

# Journal of the House

## SECOND DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, January 12, 2021, 11:00 a.m.

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

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

**HB 2048**, AN ACT concerning the governmental response to the COVID-19 pandemic in Kansas; providing certain relief related to health, welfare, property and economic security during this public health emergency; relating to the state of disaster emergency; powers of the governor and executive officers; providing certain limitations and restrictions; authorizing the temporary sale of alcoholic liquor for consumption off of certain licensed premises; relating to changes in eligibility for benefits under the employment security law in response to the COVID-19 public health emergency; authorizing the expanded use of telemedicine in response to the COVID-19 public health emergency and imposing requirements related thereto; suspending certain requirements related to medical care facilities and expiring such provisions; providing for temporary suspension of certain healthcare professional licensing and practice requirements; delegation and supervision requirements; conditions of licensure and renewal and reinstatement of licensure; relating to limitations on business liability associated with the COVID-19 public health emergency; amending K.S.A. 2019 Supp. 48-925, as amended by section 34 of chapter 1 of the 2020 Special Session Laws of Kansas and 48-925, as amended by section 34 of chapter 1 of the 2020 Special Session Laws of Kansas, as amended by section 5 of this act, and K.S.A. 2020 Supp. 41-2653, 44-705, 48-924, 48-924b, 48-925a, 48-963, 48-965, 48-966 and 60-5504 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2049**, AN ACT concerning the legislative division of post audit; relating to audits; prohibiting a public agency from charging a fee under the open records act for records requested therefor; amending K.S.A. 2020 Supp. 45-219 and repealing the existing section, by Committee on Legislative Post Audit Committee.

**HB 2050**, AN ACT concerning the legislative division of post audit; removing the requirement to submit certain documents thereto; amending K.S.A. 22-4514a, 75-3728c, 76-721 and 79-3233b and repealing the existing sections, by Committee on Legislative Post Audit Committee.

HOUSE CONCURRENT RESOLUTION No. **HCR 5003**—  
By Committee on Federal and State AffairsHouse

**HCR 5003**—A PROPOSITION to amend the bill of rights of the constitution of the state of Kansas by adding a new section thereto stating that there is no constitutional right to abortion, and reserving to the people the ability to regulate abortion through the elected members of the legislature of the state of Kansas.

WHEREAS, This proposition to amend the bill of rights of the constitution of the state of Kansas shall be known and may be cited as the Value Them Both Amendment.

Now, therefore:

*Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:*

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: The bill of rights of the constitution of the state of Kansas is hereby amended by adding a new section to read as follows:

"§ 22. **Regulation of abortion.** Because Kansans value both women and children, the constitution of the state of Kansas does not require government funding of abortion and does not create or secure a right to abortion. To the extent permitted by the constitution of the United States, the people, through their elected state representatives and state senators, may pass laws regarding abortion, including, but not limited to, laws that account for circumstances of pregnancy resulting from rape or incest, or circumstances of necessity to save the life of the mother."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

*"Explanatory statement.* The Value Them Both Amendment would affirm there is no Kansas constitutional right to abortion or to require the government funding of abortion, and would reserve to the people of Kansas, through their elected state legislators, the right to pass laws to regulate abortion, including, but not limited to, in circumstances of pregnancy resulting from rape or incest, or when necessary to save the life of the mother.

"A vote for the Value Them Both Amendment would affirm there is no Kansas constitutional right to abortion or to require the government funding of abortion, and would reserve to the people of Kansas, through their elected state legislators, the right to pass laws to regulate abortion.

"A vote against the Value Them Both Amendment would make no changes to the constitution of the state of Kansas, and could restrict the people, through their elected state legislators, from regulating abortion by leaving in place the recently recognized right to

abortion."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at a special election which is hereby called on August 2, 2022, pursuant to section 1 of article 14 of the constitution of the state of Kansas, to be held in conjunction with the primary election held on such date.

### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolutions were referred to committees as indicated:

Agriculture: **HB 2025, HB 2032.**

Appropriations: **HB 2021, HB 2022, HB 2043, HB 2046.**

Children and Seniors: **HB 2004.**

Commerce, Labor and Economic Development: **HB 2016, HB 2017, HB 2018, HB 2033, HB 2040, HB 2041, HB 2045.**

Corrections and Juvenile Justice: **HB 2001, HB 2008, HB 2010, HB 2026, HB 2027, HB 2028, HB 2029, HB 2030, HB 2031.**

