

Journal of the Senate

THIRTY-NINTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Wednesday, March 8, 2023, 2:30 p.m.

The Senate was called to order by Vice President Rick Wilborn.
The roll was called with 40 senators present.
Invocation by Senator Rick Kloos.
The Pledge of Allegiance was led by Vice President Wilborn.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 302, AN ACT concerning financial institutions; relating to the technology-enabled fiduciary financial institutions act; suspending technology-enabled fiduciary financial institutions from engaging in fidfin transactions, custodial services and trust business until the legislature consents to and approves the engaging in such activities by an act of the legislature; requiring the legislature to conduct a forensic audit of certain technology-enabled fiduciary financial institution activities; prescribing the scope of such audit, by Committee on Federal and State Affairs.

SB 303, AN ACT concerning legal tender; establishing the Kansas legal tender act; reaffirmation of gold and silver coin as legal tender; providing an income taxation subtraction modification for gains from the sale of specie; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Federal and State Affairs.

SB 304, AN ACT concerning school districts; authorizing the state board of education to establish new school districts for purposes of attachment of territory of a disorganized school district; providing for administrative and judicial review of resolutions to permanently close a school building; amending K.S.A. 72-635 and 72-1431 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 305, AN ACT concerning health professions and practices; enacting the massage therapist licensure act; providing for regulation and licensing of massage therapists; prescribing powers, duties and functions of the state board of healing arts, by Committee on Federal and State Affairs.

SB 306, AN ACT concerning income taxation; relating to Kansas adjusted gross income; providing an addition modification for losses from any investment in a technology-enabled fiduciary financial institution; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Assessment and Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Assessment and Taxation: **SB 299, SB 300.**

Federal and State Affairs: **SB 296.**

Judiciary: **SB 298.**

Public Health and Welfare: **SB 297.**

Transparency and Ethics: **SB 301.**

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Reddi, Bowers, Corson, Dietrich, Doll, Erickson, Faust-Goudeau, Francisco, Haley, Holland, Holscher, Kloos, Longbine, Masterson, McGinn, Petersen, Pettey, Pittman, Shallenburger, Sykes, Ware and Wilborn introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1713—

A RESOLUTION recognizing March 8, 2023, as International Women's Day.

WHEREAS, International Women's Day was first celebrated in Austria, Denmark, Germany and Switzerland in 1911; and

WHEREAS, More than one million people attended rallies campaigning for a woman's right to work, vote and hold public office, as well as calling for an end to gender discrimination; and

WHEREAS, In 1977, the United Nations General Assembly adopted a resolution calling on member states to proclaim a day for women's rights and international peace; and

WHEREAS, Following the United Nation's lead, each year, the President of the United States issues two proclamations. The first proclamation calls on all citizens to observe March as National Women's History Month, and the second celebrates International Women's Day on March 8th; and

WHEREAS, The United States continues to witness the rise of powerful movements that highlight places where women's rights and freedoms still fall short; and

WHEREAS, Advancing the rights, opportunities and full participation of women and girls in cultural, economic, political and social pursuits is the great unfinished business of the 21st century; and

WHEREAS, International Women's Day is an opportunity to celebrate the collective power of women and their achievements, as well as recognize the challenges women still face; and

WHEREAS, International Women's Day focuses the world's attention on women's rights and gender equality and inspires everyone to do their part to bring about positive change: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we recognize March 8, 2023, as International Women's Day; and

Be it further resolved: That the Secretary of the Senate shall send an enrolled copy of this resolution to Senator Reddi.

On emergency motion of Senator Reddi **SR 1713** was adopted by voice vote.

Senator Reddi shared the following comments regarding the resolution:

