

# HOUSE JOURNAL

PROCEEDINGS

OF THE

## House of Representatives

OF

## The Legislature

OF THE

STATE OF KANSAS

---

2021 SPECIAL SESSION

NOVEMBER 22, 2021

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SUSAN W. KANNARR, *Chief Clerk of the House*

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DIVISION OF PRINTING  
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TOPEKA, KANSAS  
2021



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*Governor*  
LAURA KELLY, Topeka

*Lieutenant Governor*  
DAVID TOLAND, Iola

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OFFICERS OF THE HOUSE

Special Session of 2021

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Ron Ryckman.....	Speaker
Blaine Finch .....	Speaker Pro Tem
Dan Hawkins.....	Majority Leader
Tom Sawyer.....	Minority Leader
Susan Kannarr .....	Chief Clerk
Foster Chisholm.....	Sergeant-at-Arms

## HOUSE OF REPRESENTATIVES 2021 Special Session

<i>Name</i> .....	<i>Party</i>	<i>Dist.</i>	<i>Occupation</i>
<b>Alcala, John</b> , Shawnee .....	Dem.	57	Retired
<b>Amyx, Mike</b> , Douglas .....	Dem.	45	Barber
<b>Anderson, Avery</b> , Harvey .....	Rep.	72	Insurance
<b>Arnberger, Tory</b> , Barton .....	Rep.	112	Human Resources Director, Pryor Automatic
<b>Awerkamp, Francis</b> , Pottawatomie .....	Rep.	61	Business owner
<b>Baker, Dave</b> , Morris .....	Rep.	68	Consultant/realtor
<b>Ballard, Barbara</b> , Douglas .....	Dem.	44	University Administrator
<b>Barker, John</b> , Dickinson .....	Rep.	70	Retired Judge
<b>Bergkamp, Brian</b> , Sedgwick .....	Rep.	93	Project Manager
<b>Bergquist, Emil</b> , Sedgwick .....	Rep.	91	Retired Aircraft R and D
<b>Blex, Doug</b> , Montgomery .....	Rep.	12	Wildlife Biologist/Farmer
<b>Borjon, Jesse</b> , Shawnee .....	Rep.	52	Business Owner
<b>Burris, Jesse</b> , Sumner .....	Rep.	82	Attorney
<b>Burroughs, Tom</b> , Wyandotte .....	Dem.	33	Ret. Colgate-Palmolive
<b>Byers, Stephanie</b> , Sedgwick .....	Dem.	86	Teacher (Retired)
<b>Carlin, Sydney</b> , Riley .....	Dem.	66	Investments, Property manager
<b>Carlson, Suzi</b> , Clay .....	Rep.	64	Retired Municipal Judge
<b>Carmichael, John</b> , Sedgwick .....	Dem.	92	Attorney
<b>Carpenter, Blake</b> , Sedgwick .....	Rep.	81	Contractor
<b>Carpenter, Will</b> , Butler .....	Rep.	75	Business Owner
<b>Clark, Lonnie</b> , Geary .....	Rep.	65	Retired
<b>Clayton, Stephanie</b> , Johnson .....	Dem.	19	Social Media Consultant
<b>*Clifford, Bill</b> , Finney .....	Rep.	122	Physician
<b>Coleman, Aaron</b> , Wyandotte .....	Dem.	37	Entrepreneur
<b>Collins, Kenneth</b> , Crawford .....	Rep.	2	Convenience Store Owner
<b>Concannon, Susan</b> , Mitchell .....	Rep.	107	Philanthropy
<b>Corbet, Ken</b> , Shawnee .....	Rep.	54	Small Business Owner
<b>Croft, Chris</b> , Johnson .....	Rep.	8	Retired Army
<b>Curtis, Pam</b> , Wyandotte .....	Dem.	32	Community Relations
<b>Delperdang, Leo</b> , Sedgwick .....	Rep.	94	Retired
<b>Dodson, Michael</b> , Riley .....	Rep.	67	Retired
<b>Donohoe, Owen</b> , Johnson .....	Rep.	39	Medical Sales
<b>Ellis, Ronald</b> , Jefferson .....	Rep.	47	Rancher
<b>Eplee, John</b> , Atchison .....	Rep.	63	Family Physician
<b>Esau, Charlotte</b> , Johnson .....	Rep.	14	Genealogist
<b>Estes, Susan</b> , Sedgwick .....	Rep.	87	
<b>Fairchild, Brett</b> , Stafford .....	Rep.	113	Farmer
<b>Featherston, Linda</b> , Johnson .....	Dem.	16	Piano Teacher
<b>Finch, Blaine</b> , Franklin .....	Rep.	59	Attorney
<b>Finney, Gail</b> , Sedgwick .....	Dem.	84	Small Business Owner
<b>Francis, Shannon</b> , Seward .....	Rep.	125	Property Management
<b>French, David</b> , Leavenworth .....	Rep.	40	Retired
<b>Garber, Randy</b> , Nemaha .....	Rep.	62	Retired

