

# Journal of the House

## FORTY-SECOND DAY

---

HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, March 18, 2014, 11:00 a.m.

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

The roll was called with 121 members present.

Rep. Highland was excused on verified illness.

Reps. Christmann and Houston were excused on legislative business.

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

Prayer by guest chaplain, the Rev. Virgil Peck III, pastor, Carthage Church of the Nazarene, Carthage, Missouri, and guest of Rep. Peck, Jr.:

Dear Heavenly Father,

I count it a privilege to come before you today to stand in the gap for this body of men and women. Lord Bless them. They have tremendous influence over the wonderful people of this great state of Kansas. I pray that you would guide them each hour of this day, that you would give them wisdom and discernment into the many difficult situations and circumstances that are brought before them. Lord, as they discuss and debate the issues of today, I just pray that you would speak into their lives, and that everything that is said and done this day, March 18, 2014 would honor and glorify you. For it's in your name we pray, Amen

The Pledge of Allegiance was led by Rep. Jennings.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

**HB 2769**, AN ACT concerning property taxation; providing for a property tax averaging payment plan, by Committee on Taxation.

### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill and resolution were referred to committee as indicated:

Appropriations: **HB 2768**, **HCR 5032**.

### CHANGE OF REFERENCE

Speaker Merrick announced the withdrawal of **HB 2573** from Committee on Taxation and rereferral to Committee on Transportation and Public Safety Budget.

**COMMUNICATIONS FROM STATE OFFICERS**

From Robert Moser, M.D., Secretary and State Health Officer, Kansas Department of Health & Environment, Charting a Path for Quality Improvement in Public Health, 2013 Annual Report.

From Major General (KS) Lee E. Tafanelli, The Adjutant General and Director of Emergency management & Homeland Security, "Managing the Risk," Kansas Commission on Emergency Planning and Response, 2013 Annual Report.

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

**MESSAGES FROM THE SENATE**

The Senate accedes to the request of the House for a conference on **S Sub for HB 2338** and has appointed Senators Masterson, King and Francisco as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 265**, requests a conference and has appointed Senators Donovan, Tyson and Holland as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 266**, requests a conference and has appointed Senators Donovan, Tyson and Holland as conferees on the part of the Senate.

**INTRODUCTION OF ORIGINAL MOTIONS**

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 265**.

Speaker Merrick thereupon appointed Reps. Carlson, Edmonds and Sawyer as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 266**.

Speaker Merrick thereupon appointed Reps. Carlson, Edmonds and Sawyer as conferees on the part of the House.

**CONSENT CALENDAR**

No objection was made to **HCR 5031** appearing on the Consent Calendar for the second day.

On motion of Rep. Vickrey, the House resolved into the Committee of the Whole, with Rep. Peck in the chair.

**COMMITTEE OF THE WHOLE**

On motion of Rep. Peck, Committee of the Whole report, as follows, was adopted: Recommended that **SB 278**, **SB 371** be passed.

On motion of Rep. Houser, **SB 349** be amended on page 1, following line 34, by inserting:

"(c) (1) A chief inspector shall:

(A) Have not less than five years of experience in the construction, installation,

repair, operation or inspection of boilers, steam generators, super-heaters or pressure vessels; and

(B) hold a commission issued by the national board of boiler and pressure vessel inspectors, and have the following: (i) An in-service commission; (ii) an "A" endorsement; and (iii) a "B" endorsement. If the chief inspector does not have a "B" endorsement, then the chief inspector shall have the ability to acquire a "B" endorsement within 18 months after appointment as chief inspector.

(2) A deputy inspector shall:

(A) (i) Have completed courses and training and have experience in the construction, installation, repair, operation or inspection of boilers or pressure vessels, which in the aggregate amounts to not less than two years of time spent on education, training and work experience; or

(ii) have not less than five years of experience in the heating, ventilation, air conditioning or plumbing fields related to the installation or repair of boilers or pressure vessels; and

(B) hold an in-service commission issued by the national board of boiler and pressure vessel inspectors. If the deputy inspector does not have an in-service commission, then the deputy inspector shall have the ability to acquire such commission within 12 months after appointment as deputy inspector."; and **SB 349** be passed as amended.