Education: **HB 2037, HB 2038, HB 2039.**

Elections: **HB 2002, HB 2011, HB 2012, HB 2036.**

Federal and State Affairs: **HB 2006, HB 2047.**

Insurance and Pensions: **HB 2042, HB 2044.**

Judiciary: **HB 2009, HB 2013, HB 2024.**

Local Government: **HB 2034, HB 2035.**

Rules and Journal: **HCR 5001, HCR 5002, HR 6004, HR 6005, HR 6006.**

Taxation: **HB 2003, HB 2023.**

Transportation: **HB 2007, HB 2014, HB 2015, HB 2019.**

Veterans and Military: **HB 2020.**

Water: **HB 2005.**

### STANDING COMMITTEES OF THE HOUSE LEGISLATIVE SESSION 2021

**Agriculture:** Rahjes, *Chairperson*; E.Smith, *Vice Chairperson*; Carlson, Fairchild, Jacobs, Minnix, Moser, Murphy, Newland, Orr, Seiwert, Thompson  
Carlin, *Ranking Minority Member*; Featherston, Haswood, Probst, Xu

**Agriculture and Natural Resources Budget:** Corbet, *Chairperson*; Newland, *Vice Chairperson*; Baker, Garber, Howard, Lee-Hahn  
Carlin, *Ranking Minority Member*; Alcalá, Gartner

**Appropriations:** Waymaster, *Chairperson*; Hoffman, *Vice Chairperson*; W. Carpenter, Concannon, Corbet, Estes, Francis, Humphries, S. Johnson, Landwehr, Owens, Proehl, Rahjes, Sutton, Tarwater, Williams

Wolfe Moore, *Ranking Minority Member*; Alcalá, Ballard, Burroughs, Carlin, Helgerson, Parker

**Calendar and Printing:** Hawkins, *Chairperson*; Ryckman, *Vice Chairperson*; Finch, Mason

Woodard, *Ranking Minority Member*; Xu

**Children and Seniors:** Concannon, *Chairperson*; Esau, *Vice Chairperson*; Helmer, T. Johnson, Moser, Penn, C. Smith, Thompson, Waggoner

Ousley, *Ranking Minority Member*; Hoye, Neighbor, Vaughn

**Commerce, Labor and Economic Development:** Tarwater, *Chairperson*; Long, *Vice Chairperson*; Anderson, Averkamp, Borjon, W. Carpenter, Croft, Dodson, Highland, Hoffman, S. Johnson, Kessler, Mason, Ralph, Sutton, Williams

Clayton, *Ranking Minority Member*; Burroughs, Curtis, Miller, Probst, L. Ruiz, Xu

**Corrections and Juvenile Justice:** Jennings, *Chairperson*; Owens, *Vice Chairperson*; B. Carpenter, French, Patton, Poetter, Resman, E. Smith, Wheeler

Highberger, *Ranking Minority Member*; Carmichael, Day, Kuether

**Education:** Huebert, *Chairperson*; Thomas, *Vice Chairperson*; Bergkamp, Clark, Collins, Donohoe, Estes, Murphy, Orr, Samsel, Sanders, Schreiber

Stogsdill, *Ranking Minority Member*; Byers, Featherston, Poskin, Wolfe Moore

**Elections:** B. Carpenter, *Chairperson*; Bergquist, *Vice Chairperson*; Borjon, Collins, Dodson, Lee-Hahn, Proctor, C. Smith, Toplikar

Miller, *Ranking Minority Member*; Bishop, Neighbor, Parker

**Energy, Utilities and Telecommunications:** Seiwert, *Chairperson*; Schreiber, *Vice Chairperson*; Anderson, Bergquist, Borjon, Delperdang, Esau, Kessler, Mason, Samsel, C. Smith, Turner

Kuether, *Ranking Minority Member*; Carmichael, Gartner, Neighbor, Ohaebosim

**Federal and State Affairs:** Barker, *Chairperson*; Arnberger, *Vice Chairperson*; Averkamp, Burris, B. Carpenter, Eplee, Garber, Houser, Howe, Jacobs, Moser, Penn, Poetter, Resman, E. Smith, Waggoner

L. Ruiz, *Ranking Minority Member*; Clayton, Henderson, Highberger, Hoye, Miller, Woodard

**Financial Institutions and Rural Development:** Kelly, *Chairperson*; Hoheisel, *Vice Chairperson*; Anderson, Baker, Bergkamp, Donohoe, Kessler, Lynn, Neelly, Samsel, Toplikar, Wasinger

