

Journal of the Senate

FIFTY-SIXTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, April 3, 2023, 10:00 a.m.

The Senate was called to order by Vice President Rick Wilborn.

The roll was called with 38 senators present.

Senators O'Shea and Pyle were excused.

Invocation by Cecil T. Washington:

Running To Win
1 Corinthians 9:27, Galatians 5:7

Heavenly Father, You used the Apostle Paul to encourage those familiar with the Isthmian Olympic Games to prioritize their efforts in the same way that they would see athletes preparing themselves to make a winning run out on that track. When it comes to making an excellent run in life, You inspired Paul to use himself as an example. He said in 1 Corinthians 9:27, "I discipline my body like an athlete, training it to do what it should. Otherwise, I fear that after preaching to others I myself might be disqualified." Lord, not only were those words good for those in Corinth, but You've given them for us to hear as well.

We're running the race of life that determines the quality of our performance down here and the crown we will win in eternity. In Galatians 5:7, Your word refers to the track we're running on as the track of Truth. By Your Holy Spirit, Lord, help us to not deviate from the Truth or from moral uprightness. The race we're running is first to serve You, then our loved ones and the people You select. In our spirit then, that God conscious part of us, give us a warning signal to let us know when we begin to stray. As our Divine Coach, keep us on track to avoid disqualification. In Your Eyes we want to be winners of Life's Crown.

In Jesus' Name, I pray Amen!

The Pledge of Allegiance was led by Vice President Wilborn.

MESSAGES FROM THE GOVERNOR

SB 24 approved on March 31, 2023

Enclosed herewith is Executive Directive No. 23-568 for your information. (March 30, 2023)

MESSAGE FROM THE HOUSE

Announcing passage of **HB 2036, HB 2132, HB 2140, HB 2179, HB 2194, HB 2254, HB 2275, HB 2317, HB 2416.**

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HB 2036, HB 2132, HB 2140, HB 2179, HB 2194, HB 2254, HB 2275, HB 2317, HB 2416 were thereupon introduced and read by title.

ORIGINAL MOTION

On motion of Senator Warren, the Senate acceded to the request of the House for a conference on **S Sub for HB 2010**.

The Vice President appointed Senators Warren, Wilborn and Corson as conferees on the part of the Senate.

On motion of Senator Petersen, the Senate acceded to the request of the House for a conference on **HB 2014**.

The Vice President appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

On motion of Senator Petersen, the Senate acceded to the request of the House for a conference on **HB 2019**.

The Vice President appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

On motion of Senator Kerschen, the Senate acceded to the request of the House for a conference on **HB 2039**.

The Vice President appointed Senators Kerschen, Ryckman and Ware as conferees on the part of the Senate.

On motion of Senator Thompson, the Senate acceded to the request of the House for a conference on **HB 2059**.

The Vice President appointed Senators Thompson, Kloos and Faust Goudeau as conferees on the part of the Senate.

On motion of Senator Gossage, the Senate acceded to the request of the House for a conference on **HB 2125**.

The Vice President appointed Senators Gossage, Erickson and Pettey as conferees on the part of the Senate.

On motion of Senator Erickson, the Senate acceded to the request of the House for a conference on **HB 2173**.

The Vice President appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

On motion of Senator Longbine, the Senate acceded to the request of the House for a conference on **HB 2196**.

The Vice President appointed Senators Longbine, Fagg and Pittman as conferees on the part of the Senate.

On motion of Senator Erickson, the Senate acceded to the request of the House for a conference on **HB 2234**.

The Vice President appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

On motion of Senator Baumgardner, the Senate acceded to the request of the House for a conference on **HB 2236**.

The Vice President appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

On motion of Senator Longbine, the Senate acceded to the request of the House for a conference on **HB 2284**.

The Vice President appointed Senators Longbine, Fagg and Holscher as conferees on the part of the Senate.

On motion of Senator Erickson, the Senate acceded to the request of the House for a conference on **HB 2292**.

The Vice President appointed Senators Erickson, Dietrich and Holland as conferees on the part of the Senate.

On motion of Senator Baumgardner, the Senate acceded to the request of the House for a conference on **HB 2322**.

The Vice President appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

On motion of Senator Petersen, the Senate acceded to the request of the House for a conference on **HB 2335**.

The Vice President appointed Senators Petersen, Kloos and Corson as conferees on the part of the Senate.

