

# HOUSE CALENDAR

**No. 34**

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Friday, February 24, 2006  
HOUSE CONVENES AT 9:30 a.m. TODAY

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ROLL CALL

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INVOCATION AND PLEDGE OF ALLEGIANCE

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READING AND CORRECTION OF JOURNAL

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PETITIONS

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INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

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## Reference of Bills and Concurrent Resolutions

**2983--**

**HB 2983**, An act concerning sales taxation; relating to countywide retailers' sales tax; Johnson county; amending K.S.A. 2005 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections.

Committee on Taxation

(Taxation)

**2984--**

**HB 2984**, An act prohibiting certain persons from registering as lobbyists; amending K.S.A. 2005 Supp. 46-265 and repealing the existing section.

Committee on Federal and State Affairs

(Federal and State Affairs)

**2985--**

**HB 2985**, An act creating the crime of trafficking in counterfeit drugs; providing penalties therefor.

Committee on Appropriations

(To be Referred)

**2986--**

**HB 2986**, An act concerning school districts; relating to school finance; amending K.S.A. 2005 Supp. 72-6407, 72-6410, 72-6413, 72-6414, 72-6414a, 72-6414b, 72-6421, 72-6434, 72-6442b, 72-8204c, 72-8814,

72-9509, 79-2926 and 79-2927a and repealing the existing sections.  
Select Committee on School Finance  
(To be Referred)

**5040--**

**HCR 5040**, A PROPOSITION to amend article 15 of the constitution of the state of Kansas by adding a new section thereto, concerning eminent domain.  
Committee on Federal and State Affairs  
(To be Referred)

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REPORTS OF SELECT COMMITTEES

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MESSAGES FROM THE GOVERNOR

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COMMUNICATIONS FROM STATE OFFICERS

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MESSAGES FROM THE SENATE

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**Reference of Senate Bills and  
Concurrent Resolutions**

**220--**

**SB 220**, An act concerning the criminal code; relating to domestic battery; amending K.S.A. 2005 Supp. 21-3412a and repealing the existing section.  
Committee on Judiciary  
(Judiciary)

**Sub 264--**

**Sub SB 264**, An act concerning municipalities; relating to depositories for public funds; amending K.S.A. 9-1401, 9-1408 and 12-1675a and K.S.A. 2005 Supp. 12-1675 and repealing the existing sections.  
Committee on Financial Institutions and Insurance  
(Governmental Organization and Elections)

**340--**

**SB 340**, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; employer contributions for security officers employed by the department of corrections; amending K.S.A. 74-4914d and repealing the existing section.  
Joint Committee on Pensions, Investments and Benefits  
(Appropriations)

351--

**SB 351**, An act concerning crimes, punishment and criminal procedure; relating to the drug abuse assessment for certain offenders; relating to sentencing; amending K.S.A. 2005 Supp. 21-4714, 21-4729 and 75-52,144 and repealing the existing sections.

Joint Committee on Corrections and Juvenile Justice Oversight  
(Judiciary)

354--

**SB 354**, An act concerning guardians and conservators; relating to reports and accountings; amending K.S.A. 59-3083 and repealing the existing section.

Committee on Judiciary  
(Judiciary)

355--

**SB 355**, An act concerning the probate code; relating to appeals; amending K.S.A. 59-2401, 59-2402a and 59-2408 and repealing the existing sections; also repealing K.S.A. 59-2407.

Committee on Judiciary  
(Judiciary)

366--

**SB 366**, An act concerning crimes, punishment and criminal procedure; relating to departure sentencing; amending K.S.A. 2005 Supp. 21-4716 and repealing the existing section.

Senator Petersen  
(Judiciary)

375--

**SB 375**, An act concerning state agencies and employees; relating to certain employee benefits; amending K.S.A. 44-576 and 75-5543 and K.S.A. 2005 Supp. 74-4902, 74-4925 and 74-4927 and repealing the existing sections; also repealing K.S.A. 2005 Supp. 74-4925h.

Legislative Educational Planning Committee  
(Higher Education)

414--

**SB 414**, An act concerning public utilities; relating to natural gas; enacting the gas safety and reliability policy act.