			Navy/Construction Worker
<b>Gartner, Jim</b> , Shawnee .....	Dem.	53	Retired
<b>Haswood, Christina</b> , Douglas .....	Dem.	10	Public Health Worker
<b>Hawkins, Daniel</b> , Sedgwick .....	Rep.	100	Insurance Agent
<b>Helgerson, Henry</b> , Sedgwick .....	Dem.	83	Businessman
<b>Helmer, Cheryl</b> , Sumner .....	Rep.	79	Professional School Counselor
<b>Henderson, Broderick</b> , Wyandotte .....	Dem.	35	Parking Controller Office
<b>Highberger, Dennis "Boog"</b> , Douglas .....	Dem.	46	Attorney
<b>Highland, Ron</b> , Pottawatomie .....	Rep.	51	Retired Veterinarian
<b>Hoffman, Kyle</b> , Comanche .....	Rep.	116	Farmer/Rancher
<b>Hoheisel, Nick</b> , Sedgwick .....	Rep.	97	
<b>Houser, Michael</b> , Cherokee .....	Rep.	1	Construction Estimator
<b>Howe, Steven</b> , Saline .....	Rep.	71	
<b>*Howerton, Cyndi</b> , Sedgwick .....	Rep.	98	Tax service manager
<b>Hoye, Jo Ella</b> , Johnson .....	Dem.	17	
<b>Huebert, Steve</b> , Sedgwick .....	Rep.	90	Self-Employed
<b>Humphries, Susan</b> , Sedgwick .....	Rep.	99	Attorney
<b>Jacobs, Trevor</b> , Bourbon .....	Rep.	4	Welder
<b>Johnson, Steven</b> , Saline .....	Rep.	108	Farmer
<b>Johnson, Timothy</b> , Leavenworth .....	Rep.	38	Teacher (Retired)
<b>Kelly, Jim</b> , Montgomery .....	Rep.	11	Banker
<b>Kessler, Tom</b> , Sedgwick .....	Rep.	96	Toms Wine and Spirits LLC
<b>Kuether, Annie</b> , Shawnee .....	Dem.	55	Retired
<b>Landwehr, Brenda</b> , Sedgwick .....	Rep.	105	Retired
<b>Lee, Tatum</b> , Ness .....	Rep.	117	Development Director, R- CALF USA
<b>Long, Marty</b> , Grant .....	Rep.	124	Farmer/Small Business
<b>Lynn, Megan</b> , Johnson .....	Rep.	49	Children's Ministry Assistant
<b>Mason, Les</b> , McPherson .....	Rep.	73	Retired
<b>*Meyer, Heather</b> , Johnson .....	Dem.	29	Medical Social Worker
<b>Miller, Vic</b> , Shawnee .....	Dem.	58	Retired
<b>Minnix, Jim</b> , Scott .....	Rep.	118	Farmer, Stockman
<b>Moser, Lisa</b> , Pottawatomie .....	Rep.	106	Rancher
<b>Murphy, Michael</b> , Reno .....	Rep.	114	B and B Owner/Operator
<b>Neelly, Lance</b> , Leavenworth .....	Rep.	42	Security Supervisor
<b>Neighbor, Cindy</b> , Johnson .....	Dem.	18	Retired Medical Administrator
<b>Newland, Joe</b> , Wilson .....	Rep.	13	Farmer-Rancher
<b>Ohaebosim, KC</b> , Sedgwick .....	Dem.	89	
<b>Orr, Boyd</b> , Meade .....	Rep.	115	Farmer/Rancher
<b>*Osman, Dan</b> , Johnson .....	Dem.	48	Attorney
<b>Ousley, Jarrod</b> , Johnson .....	Dem.	24	Paint Contractor
<b>Owens, Stephen</b> , Harvey .....	Rep.	74	Self-employed
<b>Patton, Fred</b> , Shawnee .....	Rep.	50	Attorney
<b>Penn, Patrick</b> , Sedgwick .....	Rep.	85	
<b>Poetter, Samantha</b> , Miami .....	Rep.	6	
<b>Poskin, Mari-Lynn</b> , Johnson .....	Dem.	20	Education Consultant
<b>Probst, Jason</b> , Reno .....	Dem.	102	Freelance Writer

## MEMBER AND COMMITTEE INFORMATION

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<b>Proctor, Pat</b> , Leavenworth .....	Rep.	41	Professor
<b>Proehl, Richard</b> , Labette .....	Rep.	7	Banker
<b>Rahjes, Ken</b> , Phillips .....	Rep.	110	Agricultural Communications
<b>Ralph, Bradley</b> , Ford .....	Rep.	119	Attorney
<b>Resman, John</b> , Johnson .....	Rep.	121	Retired Deputy Sheriff
<b>Rhiley, Bill</b> , Sumner .....	Rep.	80	
<b>Ruiz, Susan</b> , Johnson .....	Dem.	23	Social Work
<b>Ruiz, Louis</b> , Wyandotte .....	Dem.	31	Retired; Lucent
<b>Ryckman, Ron</b> , Johnson .....	Rep.	78	Contractor
<b>Samsel, Mark</b> , Franklin .....	Rep.	5	Attorney/KSHSAA Referee
<b>Sanders, Clarke</b> , Saline .....	Rep.	69	
<b>Sawyer, Tom</b> , Sedgwick .....	Dem.	95	Accountant
<b>*Schmidt, Chuck</b> , Sedgwick .....	Dem.	88	Retired
<b>Schreiber, Mark</b> , Lyon .....	Rep.	60	Retired
<b>Seiwert, Joe</b> , Reno .....	Rep.	101	Agricultural Business Owner
<b>Smith, Chuck</b> , Crawford .....	Rep.	3	Teacher-Coach
<b>Smith, Eric</b> , Coffey .....	Rep.	76	Deputy Sheriff
<b>Smith, Adam</b> , Wallace .....	Rep.	120	Farmer/Rancher
<b>Stogsdill, Jerry</b> , Johnson .....	Dem.	21	Real Estate Investor
<b>Sutton, Bill</b> , Johnson .....	Rep.	43	Inventory Control
<b>Tarwater, Sean</b> , Johnson .....	Rep.	27	Business Owner
<b>Thomas, Adam</b> , Johnson .....	Rep.	26	Restaurant Owner
<b>Thompson, Kent</b> , Allen .....	Rep.	9	Real Estate/Rancher
<b>Toplikar, John</b> , Johnson .....	Rep.	15	Carpenter/Contractor
<b>Turner, Carl</b> , Johnson .....	Rep.	28	Financial/Process Improvement/Project Management
<b>Vaughn, Lindsay</b> , Johnson .....	Dem.	22	Volunteer Manager
<b>Victors, Ponka-We</b> , Sedgwick .....	Dem.	103	Guest Teacher
<b>Waggoner, Paul</b> , Reno .....	Rep.	104	Manager, Waggoners, Inc.
<b>Wasinger, Barbara</b> , Ellis .....	Rep.	111	Business Owner
<b>Waymaster, Troy</b> , Russell .....	Rep.	109	Farmer/Office Manager
<b>Weigel, Virgil</b> , Shawnee .....	Dem.	56	Retired
<b>Wheeler, John</b> , Finney .....	Rep.	123	Retired Attorney
<b>Williams, Kristey</b> , Butler .....	Rep.	77	Former mayor/Formal teacher
<b>Winn, Valdenia</b> , Wyandotte .....	Dem.	34	College Professor
<b>Wolfe Moore, Kathy</b> , Wyandotte .....	Dem.	36	External Liaison/KU Hospital
<b>Woodard, Brandon</b> , Johnson .....	Dem.	30	Higher Education Fundraising
<b>Xu, Rui</b> , Johnson .....	Dem.	25	Marketing Analyst

Rep. Chuck Schmidt was sworn into office on July 14, 2021 to replace Rep. Elizabeth Bishop.  
 Rep. Dan Osman was sworn into office on August 2, 2021 to replace Rep. Jennifer Day.  
 Rep. Cyndi Howerton was sworn into office on August 24, 2021 to replace Rep. Ron. Howard.  
 Rep. Heather Meyer was sworn into office on September 7, 2021 to replace Rep. Brett Parker.  
 Rep. Bill Clifford was sworn into office on November 19, 2021 to replace Rep. Russ Jennings.

**STANDING COMMITTEES OF THE HOUSE**  
**2021 Special Session**

See 2021 Regular Session committee information



## **LEGISLATIVE RULES**

For rules governing the 2021 Special Session, please refer to the Legislative Rules for the 2021-2022 Biennium.



