrence of the vacancy, the Assistant Minority Leader shall become the acting Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer. When a vacancy occurs in the office of the Minority Leader of the House and the Legislature is adjourned to a date 30 days or more after the occurrence of the vacancy, the Assistant Minority Leader shall within 10 days after such occurrence issue a call for a meeting of the members of the minority party at a time not less than 10 and not more than 20 days after the date of the call to be held in the state capitol for the purpose of filling the vacancy in the office of Minority Leader for the remainder of the term of office. From the time of the occurrence of such vacancy until the filling of the vacancy, the Assistant Minority Leader shall serve as acting Minority Leader and shall exercise the powers and duties of the Minority Leader.

When a vacancy occurs in the office of Assistant Minority Leader, the Minority

Leader shall appoint an Assistant Minority Leader to serve until the convening of the next session of the Legislature, at which time the vacancy shall be filled in the manner provided for the original selection of such officer.

Any person elected, appointed or designated to fill a vacancy under this rule shall exercise all of the duties and powers prescribed for the office so filled.

ARTICLE 35. NONMEMBER OFFICERS

Rule 3501. Chief Clerk; Appointment. The chief clerk shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker. As used in the Rules of the House, "chief clerk" means the chief clerk appointed under this Rule 3501 or a person designated by the chief clerk to perform a function of the chief clerk.

Rule 3502. Duties of the Chief Clerk. The chief clerk shall supervise the keeping of and be responsible for a record of all proceedings of the House; number and present to the House all bills, resolutions, petitions and other papers which the House may require; deliver all messages from the House to the Senate; transmit bills and other documents to be printed and take a receipt therefor; transmit bills for engrossment and take receipt therefor; receive all bills, resolutions and other papers which are enrolled and give receipt therefor; and cause all enrolled bills, resolutions and other documents to be proofread and corrected prior to signing thereof by officers of the House.

Rule 3503. Other Clerks. The chief clerk shall appoint additional clerks and personnel to assist in performance of the duties of the chief clerk. Such additional clerks and personnel shall serve under the chief clerk's direction, control and supervision and at the pleasure of the chief clerk.

Rule 3504. Document Care. No bill, resolution, petition or other document shall be loaned or delivered to any person, except when delivered to an officer of the House, to the director of printing, the revisor of statutes or the Senate and only upon a written receipt therefor.

Rule 3505. Sergeant at Arms; Appointment. The sergeant at arms shall be appointed by the Speaker and shall serve under the Speaker's direction, control and supervision and at the pleasure of the Speaker.

Rule 3506. Duties of the Sergeant at Arms. The sergeant at arms shall preserve order within the chamber of the House and its lobby and galleries. The sergeant at arms may arrest and take into custody any person for disorderly conduct, subject at all times to the authority of the House or Speaker, or chairperson of the Committee of the Whole, and shall be responsible for the enforcement of Rules 501 through 506 and 2506(a). The sergeant at arms shall receive items or material for distribution among the members of the House. The sergeant at arms shall execute all orders of the House not otherwise provided for.

Rule 3507. Assistant Sergeants at Arms. The Speaker may appoint and remove assistant sergeants at arms to serve under the supervision of the sergeant at arms. All doorkeepers shall be assistant sergeants at arms.

ARTICLE 37. AMENDMENT OF RULES OF THE HOUSE

Rule 3701. Adopting, Amending or Revoking Rules of the House. No rule of the House shall be adopted, amended or revoked except by a House resolution which has been adopted by an affirmative vote of a majority of the members then elected (or appointed) and qualified to the House.

Rule 3702. Resolutions for Rule Changes. (a) Notwithstanding any other rule of

the House, the Speaker shall refer all resolutions which provide for the adoption, amendment or revocation of any House rule to the standing Committee on Rules and Journal before its consideration by the House.

(b) No resolution relating to the rules of the House which has been referred to the standing Committee on Rules and Journal shall be tabled or reported adversely by such committee except by the unanimous vote of all members of such committee.

Rule 3703. Printing. Resolutions to which this Article 37 apply shall be printed and are subject to subsection (c) of Rule 2507.

Rule 3704. Adoption of Resolutions. Resolutions to which this Article 37 apply shall be subject to Rule 2902.