Committee on Utilities  
(Utilities)

417--

**SB 417**, An act concerning vessels; imposing certain requirements;

prohibiting certain acts; providing penalties for certain violations; amending K.S.A. 32-1110, 32-1111, 32-1119, 32-1125, 32-1128 and 32-1180 and K.S.A. 2005 Supp. 32-1102, 32-1173 and 74-7336 and repealing the existing sections.

Committee on Natural Resources  
(Wildlife, Parks and Tourism)

**432--**

**SB 432**, An act concerning traffic regulation; relating to juvenile traffic offenders; amending K.S.A. 8-2117 and repealing the existing section.

Senator Emler

(Judiciary)

**434--**

**SB 434**, An act concerning corrections; relating to community supervision; amending K.S.A. 2005 Supp. 75-5291 and repealing the existing section.

Committee on Judiciary

(Judiciary)

**435--**

**SB 435**, An act concerning sentencing; relating to presentence investigation reports; amending K.S.A. 2005 Supp. 21-4714 and repealing the existing section.

Committee on Judiciary

(Judiciary)

**440--**

**SB 440**, An act concerning the admission of students to state educational institutions; amending K.S.A. 72-116 and repealing the existing section.

Committee on Ways and Means

(Higher Education)

**451--**

**SB 451**, An act concerning medicaid; relating to the state medicaid plan; declaring certain acts to be crimes and providing penalties for violations; amending K.S.A. 2005 Supp. 21-3847 and 39-7,121d and repealing the existing sections.

Senators Huelskamp and Petersen

(Judiciary)

**453--**

**SB 453**, An act concerning environmental laws; relating to compliance audit privilege; immunity; lesser penalties for violations; amending K.S.A. 60-3332, 60-3333, 60-3334, 60-3336, 60-3338 and 60-3339 and K.S.A. 2005 Supp. 45-229 and repealing the existing sections; also repealing K.S.A. 60-3335.

Committee on Judiciary

(Environment)

- 459--**  
**SB 459**, An act concerning wildlife and parks; relating to the issuance of licenses.  
Committee on Natural Resources  
(Wildlife, Parks and Tourism)
- 462--**  
**SB 462**, An act concerning child exchange and visitation centers; relating to docket fees; amending K.S.A. 60-2001 and K.S.A. 2005 Supp. 20-367 and repealing the existing sections.  
Committee on Judiciary  
(Judiciary)
- 465--**  
**SB 465**, An act concerning income taxation; relating to credits; adoption of certain children; amending K.S.A. 79-32,202 and repealing the existing section.  
Committee on Assessment and Taxation  
(Taxation)
- 485--**  
**SB 485**, An act concerning school districts; relating to the suspension or expulsion of pupils; amending K.S.A. 72-8904 and repealing the existing section.  
Committee on Education  
(Education)
- 491--**  
**SB 491**, An act concerning nursing home residents; relating to the personal needs allowance.  
Committee on Ways and Means  
(Appropriations)
- 515--**  
**SB 515**, An act concerning workers compensation; relating to group-funded workers compensation pool; surplus funds; adequate surplus funds; actuarial review; amending K.S.A. 44-582, 44-584 and 44-588 and repealing the existing sections.  
Committee on Commerce  
(Commerce and Labor)
- 536--**  
**SB 536**, An act concerning medicaid; relating to reimbursement; amending K.S.A. 59-2249 and 59-3086 and repealing the existing sections.  
Committee on Judiciary  
(Judiciary)

## MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

**5037--**

**HCR 5037**, A CONCURRENT RESOLUTION memorializing the Congress of the United States to extend certain provisions of the Voting Rights Act of 1965.

Representatives Garcia, Ballard, Carlin, Crow, Davis, Dillmore, Faust-Goudeau, Flaharty, Grant, Hawk, Henderson, Kirk, Kuether, Loganbill, Long, Loyd, Mah, McKinney, Menghini, Owens, Pauls, Phelps, Pottorff, Ruff, Ruiz, Sawyer, Storm, Svaty, Swenson, Thull, Treaster, Trimmer, Ward, Williams, Winn and Yonally

**5038--**

**HCR 5038**, A CONCURRENT RESOLUTION expressing the Kansas House of Representatives' and Senate's support for the creation of an Advanced Education in General Dentistry (AEGD) residency program to the benefit of the state of Kansas.