JOURNAL  
OF THE  
HOUSE

2021 SPECIAL SESSION  
November 22, 2021

SUSAN W. KANNARR, *Chief Clerk of the House*

## EXPLANATION OF ABBREVIATIONS

Substantial economy of space was achieved in the text of the Journals by shortening the numerous references to bill and resolution numbers. Placing these in boldface type facilitates locating the bills readily on each page. The abbreviations used are as follows:

HB 2001 .....	House Bill No. 2001
HCR 5001.....	House Concurrent Resolution No. 5001
HR 6001 .....	House Resolution No. 6001
HP 2001 .....	House Petition No. 2001
SB 1 .....	Senate Bill No. 1
SCR 1601.....	Senate Concurrent Resolution No. 1601

## EXPLANATION OF PAGE NUMBERING

The Senate and House Journals are printed in separate volumes. Paging in both Journals is consecutive and begin with page 1, continuing through the two-year biennium.

Under the section “History of Bills” HJ and SJ page numbers refer to the separate House Journal and Senate Journal volumes.

SPECIAL SESSION

# Journal of the House

FIRST DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Monday, November 22, 2021, 10:00 a.m.

## COMMUNICATIONS FROM STATE OFFICERS

I SCOTT SCHWAB, Secretary of State, hereby certify that Charles Schmidt was appointed by the Governor, July 14<sup>th</sup>, 2021, to fill the vacancy created by the resignation of Elizabeth Bishop, State Representative for the 88<sup>th</sup> Legislative District.

Representative-elect Charles Schmidt came forward, took and subscribed, or affirmed his oath of office, administered by Assistant Secretary of State, CATHERINE GUNSALUS as follows:

STATE OF KANSAS, COUNTY OF SHAWNEE, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE  
88<sup>th</sup> Legislative District  
so help me God.

CHARLES SCHMIDT

Subscribed and Sworn to, or affirmed, before me this 14th of July, 2021.

CATHERINE GUNSALUS  
*Assistant Secretary of State*

---

I SCOTT SCHWAB, Secretary of State, hereby certify that Cyndi Howerton was appointed by the Governor, August 24<sup>th</sup>, 2021, to fill the vacancy created by the death of Ron Howard, State Representative for the 98<sup>th</sup> Legislative District.

Representative-elect Cyndi Howerton came forward, took and subscribed, or affirmed her oath of office, administered by Secretary of State, SCOTT SCHWAB as follows:

STATE OF KANSAS, COUNTY OF SHAWNEE, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE  
98<sup>th</sup> Legislative District  
so help me God.

CYNDI HOWERTON

Subscribed and Sworn to, or affirmed, before me this 24th of August, 2021.

SCOTT SCHWAB  
*Secretary of State*

---

I SCOTT SCHWAB, Secretary of State, hereby certify that Dan Osman was appointed by the Governor, August 2<sup>nd</sup>, 2021, to fill the vacancy created by the resignation of Jennifer Day, State Representative for the 48<sup>th</sup> Legislative District.

Representative-elect Dan Osman came forward, took and subscribed, or affirmed his oath of office, administered by Secretary of State, SCOTT SCHWAB as follows:

STATE OF KANSAS, COUNTY OF SHAWNEE, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE  
48<sup>th</sup> Legislative District  
so help me God.

DAN OSMAN

Subscribed and Sworn to, or Affirmed, before me this 2nd of August, 2021.

SCOTT SCHWAB  
*Secretary of State*

---

I SCOTT SCHWAB, Secretary of State, hereby certify that Heather Meyer was appointed by the Governor, September 7<sup>th</sup>, 2021, to fill the vacancy created by the resignation of Brett Parker, State Representative for the 29<sup>th</sup> Legislative District.

Representative-elect Heather Meyer came forward, took and subscribed, or affirmed her oath of office, administered by Secretary of State, SCOTT SCHWAB as follows:

STATE OF KANSAS, COUNTY OF SHAWNEE, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE  
29<sup>th</sup> District  
so help me God.

HEATHER MEYER

Subscribed and Sworn to, or Affirmed, before me this 7th of September, 2021.

SCOTT SCHWAB  
*Secretary of State*

I SCOTT SCHWAB, Secretary of State, hereby certify that William Clifford was appointed by the Governor, November 19<sup>th</sup>, 2021, to fill the vacancy created by the death of J. Russell Jennings, State Representative for the 122<sup>nd</sup> Legislative District.

Representative-elect William Clifford came forward, took and subscribed, or affirmed his oath of office, administered by Notary Public, PAIGE CAMPBELL as follows:

STATE OF KANSAS, COUNTY OF FINNEY, SS:

I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and will faithfully discharge the duties of the office of

KANSAS STATE REPRESENTATIVE OF THE  
122<sup>nd</sup> Legislative District  
so help me God.

WILLIAM CLIFFORD

Subscribed and Sworn to, or Affirmed, before me this 19<sup>th</sup> day of November, 2021.

PAIGE CAMPBELL  
*Notary Public*

---

Pursuant to the Governor's proclamation of November 12<sup>th</sup>, 2021, the House met in special session at 10:00 a.m.

The following proclamation of the governor was read by Scott Schwab, Secretary of State.

**PROCLAMATION CALLING THE LEGISLATURE  
INTO SPECIAL SESSION**

TO THE PEOPLE OF KANSAS, GREETINGS:

WHEREAS, the Kansas Constitution's provision for the Governor to convene a special session of the Legislature by legislative petition is an important mechanism for Kansans to have their voices heard by and through their elected representatives in special circumstances; and

WHEREAS, Article 1, Section 5 of the Kansas Constitution provides that when a petition signed by at least two-thirds of the members of the House of Representatives and by at least two-thirds of the members of the Senate, the Governor shall call the legislature into special session; and

WHEREAS, K.S.A. 46-1401 provides that each signature page composing such legislative petition shall state a uniform time and date at which the petition seeks to convene the Legislature and that each legislator's signature shall be notarized; and

WHEREAS, on November 12, 2021, my office received petition signature pages from 86 members of the House of Representatives and 29 members of the Senate, each calling for the Legislature to convene in special session on November 22, 2021, at 10:00 a.m.; and

WHEREAS, after thorough review, the petition consists of sufficient signature pages that substantially comply with the requirements of K.S.A. 46-1401 to reach the two-thirds requirement for both the House of Representatives and the Senate; and WHEREAS, the Governor's constitutional obligation to call a special session of the

Legislature in these circumstances is clear.

NOW, THEREFORE, I, Laura Kelly, GOVERNOR OF THE STATE OF KANSAS, by the authority vested in me by the Constitution of the State of Kansas and having determined that the petition signatures submitted substantially comply with applicable legal requirements, do hereby call the

*Legislature of the State of Kansas into Special Session*

at the Capitol in Topeka, Kansas, on the 22<sup>nd</sup> day of November 2021, at the hour of 10:00 o'clock a.m.

DONE: At the Capitol in Topeka  
under the Great Seal of  
the State this 12<sup>th</sup> day of  
November, A.D. 2021

BY THE GOVERNOR: LAURA KELLY  
*Governor of Kansas*  
SCOTT SCHWAB  
*Secretary of State*  
CLAY BARKER  
*Assistant Secretary of State*

Speaker Ryckman called the House to order.

The roll was called with 119 members present.

Rep. Coleman was excused on verified illness.

Reps. Humphries, Lynn, Ousley, Resman and Weigel were excused on excused absence by the Speaker.