Rule 3705. Special Sponsorship of Rule Change Resolutions. Notwithstanding any provision of the rules of the House to the contrary, no referral to the standing Committee on Rules and Journal shall be required for the adoption of a resolution adopting, amending or revoking any one or more rules of the House at the commencement of a legislative session, and adoption of any such resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified, subject to the following conditions: (a) The resolution is sponsored by the Speaker or the standing Committee on Rules and Journal and (b) either (1) a copy thereof is mailed to each member by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence or (2) in lieu of mailing, copies of the resolution are made available to members on the first day of the legislative session and consideration under Rule 3704 occurs on the second legislative day.

ARTICLE 39. FORM AND PRINTING OF BILLS AND RESOLUTIONS

Rule 3901. Bills Amending Existing Statutes. Any bill intended to amend or repeal any section or sections of the Kansas Statutes Annotated shall recite in its title the section or sections to be amended or repealed, and if to amend or repeal any section of a session law not in the Kansas Statutes Annotated, the section and chapter of the session law affected.

Rule 3902. Bills, Copies. Each bill introduced shall consist of an original and copies. All bills shall be printed with as many copies as the Speaker specifies. Except for prefiled bills, printing shall be ordered subsequent to introduction.

Rule 3903. Showing Committee Amendments. All bills and resolutions reported by a committee with recommendation for amendments and to be passed as amended shall be reprinted.

Rule 3904. Substitute Bills and Substitute Concurrent Resolutions. (a) When a substitute bill is recommended by a committee report, and when an amendment from the floor is adopted replacing the bill under consideration with a substitute bill, the substitute bill shall be printed in the manner provided for bills introduced, and the bill number designation shall be substantially as follows:

(1) In the case of bills substituted for House bills, "Substitute for House Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(2) In the case of bills substituted for Senate bills, "House Substitute for Senate Bill No. _____," and the blank shall be filled with the number of the bill for which substitution is made or recommended.

(b) When a substitute concurrent resolution is recommended by a committee report,

and when an amendment from the floor is adopted replacing the concurrent resolution under consideration with a substitute concurrent resolution, the substitute concurrent resolution shall be printed in the manner provided for concurrent resolutions introduced, and the concurrent resolution number designation shall be substantially as follows:

(1) In the case of concurrent resolutions substituted for House concurrent resolutions, "Substitute for House Concurrent Resolution No. ____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

(2) In the case of concurrent resolutions substituted for Senate concurrent resolutions, "House Substitute for Senate Concurrent Resolution No. ____," and the blank shall be filled with the number of the concurrent resolution for which substitution is made or recommended.

Rule 3905. Appropriation Bills. All bills making an appropriation shall be printed and distributed, or shall be made available to members electronically online and all members shall be notified by email, at least 24 hours before such bills are considered by the House.

Rule 3906. Committee of the Whole Amendments. If a bill or concurrent resolution is amended by the Committee of the Whole, it shall be reprinted showing the amendments.

Rule 3907. Concurrent Resolutions, When Printed. (a) Concurrent resolutions to amend the Constitution of Kansas, to call a constitutional convention to amend the Kansas constitution, to ratify amendments to the Constitution of the United States, to apply for a United States constitutional convention or to amend the joint rules of the House and Senate shall be printed as provided for bills under Rule 3902.

(b) Other concurrent resolutions shall be printed as provided for bills under Rule 3902, unless otherwise directed by the Speaker.

Rule 3908. Embellished Printing of Certain Resolutions. Unless otherwise directed by the Speaker, not more than five copies of any enrolled House resolution and any enrolled House concurrent resolution may be printed on embellished parchment and shall be distributed as directed by the resolution. Additional copies of any resolution may be printed on embellished parchment and mailed at the expense of the member requesting such additional copies.

Rule 3909. House Resolutions. Subject to Rule 3908, House resolutions shall not be printed, except resolutions to amend rules of the House, to approve or disapprove executive reorganization orders or if the resolution has been referred to a committee, in which cases the resolution shall be printed.

ARTICLE 41. JOURNAL AND CALENDAR

Rule 4101. Journal; Preparation. The daily Journal of the House of Representatives shall be prepared by the chief clerk in accordance with the Rules of the House.

Rule 4102. Entering in Journal. When a bill, order, motion or resolution is entered in the Journal, the names of the members or legislative committee introducing or moving the same shall be entered.