Committee report to **HB 2475** be adopted; also, on motion of Rep. Cassidy be amended on page 1, in line 36, after the period, by inserting "Such curriculum standards shall include, but not be limited to, instruction and training on the importance and execution of an effective professional handshake.";

Also, on motion of Rep. DeGraaf to amend **HB 2475**, the motion did not prevail; and the bill be passed as amended.

## REPORTS OF STANDING COMMITTEES

Committee on **Elections** recommends **SB 99** be passed.

Committee on **Elections** recommends **HB 2227**, be amended by adoption of amendments recommended by the House Committee on Elections as reported in the Journal of the House of Representatives on February 25, 2014, and the bill, as printed with amendments by House Committee and be passed favorable.

Committee on **Insurance** recommends **HB 2744** be amended on page 1, in line 14, by striking "18" and inserting "12"; in line 22, by striking "that 18" and inserting "than 12"; in line 32, after "limitation" by inserting "1,300 hours per calendar year beginning at diagnosis and no later than age five for any covered individual for the first four years following such covered individual's diagnosis of autism spectrum disorder and then a limitation"; in line 33, by striking "any" and inserting "such"; also in line 33, by striking "18" and inserting "12";

On page 2, in line 8, by striking "December 31, 2015" and inserting "June 30, 2016"; in line 13, by striking "January" and inserting "July"; in line 15, after "act" by inserting ", except that reimbursement shall be allowed for services provided by an autism specialist, an intensive individual service provider or any other individual qualified to provide services under the home and community based services autism waiver administered by the Kansas department for aging and disability services";

On page 8, in line 18, by striking "January" and inserting "July"; in line 39, by

striking "or"; in line 42, before the period by inserting:

,"  
(5) who is an autism specialist, an intensive individual service provider or any other individual qualified to provide services under the home and community based services autism waiver administered by the Kansas department for aging and disability services; or

(6) who is an occupational therapist licensed by the state board of healing arts, acting within the scope of such person's license and scope of practice as required by law"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 288** be passed.

Committee on **Utilities and Telecommunications** recommends **SB 308** be passed.

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

### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bill was introduced and read by title:

**HB 2770**, AN ACT concerning campaign finance; relating to elected or appointed office holders, by Committee on Federal and State Affairs.

### **CHANGE OF REFERENCE**

Speaker Merrick announced the withdrawal of **HB 2767** from Committee on Judiciary and referral to Committee on Corrections and Juvenile Justice.

### **INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS**

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6063**—

By Representative Meier

A RESOLUTION urging the President of the United States to extend the qualifications for the Women's Army Corps Service Medal to the women who served between September 1945 and 1978.

WHEREAS, On July 29, 1943, President Franklin D. Roosevelt signed Executive Order 9365; and

WHEREAS, Executive Order 9365 established the Women's Army Corps Service Medal. The medal is to be awarded to members of the Women's Army Corps for honorable service performed by them in the Women's Army Auxiliary Corps; and

WHEREAS, The Women's Army Corps Service Medal was first awarded for service in 1942 and the last medal was awarded in 1945. The Women's Army Corps was disbanded in 1978; and

WHEREAS, There are Women's Army Corps veterans in Kansas communities who served after the last medal was awarded and would like to wear the service medal to show that they served in the Women's Army Corps: Now, therefore,

*Be it resolved by the House of Representatives of the State of Kansas:* We urge the President of the United States to extend the qualifications for the Women's Army Corps Service Medal to the women who served between September 1945 and 1978. The medal

would honor the brave women who proudly volunteered to serve their country in a time that their service was not popular or encouraged; and

*Be it further resolved:* That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to President Barack Obama.

#### **COMMITTEE ASSIGNMENT CHANGES**

Speaker Merrick announced the appointment of Rep. Mast to replace Rep. Christmann on Committee on Judiciary for Tuesday, March 18, 2014.

Also, the appointment of Rep. Curtis to replace Rep. Winn on Committee on Education for Tuesday, March 18, 2014.

Also, the appointment of Rep. Curtis to replace Rep. Trimmer on Committee on Energy and Environment for Wednesday, March 19, 2014.

#### **REPORT ON ENROLLED RESOLUTIONS**

**HR 6050** reported correctly enrolled and properly signed on March 18, 2014.

On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Wednesday, March 19, 2014.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