Committee on Health and Human Services

**6011--**

**HR 6011**, A resolution concerning physical education instruction in public schools.

Committee on Health and Human Services

**6013--**

**HR 6013**, A resolution memorializing the Congress of the United States to repeal the Real ID Act portion of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror and Tsunami Relief, 2005.

Committee on Federal and State Affairs

**6014--**

**HR 6014**, A resolution in support of the patriot patrol riders.

Representative Loyd

**6015--**

**HR 6015**, A resolution in memory of Clinton R. Upchurch.

Representative Loyd

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THE UNFINISHED BUSINESS BEFORE THE HOUSE

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**Consent Calendar****2786--(Second Day)**

**HB 2786**, An act repealing K.S.A. 2005 Supp. 75-3317a, 75-3319a,

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75-3320a and 75-3322a; concerning state procurement; relating to state purchase of products by certain qualified vendors.

Committee on Appropriations

(Appropriations)  
(Be passed)

**2796--(Second Day)**

**HB 2796**, AN ACT relating to a Kansas horticulture industries survey; making and concerning appropriations for the Kansas department of agriculture for the fiscal years ending June 30, 2006, and June 30, 2007.

Committee on Appropriations

(Appropriations)  
(Be passed)

**373--(Third Day)**

**SB 373**, An act relating to apportioned registration of fleet vehicles; concerning the enforcement thereof; amending K.S.A. 8-1,120 and repealing the existing section.

Committee on Transportation

(Transportation)  
(Be passed)

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### **Final Action on Bills and Concurrent Resolutions**

**2159--**

**HB 2159**, An act concerning consumer protection; relating to damage waivers; amending K.S.A. 50-656 and 50-657 and repealing the existing sections.

Committee on Insurance

(Insurance)  
(Re-referred)  
(Judiciary)  
(Re-re-referred)  
(Insurance)  
(Be passed as amended)

**2576--**

**HB 2576**, An act concerning crimes, punishment and criminal procedure; enacting a lifetime imprisonment sentence for aggravated habitual sex offenders; penalties for certain sex offenses; domestic battery; plea agreements; duties of board of education, department of corrections and criminal justice coordinating council; relating to offender registration; amending K.S.A. 21-3504, 21-3506, 21-3513, 21-3812, 21-4625, 22-3436 and 38-1663 and K.S.A. 2005 Supp. 21-3412a, 21-3447, 21-3502, 21-3510, 21-3511, 21-3516, 21-4611,

21-4704, 22-3717, 22-4903, 22-4904, 22-4906, 74-5602 and 74-9501  
and repealing the existing sections.

Representative Kilpatrick

(Judiciary)

(Be passed as amended)

2645--

**HB 2645**, An act enacting the vehicle title service agent licensing act.

Representative Huy

(Transportation)

(Be passed as amended)

2658--

**HB 2658**, An act relating to gift certificates and gift cards;  
concerning certain restrictions.

Representative Huff

(Commerce and Labor)

(Be passed as amended)

2659--

**HB 2659**, An act concerning insurance; relating to examinations of  
title; amending K.S.A. 40-235 and repealing the existing section.

Committee on Insurance

(Insurance)

(Be passed as amended)

2671--

**HB 2671**, An act concerning workers compensation; relating to  
deductibles; amending K.S.A. 44-559a and repealing the existing  
section.

Committee on Commerce and Labor

(Commerce and Labor)

(Be passed as amended)

2693--

**HB 2693**, An act concerning insurance; pertaining to continuation  
of certain group policies; establishing a pilot program to allow  
certain small businesses to provide health insurance through the  
state employees health benefits program amending K.S.A. 40-3209  
and repealing the existing section.

Committee on Insurance

(Insurance)

(Be passed as amended)

2701--

**HB 2701**, An act concerning crimes, punishment and criminal  
procedure; relating to controlled substances; amending K.S.A. 65-4151

and repealing the existing section.