Rule 4103. Resolutions in Journal. All House resolutions and all House concurrent resolutions shall be printed in the Journal when introduced.

Rule 4104. Messages from the Governor in Journal. All messages from the Governor and all executive reorganization orders shall be printed in the Journal.

Rule 4105. Calendar; Preparation. The House Calendar shall be prepared for each legislative day by the chief clerk in accordance with the Rules of the House.

Rule 4106. Status of Bills and Resolutions Shown in Calendar. The status of all House and Senate bills and concurrent resolutions and House resolutions shall be shown by number in the Calendar for each legislative day.

Rule 4107. Copies of Journals and Calendars. Each member shall be furnished with a printed copy of the daily Journal and the daily Calendar.

ARTICLE 43. MISCELLANEOUS

Rule 4301. Employees; Employment. Such employees as are necessary to enable the officers, members and committees to properly perform their duties and transact the business of the House with efficiency and economy shall be recruited under the supervision of the director of legislative administrative services subject to approval of the Speaker. The director of legislative administrative services shall keep a roster of the employees of the House and an account of the hours of service performed. No employee shall lobby for or against any measure pending in the Legislature and any employee violating this rule shall be discharged immediately.

Rule 4302. Special Order. Any matter may be made the special order for any particular time or day, but all requests and motions for special orders shall be referred to the Committee on Rules and Journal, which may designate particular times and days for such special orders and report to the House for its approval. Upon adoption of such report by 2/3 of the members present, the matters designated shall stand as special orders for the times stated, but no special order shall be made more than seven days in advance. This Rule 4302 shall not apply to executive reorganization orders or resolutions relating thereto.

Rule 4303. Petitions; Presentation. Petitions and memorials addressed to the House shall be presented by a member.

Rule 4304. Petitions; Endorse Name. Each member presenting a petition or memorial shall endorse it with their name or the name of the committee, and a brief statement of its subject.

Rule 4305. Open Meetings. The open meeting law (K.S.A. 75-4317 et seq., and amendments thereto) shall apply to meetings of the House of Representatives and all of its standing committees, select committees, special committees and subcommittees of any of such committees. Caucuses of the House majority party may be closed as determined by the Majority Leader. Caucuses of the House minority party may be closed as determined by the Minority Leader.

ARTICLE 45. EXECUTIVE REORGANIZATION ORDERS

Rule 4501. Referral of Executive Reorganization Orders. Whenever an executive reorganization order is received from the Governor, it shall be referred to an appropriate committee by the Speaker.

Rule 4502. Committee Report on Executive Reorganization Orders. If the committee to which an executive reorganization order is referred recommends that the executive reorganization order be disapproved, the committee, not later than 15 calendar days after referral of the executive reorganization order to the committee, shall introduce a resolution for disapproval of the executive reorganization order. Such resolution shall be accompanied by the report of the committee recommending that the resolution be adopted.

Rule 4503. Return in Event of Committee's Failure to Report. If a committee

fails to report upon an executive reorganization order within 15 calendar days after the executive reorganization order is referred to the committee, the committee shall be deemed to have recommended approval of the executive reorganization order.

Rule 4504. Special Order of Business for ERO. When a resolution for disapproval of an executive reorganization order is introduced and accompanied by the committee's report recommending adoption of the resolution, action on the resolution shall be made the special order of business on a particular day and hour specified by the Speaker but not later than the last day the executive reorganization order may be disapproved under section 6 of article 1 of the Constitution of Kansas. A resolution for disapproval of an executive reorganization order shall be considered under the order of business Final Action and shall be subject to debate and final action by the House.

Rule 4505. Nonapplication to Bills. This Article 45 shall not apply to bills amending or otherwise affecting executive reorganization orders.

Rule 4506. Nonaction When Moot. The House shall act on any resolution for disapproval of an executive reorganization order unless at the time set for such action the Senate has already rejected such executive reorganization order.

ARTICLE 47. IMPEACHMENT

Rule 4701. Impeachment; Powers. Nothing in the rules of the House or in any statute shall be deemed to impair or limit the powers of the House of Representatives with respect to impeachment.