Present later: Rep. Resman.

Excused later: Reps. Murphy and Poetter.

Prayer by Representative Bergquist:

Dear Lord,  
For the many blessings You give to us today,  
We say thank you.  
In this complicated and complex world,  
We find comfort in knowing that we can look to you for answers.  
Please shed your light of wisdom and discernment  
On us today.  
We recognize our task is in no way easy or simple,  
But You have gifted us for this moment.  
Please continue to guide and direct us.  
Help us to be encouraging, useful, productive  
And gracious in all our activities  
In Jesus name I pray.

The Pledge of Allegiance was led by Rep. Croft.

**INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS**



On emergency motion of Rep. Hawkins, **HR 6001**, by Reps. Ryckman, Hawkins and Sawyer, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6001**—

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

Ron Ryckman, speaker,  
Blaine Finch, speaker pro tem,  
Dan Hawkins, majority leader,  
Tom Sawyer, minority leader,  
Susan Kannarr, chief clerk,  
Foster Chisholm, sergeant at arms,  
and awaits the pleasure of the Senate.

### INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hawkins, **HR 6002**, by Reps. Ryckman, Hawkins and Sawyer, 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 members of the 2021 special session of the legislature shall occupy the same seats assigned pursuant to 2021 House Resolution No. 6012 with the following exceptions: Howerton, seat No. 39; Meyer, seat No. 72; Osman, seat No. 57; and Schmidt, seat No. 75. Bill Clifford will be assigned to seat No. 47 after being sworn in as the appointed replacement for district 122.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2001**, AN ACT concerning employer COVID-19 vaccine requirements; requiring exemptions; providing for waiver requests; authorizing a complaint and investigation process with the secretary of labor for violations related to exemptions, enforcement actions by the attorney general and civil penalties to be imposed by a court for such violations, by Representatives Barker, Landwehr, Owens and Tarwater.

**HB 2002**, AN ACT concerning taxation; relating to sales and compensating use tax; exempting sales of food and food ingredients from the state rate and providing for the levying of such tax by cities and counties; providing for an exemption for sales of farm products sold at farmers' markets; relating to income tax; discontinuing the nonrefundable food sales tax credit; amending K.S.A. 79-32,271, 79-3620 and 79-3710 and K.S.A. 2021 Supp. 12-189a, 79-3602, 79-3603, 79-3606 and 79-3703 and repealing the existing sections, by Representative Gartner.

### REFERENCE OF BILLS

Speaker Ryckman announced the referral of **HB 2001** to Committee of the Whole.

### INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hawkins, **HB 2001** was advanced to Final Action on Bills and Concurrent Resolutions, subject to amendment and debate.

On motion of Rep. Garber to refer **HB 2001** to Committee on Federal and State Affairs, the motion did not prevail.

On motion of Rep. Jacobs to amend **HB 2001**, on page 1, in line 31, by striking “100” and inserting “25”, the motion prevailed.

### FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

**HB 2001**, AN ACT concerning employer COVID-19 vaccine requirements; requiring exemptions; providing for waiver requests; authorizing a complaint and investigation process with the secretary of labor for violations related to exemptions, enforcement actions by the attorney general and civil penalties to be imposed by a court for such violations, was considered on final action.

On roll call, the vote was: Yeas 78; Nays 40; Present but not voting: 0; Absent or not voting: 7.

Yeas: Anderson, Arnberger, Awerkamp, Barker, Bergkamp, Bergquist, Blex, Borjon, Burris, Carlson, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Ellis, Eplee, Esau, Estes, Fairchild, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howe, Howerton, Huebert, Jacobs, S. Johnson, T. Johnson, Kelly, Kessler, Landwehr, Lee-Hahn, Long, Mason, Minnix, Moser, Murphy, Neelly, Newland, Orr, Owens, F. Patton, Penn, Poetter, Probst, Proctor, Proehl, Rahjes, Ralph, Rhiley, Ryckman, Samsel, Sanders, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Toplikar, Turner, Waggoner, Wasinger, Waymaster, K. Williams.

Nays: Alcala, Amyx, Baker, Burroughs, Byers, Carlin, Carmichael, Clark, Clayton, Curtis, Donohoe, Featherston, Finney, Gartner, Haswood, Helgerson, Henderson, Highberger, Hoye, Kuether, Meyer, Miller, Neighbor, Ohaebosim, Osman, Poskin, Ruiz, L., Ruiz, S., Sawyer, Schmidt, Schreiber, Stogsdill, Thompson, Vaughn, Victors, Wheeler, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Ballard, Coleman, Humphries, Lynn, Ousley, Resman, Weigel.

The bill passed, as amended.

### EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **HB 2001**. I cannot, in good conscience, vote for this legislation, **HB 2001**, that codifies medical misinformation, creates uncertainty for our CMS facilities and elevates partisan politics to “religious beliefs” in our Kansas Statue. – MARI-LYNN POSKIN, SUSAN RUIZ, STEPHANIE BYERS, CINDY NEIGHBOR, SYDNEY CARLIN, LINDA FEATHERSTON, ANNIE KUETHER

MR. SPEAKER: I vote no on **House Bill 2001**. The Federal mandate is currently going through the courts. Voting for legislation that may be overturned isn't a good use of taxpayer resources. Additionally, the bill hasn't been properly vetted; legislators received the bill less than 24 hours before we were to vote on it, then a new version was issued the morning of session.

Furthermore, this isn't pro-business legislation. Mandating how employers run their businesses is problematic and not helpful to economic recovery. Numerous key

stakeholders have highlighted the problematic nature of the bill. Vaccines are safe. They are affordable, effective tool to fight COVID-19. This bill does nothing to assist that effort. – TOM SAWYER, CHRISTINA HASWOOD, HEATHER MEYER, PAM CURTIS, LINDSAY VAUGHN, MICHAEL AMYX, BARBARA BALLARD, JO ELLA HOYE, BRODERICK HENDERSON, BRANDON WOODARD, JERRY STOGSDILL, PONKA-WE VICTORS, LOUIS E. RUIZ, DENNIS “BOOG” HIGHBERGER, CHUCK SCHMIDT, TOM BURROUGHS, VALDENIA WINN, JOHN ALCALA

### MESSAGES FROM THE SENATE

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

Ty Masterson, President,  
Rick Wilborn, Vice President,  
Larry Alley, Majority Leader,  
Dinah Sykes, Minority Leader,  
Corey Carnahan, Secretary,  
Don Cackler, Sergeant-at-Arms,

and awaits the pleasure of the House of Representatives.

Announcing adoption of **SCR 1601**, a concurrent resolution informing the governor that the two houses of the legislature are duly organized and ready to receive communications.

### INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hawkins, **SCR 1601**, A CONCURRENT RESOLUTION informing the governor that the two houses of the legislature are duly organized and ready to receive communications was introduced and adopted.

On motion of Rep. Hawkins, the House recessed until 2:30 p.m.