Xu, *Ranking Minority Member*; Day, Finney, Poskin, Weigel

**General Government Budget:** Sutton, *Chairperson*; Waggoner, *Vice Chairperson*; Anderson, Arnberger, Clark, French

Amyx, *Ranking Minority Member*; Burroughs, Wolfe Moore

**Health and Human Services:** Landwehr, *Chairperson*; Eplee, *Vice Chairperson*; Arnberger, Barker, Bergquist, Blex, Carlson, Ellis, Kelly, Lynn, A. Smith Turner

Parker, *Ranking Minority Member*; Bishop, Haswood, Henderson, S. Ruiz

**Higher Education Budget:** Humphries, *Chairperson*; Wasinger, *Vice Chairperson*; Burris, Fairchild, Rahjes, Rhiley  
Woodard, *Ranking Minority Member*; Amyx, Winn

**Insurance and Pensions:** S. Johnson, *Chairperson*; Croft, *Vice Chairperson*; Bergquist, Borjon, Collins, Dodson, Garber, Howe, Proctor, Rhiley, C. Smith, Toplikar  
Neighbor, *Ranking Minority Member*; Bishop, Finney, Miller, Parker

**Interstate Cooperation:** Ryckman, *Chairperson*; Finch, *Vice Chairperson*; B. Carpenter, Hawkins, Mason  
Winn, *Ranking Minority Member*; Ballard

**Judiciary:** Patton, *Chairperson*; Ralph, *Vice Chairperson*; Burris, Hoheisel, Humphries, Jennings, Long, Neelly, Owens, Samsel, Schreiber, Wheeler  
Carmichael, *Ranking Minority Member*; Curtis, Highberger, Kuether, Ohaebosim

**K-12 Education Budget:** Williams, *Chairperson*; Hoffman, *Vice Chairperson*; Estes, Huebert, T. Johnson, Landwehr, Penn, Tarwater, Thomas  
Winn, *Ranking Minority Member*; Byers, Hoye, Ousley, Sawyer

**House Legislative Budget:** Waymaster, *Chairperson*; Hoffman, *Vice Chairperson*; Finch, Hawkins, Ryckman  
Wolfe Moore, *Ranking Minority Member*; Alcala, Helgerson

**Local Government:** Thompson, *Chairperson*; Blex, *Vice Chairperson*; Collins, Helmer, Howard, Lee-Hahn, Long, Sanders, Wheeler  
Curtis, *Ranking Minority Member*; Amyx, Featherston, Ousley

**Redistricting:** Croft, *Chairperson*; Ralph, *Vice Chairperson*; Barker, Esau, Hoffman, Hoheisel, Huebert, Kelly, Landwehr, Patton, A. Smith Sutton  
Burroughs, *Ranking Minority Member*; Ballard, Clayton, Miller, Probst

**Rules and Journal:** Patton, *Chairperson*; Highland, Humphries, Ralph, A. Smith  
Highberger, *Vice Chairperson*; Clayton

**Social Services Budget:** W. Carpenter, *Chairperson*; Lynn, *Vice Chairperson*; Concannon, Donohoe, Helmer, Howard  
Ballard, *Ranking Minority Member*; S. Ruiz, Vaughn

**Taxation:** A. Smith *Chairperson*; Mason, *Vice Chairperson*; Averkamp, Baker, Bergkamp, Blex, Corbet, Eplee, Highland, Kelly, Kessler, Poetter, Proehl, Sanders, Turner, Wasinger  
Gartner, *Ranking Minority Member*; Alcala, Clayton, Day, Helgerson, Stogsdill, Woodard

**Transportation:** Proehl, *Chairperson*; Delperdang, *Vice Chairperson*; Francis, Hoheisel, Houser, Howe, Jacobs, Minnix, Neelly, Proctor, Seiwert, Toplikar  
Helgerson, *Ranking Minority Member*; Ballard, Ohaebosim, Victors, Weigel

**Transportation and Public Safety Budget:** Francis, *Chairperson*; Resman, *Vice Chairperson*; Delperdang, Ellis, Esau, Houser Weigel, *Ranking Minority Member*; Poskin, *Victors*

**Veterans and Military:** Clark, *Chairperson*; Ellis, *Vice Chairperson*; Collins, Dodson, French, Howard, T. Johnson, Neelly, Proctor S. Ruiz, *Ranking Minority Member*; Poskin, *Victors*, Weigel

**Water:** Highland, *Chairperson*; Orr, *Vice Chairperson*; Carlson, Croft, Fairchild, Jennings, Minnix, Murphy, Newland, Rhiley, A. Smith Thomas Bishop, *Ranking Minority Member*; Byers, Haswood, Stogsdill, Vaughn

On motion of Rep. Hawkins the House adjourned pro forma until 11:00 a.m. on Wednesday, January 13, 2021.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