Rule 4702. Same; Select Committee. The Speaker may appoint a select committee comprised only of members of the House of Representatives, and appoint its chairperson, to inquire into any impeachment matter. Any such committee may be appointed at any time and shall meet at the call of its chairperson or at the direction of the House, with the numbers of such appointees being minority party members and majority party members in the same proportion as for the entire House membership.

Rule 4703. Same; Reference. The Speaker may refer any impeachment inquiry or other impeachment matter to any standing committee or any select committee appointed under Rule 4702, and any committee to which such a referral has been made shall meet on the call of its chairperson.

Rule 4704. Same; Report. Whenever a report is made by a committee to which an impeachment inquiry or other impeachment matter has been referred, the report thereon shall be made to the full House of Representatives, except that any such report may be submitted preliminarily to the Speaker.

Rule 4705. Same; Call into Session. The Speaker or a majority of the members then elected (or appointed) and qualified of the House of Representatives may call the House of Representatives into session at any time to consider any impeachment matter.

Rule 4706. Same; Procedure. The Speaker and any officer or committee acting under authority of this rule may follow any statutory procedure to the extent the same is not in conflict with the provisions of this rule, but nothing in this rule nor in any statute shall be deemed to constitute a waiver of any inherent powers of the House of Representatives.

ARTICLE 49. REPRIMAND, CENSURE OR EXPULSION OF MEMBERS

Rule 4901. Complaint. When any member of the House of Representatives desires to lodge a complaint against any other member of the House of Representatives, requesting that the member be reprimanded, censured or expelled for any misconduct, the complaining member shall file a written statement of such complaint with the chief

clerk, and such complaint shall bear the signature of the complaining member.

Rule 4902. Select Committee; Consideration of Complaint. (a) Whenever any complaint has been filed under Rule 4901, the Speaker shall appoint a select committee of six members for consideration thereof except that if the complaint is filed against the Speaker, the Speaker Pro Tem shall appoint the select committee of six members. A select committee created under this subsection (a) shall be comprised equally of majority and minority party members.

(b) The select committee may dismiss the complaint after the inquiry or may set the matter for hearing. Reasonable notice and an opportunity to appear shall be afforded the member complained of at any hearing held hereunder. Any select committee meeting under authority of this section shall constitute an investigating committee under article 10 of chapter 46 of the Kansas Statutes Annotated and shall be authorized to meet and exercise compulsory process without any further authorization of any kind, subject, however, to limitations and conditions prescribed in article 10 of chapter 46 of Kansas Statutes Annotated.

(c) Upon completing its hearing the deliberations thereon, the select committee may dismiss the complaint or may make recommendations to the full House of Representatives for reprimand, censure or expulsion.

Rule 4903. Action by House. Upon receiving any report under Rule 4902, the House of Representatives may, without further hearing or investigation, reprimand, censure or expel the member complained of. Reprimand, censure or expulsion of a member shall require a 2/3 majority vote of those members elected (or appointed) and qualified of the House of Representatives.

Speaker Merrick announced the referral of **HR 6004** to Committee on Rules and Journal.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Vickrey, **HCR 5001**, by Reps. Merrick and Davis, as follows, was introduced and adopted:

A CONCURRENT RESOLUTION providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Senate and the House of Representatives meet in joint session in Representative Hall at 6:00 p.m. on January 15, 2013, for the purpose of hearing the message of the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Lieutenant Governor.

In accordance with **HCR 5001**, Speaker Merrick appointed Reps. Weber, Hoffman and Dillmore to escort the Governor.

Reps. Kinzer, DeGraaf and Frownfelter to escort the Lt. Governor.

Reps. Siegfroid, Kleeb and Trimmer to escort the Supreme Court.
Reps. Hermanson, Proehl and Winn to escort the Senate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following prefiled bills were introduced and read by title:

HB 2001, AN ACT concerning the Kansas national guard educational assistance act; relating to eligibility; amending K.S.A. 2012 Supp. 74-32,146 and repealing the existing section, by Committee on Legislative Post Audit Committee.

HB 2002, AN ACT concerning the state lottery; relating to security audits; background investigation requirements; amending K.S.A. 74-8707 and repealing the existing section, by Committee on Legislative Post Audit Committee.