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### AFTERNOON SESSION

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

### MESSAGE FROM THE GOVERNOR

This special session of the Legislature has been called because, for the first time in our state's history, a petition of the requisite two-thirds of the members of both the House of Representatives and the Senate was delivered to the Governor's Office. Therefore, pursuant to my constitutional and statutory obligations, I issued a proclamation calling the Legislature into session today.

I urge all legislators to remember that each day the Legislature is in session costs Kansas taxpayers tens of thousands of dollars. Because the regular 2022 session of the Legislature convening in January will allow for full consideration of proposals to address the challenges facing our state, it is in the best interests of Kansans that this special session be brief. I look forward to working with both chambers to ensure that any legislation enacted during this special session is targeted, needed, and beneficial to

the citizens of Kansas and the businesses of Kansas.

THE GOVERNOR'S OFFICE

BY THE GOVERNOR: LAURA KELLY

Dated: November 22, 2021

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

**HB 2003**, AN ACT concerning medical assistance; expanding eligibility therefor; establishing the KanCare bridge to a healthy Kansas program; amending K.S.A. 40-3213 and repealing the existing section, by Representative Sawyer.

On motion of Rep. Hawkins, the House recessed until 5:00 p.m.

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### LATE AFTERNOON SESSION

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

#### MESSAGE FROM THE SENATE

Announcing passage of **HB 2001**, as amended.

#### MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Owens to nonconcur in Senate amendments to **HB 2001**, Rep. Garber offered a substitute motion to concur. The substitute motion was subsequently withdrawn.

The question reverted back to the original motion of Rep. Owens to nonconcur in Senate amendments to **HB 2001**, and a conference committee be appointed. The original motion was subsequently withdrawn.

On motion of Rep. Barker to concur in Senate amendments to **HB 2001**, Rep. Owens offered a substitute motion to nonconcur and that a conference committee be appointed. The motion prevailed.

Speaker Ryckman thereupon appointed Reps. Barker, Owens and Miller as conferees on the part of the House.

On motion of Rep. Hawkins, the House recessed until 8:00 p.m.

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### EVENING SESSION

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

#### MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2001** and has appointed Senators Masterson, Erickson and Corson as conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **HB**

**2001**, and has appointed Senators Masterson, Erickson and Corson as second conferees on the part of the Senate.

#### **CONFERENCE COMMITTEE REPORT**

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2001** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

And your committee on conference recommends the adoption of this report.

Ty Masterson  
Renee Erickson  
*Conferees on part of Senate*

John Barker  
Stephen Owens  
Victor W. Miller  
*Conferees on part of House*

On motion of Rep. Barker, the conference committee report on **HB 2001** to agree to disagree, was adopted.

Speaker Ryckman thereupon appointed Speaker Barker, Owens and Miller as second conferees on the part of the House.

On motion of Rep. Hawkins, the House recessed until 9:30 p.m.

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#### LATE EVENING SESSION

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

#### **INTRODUCTION OF ORIGINAL MOTION**

In accordance with House Rule 2311, Rep. Hawkins moved that House Rue 101 be suspended to allow the House to meet between midnight and 8:00 a.m. The motion prevailed.

#### **MESSAGE FROM THE SENATE**

The Senate adopts the Conference Committee report on **HB 2001**.

#### **CONFERENCE COMMITTEE REPORT**

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2001** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed as Amended by Senate on Final Action, as follows:

On page 4, in line 15, by striking all after "(1)"; by striking all in lines 16 through 43;

On page 5, by striking all in lines 1 through 19 and inserting "An employee aggrieved by a violation of this section may file a complaint with the secretary of labor alleging

that an employer failed to offer an exemption, improperly denied an exemption request, took punitive action against the employee or committed any other violation of this section.

(2) (A) The secretary of labor shall promptly commence an investigation of each complaint filed pursuant to this subsection. The secretary shall complete such investigation and issue a final order within 60 calendar days after the filing of the complaint. At a minimum, the investigation shall determine whether:

- (i) The employer imposed a COVID-19 vaccine requirement;
- (ii) the employee submitted a written waiver request in accordance with this section; and
- (iii) the employer committed any violation of this section.

(B) Upon completing the investigation, the secretary of labor shall issue an order containing findings and conclusions as to whether the employer violated this section and provide such order to the employee and the employer. Such order is a final order for purposes of judicial review and shall state the right of the employee or the employer to appeal as provided in the Kansas judicial review act.

(C) If the secretary of labor issues a final order finding that an employer violated this section, the secretary shall issue an order containing such findings and provide such order to the employee, the employer and the attorney general.

(3) (A) Except as provided in paragraph (3)(B), upon receipt of an order from the secretary of labor pursuant to paragraph (2), the attorney general shall secure enforcement of such order by filing an action in an appropriate district court to impose civil penalties.

(B) The attorney general shall not file a civil action against an employer if the employer reinstates the terminated employee with back pay to the date that the complaint was received by the secretary of labor under this subsection.

(C) In an action filed pursuant to this subsection, the court may impose a civil penalty not to exceed:

- (i) \$10,000 per violation for an employer with fewer than 100 employees; or
- (ii) \$50,000 per violation for an employer with 100 or more employees.

(D) In determining the amount of the civil penalty for a violation, the court may consider the following factors:

- (i) Whether the employer knowingly and willfully violated this section;
- (ii) whether the employer has shown good faith in attempting to comply with this section;
- (iii) whether the employer has taken action to correct the violation;
- (iv) whether the employer has been previously assessed a civil penalty for violating this section; and
- (v) any other mitigating or aggravating factor that fairness or due process requires.";

Also on page 5, in line 24, by striking "state general fund" and inserting "employment security fund, established by K.S.A. 44-712, and amendments thereto"; in line 25, by striking all after "(d)"; by striking all in lines 26 through 43;

On page 6, by striking all in lines 1 through 34; in line 35, by striking "(g)";

On page 7, following line 22, by inserting:

"Sec. 2. (a) An individual aggrieved by a violation of section 1, and amendments thereto, who has filed a claim for benefits under the employment security law and who

is otherwise eligible for benefits under the employment security law shall not become ineligible for benefits pursuant to K.S.A. 44-705, and amendments thereto, or be disqualified from receiving benefits pursuant to K.S.A. 44-706, and amendments thereto, on the grounds that the claimant:

(1) Was discharged or suspended for misconduct if the employer's conduct in discharging or suspending such claimant was a violation of section 1, and amendments thereto; or

(2) has declined to accept work that requires compliance with a COVID-19 vaccine requirement if the claimant has requested an exemption from the prospective employer in accordance with section 1, and amendments thereto, and such request was denied. In such case, such work for such claimant shall be deemed not to constitute suitable work for purposes of the employment security law.