Committee on Judiciary

(Judiciary)

(Be passed)

2706--

**Sub HB 2706**, An act concerning driver's licenses; relating to child support enforcement; amending K.S.A. 8-255 and K.S.A. 2005 Supp. 74-2012 and repealing the existing sections.

Committee on Judiciary

(Judiciary)

(Be passed as amended)

2748--

**HB 2748**, An act concerning traffic violations; relating to the duties of drivers or occupants to report accidents; amending K.S.A. 8-1602 and K.S.A. 2005 Supp. 8-1606 and repealing the existing sections.

Representative Hutchins

(Judiciary)

(Be passed as amended)

2761--

**HB 2761**, An act concerning compensation for victims of crime; amending K.S.A. 2005 Supp. 74-7305 and repealing the existing section.

Committee on Judiciary

(Judiciary)

(Be passed)

2771--

**HB 2771**, An act concerning licensing of insurance agents; pertaining to certain states' license revocation for nonpayment of income tax; amending K.S.A. 2005 Supp. 40-4906 and 40-4909 and repealing the existing sections.

Committee on Insurance

(Insurance)

(Be passed as amended)

2772--

**HB 2772**, An act concerning employment concerning employment security law; relating to the employment relationship between an owner-operator and a licensed motor carrier; relating to misclassification of employees; amending K.S.A. 2005 Supp. 79-3234 and repealing the existing section.

Committee on Commerce and Labor

(Commerce and Labor)

(Be passed as amended)

**2788--**

**HB 2788**, An act relating to real estate; concerning real estate brokers and salespersons; relating to expiration, suspension or revocation of licenses and civil fines; concerning contracts for sale of residential real estate; amending K.S.A. 58-3050 and repealing the existing section.

Committee on Commerce and Labor

(Commerce and Labor)  
(Be passed as amended)

**Sub 2825--**

**Sub HB 2825**, An act providing for establishment of a voluntary data bank of available interpreters for certain purposes and development of qualifications for interpreters.

Committee on Health and Human Services  
(Health and Human Services)  
(Be passed)

**2830--**

**HB 2830**, An act concerning pharmacists and pharmacy; relating to registration of pharmacy technicians; amending K.S.A. 2005 Supp. 65-1663 and repealing the existing section.

Committee on Health and Human Services  
(Health and Human Services)  
(Be passed)

**2831--**

**HB 2831**, An act concerning pharmacists and pharmacy; relating to the accreditation council for pharmacy; amending K.S.A. 65-1635a and repealing the existing section.

Committee on Health and Human Services  
(Health and Human Services)  
(Be passed)

**2858--**

**HB 2858**, An act concerning service contracts; pertaining to the definition thereof; amending K.S.A. 2005 Supp. 40-201a and repealing the existing section.

Committee on Insurance

(Insurance)  
(Be passed as amended)

**2867--**

**HB 2867**, An act concerning water and watercourses; relating to dams; amending K.S.A. 82a-303c and K.S.A. 2005 Supp. 82a-303b and repealing the existing sections.

Committee on Environment

(Environment)  
(Be passed as amended)

2875--

**HB 2875**, An act concerning water; relating to the appropriation of water for beneficial use; amending K.S.A. 2005 Supp. 82a-714 and repealing the existing section.

Committee on Environment

(Environment)

(Be passed as amended)

2878--

**HB 2878**, An act relating to motor fuel trip permits; providing for 72-hour permits; amending K.S.A. 2005 Supp. 79-34,118 and repealing the existing section.

Committee on Transportation

(Transportation)

(Be passed)

2893--

**HB 2893**, An act concerning offenders in custody; relating to health care costs.

Committee on Judiciary

(Judiciary)

(Be passed as amended)

2916--

**HB 2916**, An act concerning driving under the influence of alcohol or drugs; relating to ignition interlock devices; amending K.S.A. 8-1014 and 8-1015 and K.S.A. 2005 Supp. 8-1001 and repealing the existing sections.