HB 2003, AN ACT concerning school districts; relating to school finance; amending K.S.A. 72-6444 and K.S.A. 2012 Supp. 72-978, 72-6409, 72-6410, 72-6415b, 72-6433, 72-6433d, 72-6434, 72-6435, 72-6441, 72-6449, 72-6451 and 72-6456 and repealing the existing sections; also repealing K.S.A. 2012 Supp. 72-978a, by Representative Huebert.

HB 2004, AN ACT concerning schools; relating to pupils and reading state assessments, by Representative Huebert.

HB 2005, AN ACT concerning school districts; relating to state aid for capital improvements and capital outlay; amending K.S.A. 2012 Supp. 72-8814 and 75-2319 and repealing the existing sections, by Representative Huebert.

HB 2006, AN ACT concerning the Kansas rules and regulations filing act; amending K.S.A. 2012 Supp. 77-415 and repealing the existing section, by Committee on Joint Committee on Administrative Rules and Regulations.

HB 2007, AN ACT concerning insurance holding companies; amending K.S.A. 40-3302, 40-3304, 40-3305, 40-3306, 40-3307, 40-3308, 40-3309, 40-3311 and 40-3311a and repealing the existing sections, by Committee on 2012 Special Committee on Financial Institutions and Insurance.

HB 2008, AN ACT concerning criminal procedure; relating to the statute of limitations for certain sexually violent crimes; amending K.S.A. 2012 Supp. 21-5107 and repealing the existing section, by Representative Finney.

HB 2009, AN ACT concerning the uniform act regulating traffic; relating to failure to comply with traffic citation; restricted driving privileges; amending K.S.A. 2012 Supp. 8-2110 and repealing the existing section, by Representative Finney.

HB 2010, AN ACT concerning business entities; relating to use of names, by Representative Finney.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2011, AN ACT concerning distinctive license plates; relating to motorcycles; amending K.S.A. 2012 Supp. 8-1,142 and repealing the existing section, by Committee on Legislative Educational Planning Committee.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following prefiled bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2010**.

Corrections and Juvenile Justice: **HB 2008**.

Education: **HB 2003, HB 2004, HB 2005**.

Federal and State Affairs: **HB 2002**.

Insurance: **HB 2007**.

Judiciary: **HB 2006**.

Transportation: **HB 2009**.

Veterans, Military and Homeland Security: **HB 2001**.

MESSAGES FROM THE SENATE

Announcing adoption of **SR 1701** a resolution relating to the organization of the 2013 Senate and selection of the following officers:

Susan Wagle, President,

Jeff King, Vice President,

Terry Bruce, Majority Leader,

Anthony Hensley, Minority Leader,

Diane Minear, Secretary,

Jody Kirkwood, Sergeant-at-Arms,

and awaits the pleasure of the House of Representatives.

Also, announcing adoption of **SCR 1603**, a concurrent resolution relating to a committee to wait upon the Governor and advise him the 2013 session of the Legislature is duly organized and ready to receive communication.

Also, announcing the appointment of Senators Olson and Pettey as Senate members of the committee to wait upon the Governor.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Vickrey, **SCR 1603**, relating to a committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications, was thereupon introduced and adopted.

In accordance with **SCR 1603**, Speaker Merrick appointed Reps. Weber, Hoffman and Finney to wait upon the Governor.

INTRODUCTION OF GUESTS

Speaker Merrick introduced Dr. Christian Cupp, President of the Kansas Academy of Family Physicians. Dr. Cupp was born and raised in the western Kansas town of Scott City, where he currently practices as a Family Physician. He is an honors graduate of Washburn University of Topeka. Dr. Cupp earned his M.D. from the

University of Kansas School of Medicine in 2000 and completed his residency at Via Christi Family Practice Residency in Wichita, Kansas. In 2004 he returned home to Scott City and joined the Scott City Clinic where has practiced full-spectrum Family Medicine since that point.

In 2009, Dr. Cupp achieved his Fellowship in the American Academy of Family Physicians. He is a member of the AAFP, the Kansas Medical Society, the American Medical Association, the Kansas Academy of Family Physicians, and the Alpha Omega Alpha Honor Medical Society. He is currently President of the Kansas Academy of Family Physicians.”

The association sponsors the doctor of the day program and provides daily assistance for health concerns of those serving the Statehouse during the session. We appreciate this program and your efforts. Thank you for again providing this service.

On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Tuesday, January 15, 2013.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