(b) (1) Notwithstanding the time limitations of K.S.A. 44-709, and amendments thereto, the provisions of K.S.A. 44-706, and amendments thereto, or any other provision of the employment security law to the contrary, a claimant upon request shall be retroactively paid benefits for any week that the claimant would otherwise have been eligible for such benefits, if such claimant was disqualified from receiving such benefits during the period of September 9, 2021, through the effective date of this act on the grounds that the claimant was discharged or suspended for misconduct as the result of the claimant's refusal to comply with a COVID-19 vaccine requirement after the claimant requested an exemption or accommodation from such requirement provided by state or federal law and such request was denied.

(2) The secretary of labor shall independently review any claims denied during the period of September 9, 2021, through the effective date of this act to determine if the claimant was disqualified from receiving benefits on the grounds that the claimant was discharged or suspended for misconduct as the result of the claimant's refusal to comply with a COVID-19 vaccine requirement after the claimant requested an exemption or accommodation from such requirement provided by state or federal law and such request was denied. If the claimant has not requested retroactive payment of such benefits as provided by paragraph (1), the secretary shall retroactively pay benefits to such claimant for any week that the claimant would otherwise have been eligible for such benefits.

(3) The claimant or the employer may appeal an award or denial of benefits made pursuant to this section as provided in K.S.A. 44-709, and amendments thereto.

(4) The secretary of labor shall develop and implement procedures to enable claimants to retroactively substantiate and file claims under this subsection.

(c) Benefits awarded to a claimant who receives back pay pursuant to section 1(c), and amendments thereto, shall be subject to the repayment or benefit offset and other provisions of K.S.A. 44-706(s) and 44-719(d), and amendments thereto, if applicable.

(d) As used in this section:

(1) "COVID-19 vaccine requirement" means the same as in section 1, and amendments thereto; and

(2) all other terms mean the same as in the employment security law.

Sec. 3. (a) In the event that all or any portion of the provisions of section 1, and amendments thereto, are held to be unconstitutional by any court of competent jurisdiction, upon a final order, the attorney general shall certify to the secretary of state that such holding has occurred. Upon receipt of such certification, the secretary of state shall cause a notice of such certification to be published in the Kansas register.

(b) On and after the effective date of this act and upon the publication of the notice by the secretary of state in the Kansas register as provided by subsection (a), section 2, and amendments thereto, is hereby repealed.

(c) In the event that all or any portion of the provisions of section 2, and amendments thereto, are held to be unconstitutional by any court of competent jurisdiction, such holding shall not affect the validity of any other provision of section 1, and amendments thereto, and to this end the provisions of section 2, and amendments thereto, are severable.";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, by striking all after the stricken material; in line 6, by striking all before "for" and inserting "; enforcement actions by the attorney general and civil penalties to be imposed by a court"; in line 12, by striking all after the semicolon; by striking all in lines 13 and 14; in line 15, by striking all before the period and inserting "repealing certain sections upon a final order holding certain provisions unconstitutional";

And your committee on conference recommends the adoption of this report.

Ty Masterson  
Renee Erickson  
*Conferees on part of Senate*

John Barker  
Stephen Owens  
*Conferees on part of House*

On motion of Rep. Owens, the conference committee report on **HB 2001** was adopted.

On roll call, the vote was: Yeas 77; Nays 34; Present but not voting: 0; Absent or not voting: 14.

Yeas: Anderson, Arnberger, Awerkamp, Barker, Bergkamp, Bergquist, Blex, Borjon, Burris, Carlson, B. Carpenter, W. Carpenter, Clark, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Ellis, Esau, Estes, Fairchild, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hoffman, Hoheisel, Houser, Howe, Howerton, Huebert, Jacobs, S. Johnson, T. Johnson, Kessler, Landwehr, Lee-Hahn, Long, Mason, Minnix, Moser, Neelly, Newland, Orr, Owens, F. Patton, Penn, Probst, Proctor, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Sanders, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Toplikar, Turner, Waggoner, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Burroughs, Byers, Carlin, Carmichael, Clayton, Curtis, Donohoe, Eplee, Featherston, Gartner, Haswood, Henderson, Highberger, Hoye, Kelly, Kuether, Meyer, Miller, Neighbor, Ohaebosim, Osman, Poskin, Ruiz, S., Sawyer, Schmidt, Schreiber, Stogsdill, Vaughn, Victors, Woodard, Xu.



Present but not voting: None.

Absent or not voting: Baker, Coleman, Finney, Helgerson, Humphries, Lynn, Murphy, Ousley, Poetter, Ruiz, L., Thompson, Weigel, Winn, Wolfe Moore.

#### EXPLANATIONS OF VOTE

MR. SPEAKER: I voted YES tonight on **HB 2001**. Kansans are fed up with federal mandates and risen up to say that this must stop. This is an intrusion into their personal health care decisions and fight against the unconstitutional over reach of the federal government. – BILL RHILEY

MR. SPEAKER: Today, I vote yes on **HB 2001**. But it doesn't go far enough to ban mandates. Individual liberties are at stake. This is 1776 and we are on the cusp of tyranny. Medical freedom and religious freedom must be protected. Thank you to "We the people" for coming to the Capitol and standing up. We are here only because of you. We shouldn't need to pass a bill when the Declaration clearly states all men are created equal, but here we are having to redefine the Constitution. – TATUM LEE

MR. SPEAKER: I vote Yes on **HB 2001**. The chaos to Kansas families caused by the Biden mandates on the Covid vaccine have been heart-rending. The negative effects reach even into Reno county. The Legislature today, via **HB 2001**, attempts to rectify the situation for employees through creatively using the federally recognized system of medical and religious exemptions.

For those who cannot be helped that way we have restored their right to the same unemployment compensation given all others who are laid off by their employers. **HB 2001** is a fair, creative, and freedom affirming bill that helps protect Kansans from unjust federal mandates. – PAUL WAGGONER

#### MESSAGE FROM THE SENATE

Announcing adoption of **SCR 1602**.

#### INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hawkins, **SCR 1602**, A CONCURRENT RESOLUTION relating to the 2021 special session of the Legislature and providing for adjournment thereof was introduced and adopted.

#### REPORT ON ENROLLED RESOLUTIONS

**HR 6001**, **HR 6002** reported correctly enrolled and properly signed on November 22, 2021.

The hour for final adjournment having arrived, Speaker Ryckman said, "By virtue of the authority vested in me, as Speaker of the House of Representatives of the 2021 special session, I do now declare the House adjourned Sine Die."

JENNY HAUGH, JULIA WERNER, *Journal Clerks*.

SUSAN W. KANNARR, Chief Clerk.

**REPORT ON ENROLLED BILLS**

**HB 2001** reported correctly enrolled, properly signed and presented to the Governor on November 23, 2021.

**MESSAGES FROM THE GOVERNOR**

**HB 2001** approved on November 23, 2021

TITLE AND HISTORY  
OF  
HOUSE BILLS  
AND  
HOUSE RESOLUTIONS

This report includes all House originated bills, resolutions, and concurrent resolutions considered by the Legislature during the November 22, 2021 Special Session only.