Committee on Judiciary

(Judiciary)

(Be passed as amended)

2928--

**HB 2928**, An act concerning employment; requiring employers to allow leave for certain purposes.

Representatives Loganbill, Ballard, Crow, Faust-Goudeau, Flaharty, Garcia, Gatewood, Hawk, Henderson, Huntington, Huy, Kelley, Kuether, Long, Mah, Mast, Menghini, Judy Morrison, Pauls, Ruff, S. Sharp, Storm, Svaty, Thull, Trimmer, Winn and Yonally

(Commerce and Labor)

(Be passed as amended)

2938--

**HB 2938**, An act concerning motor vehicles; relating to driving while revoked; relating to the automobile injury reparations act; amending K.S.A. 8-262, 8-287 and 40-3104 and K.S.A. 2005 Supp. 21-4704 and repealing the existing sections.

Representative Weber

(Governmental Organization and Elections)

(Be passed as amended)

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**Bills Under Consideration to  
Concur or Nonconcur****2485--**

**HB 2485**, An act concerning notaries public; prohibiting certain acts and providing penalties and remedies for violations amending K.S.A. 53-118 and repealing the existing section.

Committee on Federal and State Affairs  
(As amended by the Senate)

**2555--**

**HB 2555**, An act concerning crimes, punishment and criminal procedure; relating to the criminal justice recodification, rehabilitation and restoration committee; drug paraphernalia; amending K.S.A. 65-4150 and K.S.A. 2005 Supp. 22-5101 and repealing the existing sections.

Joint Committee on Corrections & Juvenile Justice Oversight  
(As amended by the Senate)

**2590--**

**HB 2590**, An act concerning telecommunications; enacting the VoIP enhanced 911 act; imposing certain fees and providing for disposition thereof; amending K.S.A. 2005 Supp. 12-5323, 12-5325, 12-5328, 12-5330, 12-5334 and 19-101a and repealing the existing sections.

Committee on Utilities  
(As amended by the Senate)

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**General Orders****(The Line)**

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**5011--**

**HCR 5011**, A CONCURRENT RESOLUTION expressing the Legislature's recognition and appreciation for family caregivers throughout the state.

Committee on Health and Human Services  
(Health and Human Services)  
(Be adopted)  
(Re-re-referred)  
(Health and Human Services)  
(Be adopted as amended)

**5029--**

**HCR 5029**, A CONCURRENT RESOLUTION urging the United States Congress to prohibit the use of methyl tertiary butyl ether as an additive in gasoline by January 1, 2010.

Committee on Environment  
(By request of Select Joint Committee on Energy)  
(Environment)  
(Be adopted)

**5034--**

**HCR 5034**, A CONCURRENT RESOLUTION designating Cheyenne Bottoms the "Migratory Bird Capitol of Kansas".

Committee on Wildlife, Parks and Tourism  
(Wildlife, Parks and Tourism)  
(Be adopted as amended)

**Sub 5030--**

**Sub HCR 5030**, A CONCURRENT RESOLUTION urging the federal government to lift the moratorium on offshore drilling for oil and natural gas.

Committee on Environment  
(Environment)  
(Be adopted)

**6008--**

**HR 6008**, A resolution urging the United States army corps of engineers and the Kansas congressional delegation to approve a plan made by the state of Kansas to preserve and extend the life of the United States army corps of engineers administered lakes in the state of Kansas.

Committee on Environment  
(Re-referred)  
(Environment)  
(Be adopted as amended)

**Sub 2727--**

**Sub HB 2727**, An act concerning state officers and employees; amending K.S.A. 75-5532 and 75-5534 and K.S.A. 2005 Supp. 75-5531 and 75-5533 and repealing the existing sections.

Committee on Federal and State Affairs  
(Federal and State Affairs)  
(Be passed)

**2688--**

**HB 2688**, An act concerning correctional facilities; relating to construction by private companies; amending K.S.A. 2005 Supp.

75-52,129 and repealing the existing section.

Representatives Knox and Otto

(Appropriations)  
(Be passed as amended)

**275--**

**SB 275**, An act concerning the secretary of state; relating to fees for certain publications provided by the secretary of state; amending K.S.A. 2004 Supp. 45-107, 75-436, 77-430 and 77-431 and repealing the existing sections.

Committee on Ways and Means

(Appropriations)  
(Be passed as amended)

**2497--**

**HB 2497**, An act concerning restrictions on persons maintaining or residing, working or volunteering at child care facilities or family day care homes; amending K.S.A. 65-516 and repealing the existing section.