It's International Women's Day and I wanted to take a moment to acknowledge all of you and reflect on our journey. Before you were senators, before you found your careers or before you even dreamed of what you are today, someone in your ancestry, heritage, made an extraordinarily difficult decision to move to the United States. That decision placed you here today. While some were brought here against their will, many also came here because of their strong will. They wanted to provide a better life for their children. Whether your lineage is from Germany, Sweden, England, Russia, or other countries in Europe, Africa or Asia you are here because of them. They made their monumental journey with little money and few if any tangible items. Most didn't speak English, most were doing hard labor, and women carried a heavy load. Women did their part to hold families together and make sure everyone was taken care of without any support from extended families. They were leaders in their own right though they may not have been recognized for it and they often made personal sacrifices as necessary. My parents decided to come to the United States in 1973 when I was 8 years old. I'm an immigrant and a naturalized citizen. So, when people ask "where you are from?" I say Manhattan and then I say India. My daughter, Santhi got married last year in Indiana to wonderful young man. We were shopping for wedding dresses and a lady was assisting us. I was watching, advising, and writing down thoughts about each dress. In the hustle and bustle of trying on dresses she asked Santhi, where are you from? Santhi said "Kansas." I paused for a moment. Yes, she is from Kansas period and so are my sons. When asked where they are from, they respond with "Kansas." I think in two or three generations my great grandkids will probably say they're 5% Indian or something like that and fill in the other percentages with other nationalities if they acknowledge it at all. Tonight, in Manhattan we have an event with four women panelists for International Women's Day representing Ukraine, Afghanistan, Mexico and Morocco. Three of them have been in America less than two years and they will share their stories. I have spoken with them and one thing is very clear, they are grateful to be in the United States. They understand the challenges, but it's nothing compared to what they were facing in their own countries where they are not allowed to vote, get an education, leave their house without a male escort, or get a job. They lack many freedoms that we take for granted. These women have made tremendous sacrifices so their children will a better life than they did. I say all this to acknowledge International Women's Day and recognize that we intentionally choose the United States to be our home for a reason...for the freedom to think, to be who we want to be, to be innovative, to live our lives the way we may not be able to live them in other countries and to have the freedom to be decision makers. I hope we value the sacrifices made by our mothers, grandmothers and great-grandmothers. I am sure they never envisioned you in the seats you hold today. I know they would be proud of you. Let's recognize them and celebrate International Women's Day with pride and gratitude!

On motion of Senator Alley, the Senate recessed until the sound of the gavel.

The Senate met pursuant to recess with Vice President Wilborn in the chair.

COMMITTEE OF THE WHOLE

On motion of Senator Alley, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Peck in the chair.

On motion of Senator Peck the following report was adopted:

SB 244; HB 2238 be passed.

A motion by Senator Doll to amend **HB 2238** failed and the following amendment was rejected; on page 1, in line 25, by striking "elementary or"; in line 28, by striking "kindergarten" and inserting "seven"

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 11; Nays 24; Present and Passing 4; Absent or Not Voting 1.

Yeas: Bowers, Dietrich, Doll, Faust-Goudeau, Francisco, Haley, Holscher, McGinn, Pettey, Pittman, Ware.

Nays: Alley, Baumgardner, Billinger, Blasi, Claeys, Erickson, Fagg, Gossage, Kerschen, Kloos, Masterson, O'Shea, Olson, Peck, Petersen, Pyle, Ryckman, Shallenburger, Steffen, Straub, Thompson, Tyson, Warren, Wilborn.

Present and Passing: Corson, Holland, Reddi, Sykes.

Absent or Not Voting: Longbine.

SB 53 be amended by the adoption of the committee amendments, and the bill be passed as amended.

MESSAGE FROM THE HOUSE

Announcing passage of **Sub HB 2077; HB 2083, HB 2144, HB 2344.**

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2077; HB 2083, HB 2144, HB 2344 were thereupon introduced and read by title.

CHANGE OF REFERENCE

An objection having been made to **HB 2184, HB 2191** appearing on the Consent Calendar, the Vice President directed the bills be removed and placed on the calendar under the heading of General Orders.

Under the authority of the President, the Vice President withdrew **HB 2160** from the Committee on **Agriculture and Natural Resources** and referred the bill to the Committee on **Transportation**.

REPORTS OF STANDING COMMITTEES

Committee on **Assessment and Taxation** recommends **SB 127** be passed.

Also, **SB 55** be amended by substituting with a new bill to be designated as "Substitute for SENATE BILL NO. 55," as follows:

"Substitute for SENATE BILL NO. 55

By Committee on Assessment and Taxation

"AN ACT concerning property taxation; relating to exemptions; expanding and clarifying the exemption for Strother field airport property; amending K.S.A. 79-201r and repealing the existing section.";

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And the substitute bill be passed.

On motion of Senator Alley, the Senate adjourned until 2:30 p.m., Thursday, March 9, 2023.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