## TITLE AND HISTORY OF HOUSE BILLS

- H 2001** Bill by Representatives Barker, Landwehr, Owens, Tarwater  
**Requiring employers who impose COVID-19 vaccine requirements to allow medical and religious exemptions, providing for waiver requests, authorizing a complaint and investigation process with the secretary of labor for violations related to exemptions, enforcement actions by the attorney general and civil penalties to be imposed by a court for such violations and providing exceptions under the employment security law related to benefit eligibility conditions and disqualification conditions based on refusal to comply with COVID-19 vaccine requirements.**
- 11/22/2021 House—Introduced—HJ 5  
 11/22/2021 House—Motion to move bill to Emergency Final Action Subject to Amendment and Debate, adopted by 2/3 majority.—HJ 6  
 11/22/2021 House—Committee of the Whole - Motion to refer to committee failed Committee on Federal and State Affairs—HJ 6  
 11/22/2021 House—Emergency Final Action - Passed as amended; Yea: 78 Nay: 40—HJ 6  
 11/22/2021 House—Committee of the Whole - Handwritten Motion to Amend - Offered by Representative Jacobs—HJ 6  
 11/22/2021 Senate—Received and Introduced—SJ 5  
 11/22/2021 Senate—Emergency Final Action - Passed as amended; Yea: 25 Nay: 13—SJ 9  
 11/22/2021 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Barker, Representative Owens and Representative Miller as conferees—HJ 8  
 11/22/2021 Senate—Motion to accede adopted; Senator Masterson, Senator Erickson and Senator Corson appointed as conferees—SJ 9  
 11/22/2021 Senate—Conference Committee Report agree to disagree adopted; Senator Masterson, Senator Erickson and Senator Corson appointed as second conferees—SJ 10  
 11/22/2021 House—Conference Committee Report agree to disagree adopted; Representative Barker, Representative Owens and Representative Miller appointed as second conferees—HJ 9  
 11/22/2021 Senate—Conference Committee Report was adopted; Yea: 24 Nay: 11  
 11/22/2021 House—Conference Committee Report was adopted; Yea: 77 Nay: 34  
 11/22/2021 House—Enrolled and presented to Governor on Tuesday, November 23, 2021—HJ 14  
 11/22/2021 House—Approved by Governor on Tuesday, November 23, 2021—HJ 14
- H 2002** Bill by Representative Gartner  
**Exempting sales of food and food ingredients from the state sales and use taxes and providing for the levying of taxes by cities and counties, providing for an exemption from sales and use taxes for sales of farm products sold at farmers’ markets, and discontinuing the nonrefundable food sales tax credit.**
- 11/22/2021 House—Introduced—HJ 5  
 11/22/2021 House—Died on Calendar—HJ 14

- H 2003** Bill by Representative Sawyer  
**Expanding medical assistance eligibility by enacting the KanCare bridge to a healthy Kansas program.**  
 11/22/2021 House—Introduced—HJ 8  
 11/22/2021 House—Died on Calendar—HJ 14

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

No House Concurrent Resolutions introduced during 2021 Special Session.

TITLE AND HISTORY OF HOUSE RESOLUTIONS

- H 6001** Resolution by Representatives Ryckman, Hawkins, Sawyer  
**Providing for the organization of the House of Representatives for the 2021 special session.**  
 11/22/2021 House—Introduced—HJ 5  
 11/22/2021 House—Adopted without roll call—HJ 5  
 11/22/2021 House—Enrolled on Monday, November 22, 2021—HJ 13
- H 6002** Resolution by Representatives Ryckman, Hawkins, Sawyer  
**Providing for the assignment of seats in the House of Representatives for the 2021 special session.**  
 11/22/2021 House—Introduced—HJ 5  
 11/22/2021 House—Adopted without roll call—HJ 5  
 11/22/2021 House—Enrolled on Monday, November 22, 2021—HJ 13

FINAL  
**HOUSE CALENDAR**  
No. 2

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**November 22, 2021**

**NUMERICAL SCHEDULE OF HOUSE BILLS  
2021 SPECIAL SESSION**

2001 Signed, Ef Dt. 11/22/21 2002 Died, Cal

2003 Died, Cal

**NUMERICAL SCHEDULE OF HOUSE CONCURRENT  
RESOLUTIONS 2021 SPECIAL SESSION**

No House Concurrent Resolutions introduced.

**NUMERICAL SCHEDULE OF HOUSE RESOLUTIONS  
2021 SPECIAL SESSION**

6001 Adopted, Enrolled

6002 Adopted, Enrolled

**NUMERICAL SCHEDULE OF SENATE BILLS  
2021 SPECIAL SESSION**

No Senate Bills considered by the House.

**NUMERICAL SCHEDULE OF SENATE CONCURRENT  
2021 SPECIAL SESSION**

1601 Adopted

1602 Adopted

**SUMMARY OF ACTIONS ON HOUSE BILLS, CONCURRENT RESOLUTIONS AND RESOLUTIONS – 2021 SPECIAL SESSION**

**HOUSE BILLS**

House bills introduced in the 2021 session.....	3
House bills passed both houses and presented to Governor. ....	1
House bills signed by Governor.....	1
House bills with line item vetoes.....	0
House bills becoming law without Governor's signature..	0
House bills vetoed by Governor.....	0
House bills killed in House.....	0
House bills killed in Senate.....	0
TOTAL.....	1
House bills in House Committees.....	0
House bills in Senate Committees.....	0
House bills in conference committees.....	0
House bills on House Calendar.....	2
House bills on Senate Calendar.....	0
TOTAL.....	3

**HOUSE CONCURRENT RESOLUTIONS**

House concurrent resolutions introduced in 2021 session.....	0
House concurrent resolutions adopted by both houses.....	0
House concurrent resolutions killed in House.....	0
House concurrent resolutions killed in Senate.....	0
House concurrent resolutions in House Committees.....	0
House concurrent resolutions on House Calendar.....	0
House concurrent resolutions in Senate Committees.....	0
House concurrent resolutions on Senate Calendar.....	0
TOTAL.....	0

**HOUSE RESOLUTIONS**

House resolutions introduced in 2021 Special session.....	2
House resolutions adopted.....	2
House resolutions killed.....	0
House resolutions dying in committee.....	0
House resolutions dying on Calendar.....	0
TOTAL.....	2

## **COMMUNICATIONS FROM STATE OFFICERS**

From the office of Governor Laura Kelly:

Proclamation calling the Legislature into Special Session pursuant to Constitutional obligation after receiving a petition signed by the required two-thirds of the members of the House of Representatives and Senate requesting such Special Session., p. 3

Message from the Governor regarding the 2021 special session, p.7



## AUTHOR INDEX

This index includes all legislation sponsored by members and committees during the 2021 Special Session..

### **Barker, John**

HB 2001 Requiring employers who impose COVID-19 vaccine requirements to allow medical and religious exemptions, providing for waiver requests and authorizing a complaint and investigation process with the secretary of labor for violations related to exemptions, enforcement actions by the attorney general and civil penalties to be imposed by a court for such violations.