Committee on Appropriations

(Health and Human Services)  
(Be passed as amended)

**62--**

**SB 62**, An act enacting the grandparents as foster parents act; prescribing powers, duties and functions for the secretary of social and rehabilitation services.

Senator Vratil

(Federal and State Affairs)  
(Be passed as amended)

**2640--**

**HB 2640**, An act concerning sales taxation; relating to sales of new motor vehicles; taxation of rebates; amending K.S.A. 2005 Supp. 79-3602 and repealing the existing section.

Representative Huff

(Taxation)  
(Be passed)

**2596--**

**HB 2596**, An act concerning sales taxation; relating to taxation of certain fees at municipal golf courses; amending K.S.A. 2005 Supp. 79-3603 and repealing the existing section.

Committee on Taxation

(Taxation)  
(Be passed)

139--

**SB 139**, An act establishing the Kansas academy of mathematics and science.

Committee on Commerce

(Higher Education)

(Be passed as amended)

(Motion to recommend favorably for passage failed)

(Re-referred)

(Higher Education)

(Be passed as amended)

2745--

**HB 2745**, An act relating to higher education; concerning the educational building fund; providing certain authority and duties for the board of regents; amending K.S.A. 76-6b02 and K.S.A. 2005 Supp. 76-6b01 and repealing the existing sections.

Committee on Higher Education

(Higher Education)

(Be passed as amended)

2932--

**HB 2932**, An act concerning utilities; relating to jurisdiction of the state corporation commission; amending K.S.A. 2005 Supp. 66-104 and repealing the existing section.

Representative Kuether

(Utilities)

(Be passed as amended)

2573--

**HB 2573**, An act concerning income taxation; relating to deductions; contributions to qualified tuition programs; amending K.S.A. 2005 Supp. 79-32,117 and repealing the existing section.

Legislative Educational Planning Committee

(Taxation)

(Be passed)

2739--

**HB 2739**, An act concerning crimes and punishments; relating to tobacco use in medical care facility buildings and property; amending K.S.A. 21-4017 and repealing the existing section.

Committee on Health and Human Services

(Health and Human Services)

(Be passed as amended)

H Sub 207--

**H Sub for SB 207**, An act concerning insurance; relating to fraud prevention; amending K.S.A. 40-2,118 and repealing the existing section.

Committee on Insurance

(Insurance)

(Be passed)

2657--

**HB 2657**, An act concerning certain public utilities; relating to energy efficiency and conservation programs for certain customers; providing for recovery of certain amounts therefor.

Committee on Utilities

(Utilities)

(Be passed as amended)

(Motion to recommend favorably for passage failed)

2556--

**HB 2556**, An act concerning the conservation commission; relating to conservation easements; establishing the farm and ranch land protection program; amending K.S.A. 2-1904 and repealing the existing section.

Representative Sloan

(Environment)

(Be passed as amended)

(Motion to recommend favorably for passage failed)

2707--

**HB 2707**, An act relating to drivers' licenses; concerning medical requirements; amending K.S.A. 2005 Supp. 8-247 and repealing the existing section.

Committee on Transportation

(Transportation)

(Be passed as amended)

(Motion to recommend favorably for passage failed)

2719--

**HB 2719**, An act concerning the open meetings law; relating to executive sessions; amending K.S.A. 2005 Supp. 75-4319 and repealing the existing section.

Committee on Governmental Organization and Elections

(Governmental Organization and Elections)

(Be passed as amended)

2810--

**HB 2810**, An act concerning improvement districts; relating to the board of directors thereof; amending K.S.A. 19-2759 and 19-2761 and repealing the existing sections.

Committee on Governmental Organization and Elections

(Governmental Organization and Elections)

(Be passed as amended)

2872--

**HB 2872**, An act designating little bluestem (schizachyrium

scoparium) as the state grass of Kansas.

Representative Yoder

(Agriculture)

(Re-referred)

(Wildlife, Parks and Tourism)

(Be passed)

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REPORTS OF STANDING COMMITTEES

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**Bills Adversely Reported**