### **Gartner, Jim**

HB 2002 Exempting sales of food and food ingredients from the state sales and use taxes and providing for the levying of taxes by cities and counties, providing for an exemption from sales and use taxes for sales of farm products sold at farmers' markets, and discontinuing the nonrefundable food sales tax credit.

### **Hawkins, Daniel**

HR 6001 Providing for the organization of the House of Representatives for the 2021 special session.

HR 6002 Providing for the assignment of seats in the House of Representatives for the 2021 special session.

### **Landwehr, Brenda**

HB 2001 Requiring employers who impose COVID-19 vaccine requirements to allow medical and religious exemptions, providing for waiver requests and authorizing a complaint and investigation process with the secretary of labor for violations related to exemptions, enforcement actions by the attorney general and civil penalties to be imposed by a court for such violations.

### **Owens, Stephen**

HB 2001 Requiring employers who impose COVID-19 vaccine requirements to allow medical and religious exemptions, providing for waiver requests and authorizing a complaint and investigation process with the secretary of labor for violations related to exemptions, enforcement actions by the attorney general and civil penalties to be imposed by a court for such violations.

### **Ryckman, Ron**

HR 6001 Providing for the organization of the House of Representatives for the 2021 special session.

HR 6002 Providing for the assignment of seats in the House of Representatives for the 2021 special session.

### **Sawyer, Tom**

HB 2003 Expanding medical assistance eligibility by enacting the KanCare bridge to a healthy Kansas program.

- HR 6001 Providing for the organization of the House of Representatives for the 2021 special session.
- HR 6002 Providing for the assignment of seats in the House of Representatives for the 2021 special session.

**Tarwater, Sean**

- HB 2001 Requiring employers who impose COVID-19 vaccine requirements to allow medical and religious exemptions, providing for waiver requests and authorizing a complaint and investigation process with the secretary of labor for violations related to exemptions, enforcement actions by the attorney general and civil penalties to be imposed by a court for such violations.

# SUBJECT INDEX

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This index includes all legislation sponsored by House and Senate Members, House and Senate Committees, Joint Committees and Special Committees.

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<b>Attorney General</b> .....	24	<b>Funds</b> .....	24
<b>Children and Minors</b> .....	24	<b>Health and Environment, Department of</b> ..	24
<b>Civil Procedure and Civil Actions</b> .....	24	<b>Health and Healthcare</b> .....	24
<b>Corporations and Business Entities</b> .....	24	<b>Health Professions and Practices</b> .....	24
<b>Counties</b> .....	24	<b>Labor and Employment</b> .....	24
<b>COVID-19</b> .....	24	<b>Legislature</b> .....	24
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<b>Discrimination</b> .....	24	<b>Public Officers and Employees</b> .....	24
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For page numbers see “Title and History of Bills” in House and Senate Journal Books  
(Bill numbers printed in **bold** type are enacted bills.)

**Adult Care Homes**

S 2 Residents, Right to in-person visitation

**Attorney General**

**H 2001** Actions, Employer COVID-19 vaccine requirement exemptions, violations of  
 S 1 Actions, Employer COVID-19 vaccine requirement exemptions, violations of

**Children and Minors**

S 2 Child care facilities, Immunizations  
 S 2 Children in need of care, Vaccination status

**Civil Procedure and Civil Actions**

**H 2001** Actions and proceedings, Employer COVID-19 vaccine requirement exemptions, violations of  
 S 1 Actions and proceedings, Employer COVID-19 vaccine requirement exemptions, violations of

**Corporations and Business Entities**

S 2 Vaccination status, prohibiting discrimination against

**Counties**

S 2 County health officers, Isolation or quarantine recommendations

**COVID-19**

**H 2001** Labor and employment, Employers, Vaccine requirements, exemptions for  
 S 1 Labor and employment, Employers, Vaccine requirements, exemptions for  
**H 2001** Labor and employment, Employment security benefits, Vaccine requirements, refusal to comply  
 S 1 Labor and employment, Employment security benefits, Vaccine requirements, refusal to comply

**Crimes, Punishment and Criminal Procedure**

S 2 Crimes against persons, Exposing another to a life-threatening communicable disease  
 S 2 Crimes outside the criminal code, Violations related to vaccination status

**Discrimination**

S 2 Vaccination status

**Emergencies and Disasters**

S 2 Limitations, Curfews  
 S 2 Limitations, Face masks  
 S 2 Limitations, Stay-at-home orders

**Family Law**

S 2 Legal custody, residency and parenting time, Vaccination status

**Funds**

**H 2001** Crediting to, Employment security fund  
 S 1 Crediting to, Employment security fund

**Health and Environment, Department of**

H 2003 Medicaid, Eligibility expansion  
 S 2 Secretary, Childhood immunizations, requirement of  
 S 2 Secretary, Isolation or quarantine recommendations

**Health and Healthcare**

S 2 Hospitals and healthcare-related facilities, Right to in-person visitation  
 H 2003 Medicaid, Eligibility expansion  
 S 2 Prescription drugs, Off-label use  
 S 2 Vaccination status, prohibiting discrimination against

**Health Professions and Practices**

S 2 Physicians, Off-label medications, prescription of

**Labor and Employment**

**H 2001** Employer COVID-19 vaccine requirements, exemptions for  
 S 1 Employer COVID-19 vaccine requirements, exemptions for  
**H 2001** Employment security benefits, Employer COVID-19 vaccination requirements, refusal to comply  
 S 1 Employment security benefits, Employer COVID-19 vaccination requirements, refusal to comply  
**H 2001** Secretary of labor, COVID-19 vaccine requirement exemptions, violations of  
 S 1 Secretary of labor, COVID-19 vaccine requirement exemptions, violations of  
 S 2 Unlawful employment practices, Vaccination status

**Legislature**

HR 6001 House of representatives, Organization, 2021 special session  
 HR 6002 House of representatives, Seat assignments, 2021 special session  
 SR 1701 Senate, Organization, 2021 special session  
 SCR 1602 Sessions, Adjournment, 2021 special session  
 SCR 1601 Sessions, Organization of legislature, governor informed

**Pharmacists and Pharmacy**

S 2 Off-label medications, prescription of

**Public Officers and Employees**

S 2 Limitations, Curfews  
 S 2 Limitations, Face masks  
 S 2 Limitations, Stay-at-home orders

**Resolutions**

HR 6001 Legislature, House of representatives, Organization, 2021 special session  
 HR 6002 Legislature, House of representatives, Seat assignments, 2021 special session  
 SCR 1701 Legislature, Senate, Organization, 2021 special session  
 SCR 1602 Legislature, Sessions, Adjournment, 2021 special session  
 SCR 1601 Legislature, Sessions, Organization of legislature, governor informed

**Schools**

S 2 Student health, Immunizations

**Taxation**

H 2002 Income tax, Credits, Food purchases, sunset of  
 H 2002 Sales and use tax, City and county retailers' sales tax, Food  
 H 2002 Sales and use tax, Exemptions, Farm products sold at farmers' markets  
 H 2002 Sales and use tax, Exemptions, Food, state rate