On motion of Senator Baumgardner, the Senate acceded to the request of the House for a conference on **HB 2375**.

The Vice President appointed Senators Baumgardner, Erickson and Sykes as conferees on the part of the Senate.

CONSIDERATION OF MOTIONS TO CONCUR AND NONCONCUR

On motion of Senator Tyson the Senate nonconcurred in the House amendments to **SB 8** and requested a conference committee be appointed.

The Vice President appointed Senators Tyson, Peck and Holland as a conference committee on the part of the Senate.

On motion of Senator Longbine the Senate nonconcurred in the House amendments to **SB 25** and requested a conference committee be appointed.

The Vice President appointed Senators Longbine, Fagg and Holscher as a conference committee on the part of the Senate.

On motion of Senator Billinger the Senate nonconcurred in the House amendments to **H Sub SB 42** and requested a conference committee be appointed.

The Vice President appointed Senators Billinger, Claeys and Pettey as a conference committee on the part of the Senate.

On motion of Senator Warren the Senate nonconcurred in the House amendments to **H Sub SB 73** and requested a conference committee be appointed.

The Vice President appointed Senators Warren, Wilborn and Corson as a conference committee on the part of the Senate.

On motion of Senator Baumgardner the Senate nonconcurred in the House amendments to **H Sub SB 113** and requested a conference committee be appointed.

The Vice President appointed Senators Baumgardner, Erickson and Sykes as a conference committee on the part of the Senate.

On motion of Senator Thompson the Senate nonconcurred in the House amendments to **H Sub SB 116** and requested a conference committee be appointed.

The Vice President appointed Senators Thompson, Kloos and Faust Goudeau as a conference committee on the part of the Senate.

On motion of Senator Tyson the Senate nonconcurred in the House amendments to **H Sub SB 169** and requested a conference committee be appointed.

The Vice President appointed Senators Tyson, Peck and Holland as a conference committee on the part of the Senate.

On motion of Senator Warren the Senate nonconcurred in the House amendments to **SB 174** and requested a conference committee be appointed.

The Vice President appointed Senators Warren, Wilborn and Corson as a conference committee on the part of the Senate.

On motion of Senator Thompson the Senate nonconcurred in the House amendments to **SB 209** and requested a conference committee be appointed.

The Vice President appointed Senators Thompson, Kloos and Faust Goudeau as a conference committee on the part of the Senate.

On motion of Senator Thompson the Senate nonconcurred in the House amendments to **SB 221** and requested a conference committee be appointed.

The Vice President appointed Senators Thompson, Kloos and Faust Goudeau as a conference committee on the part of the Senate.

On motion of Senator Warren the Senate nonconcurred in the House amendments to **H Sub SB 244** and requested a conference committee be appointed.

The Vice President appointed Senators Warren, Wilborn and Corson as a conference committee on the part of the Senate.

On motion of Senator Alley, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

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

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senator Reddi introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1720—

A RESOLUTION recognizing the contributions of
Kansas Rotarians to our citizens and communities.

WHEREAS, It has been proven that people of all ages lead happier, healthier and more purposeful lives when they volunteer their time and talents; and

WHEREAS, Americans, and especially Kansans, are noted for their strong community spirit and willingness to help their neighbors; and

WHEREAS, Rotary International was founded in 1905 with the motto "Service Above Self" to harness, organize and promote volunteerism, friendship and community improvement; and

WHEREAS, There are now 1.4 million Rotarians in almost every country around the world, devoting 47 million hours of service worth over \$850 million per year; and

WHEREAS, Rotarians dedicate themselves to promoting peace, fighting disease, helping disadvantaged mothers and children, supporting education, growing local economies, protecting the environment, ending polio and providing clean water, sanitation and hygiene; and

WHEREAS, In Kansas, there are 155 Rotary Clubs with over 4,000 members

contributing immeasurable hours of service and funds to our neighbors, communities and citizens around the world; and

WHEREAS, Kansas Rotarians spend their volunteer hours fighting human trafficking across Kansas; cleaning our parks, streams and roadways; repairing homes for veterans, the elderly and the disabled; resettling refugees; helping mothers and families nurture and safely raise their children; mentoring students; awarding scholarships; providing water filters, shelter-boxes and hygiene supplies to victims of poverty, war and disaster; stocking food banks; feeding the hungry; hosting foreign exchange students and supporting community events and beautification efforts; and

WHEREAS, Rotary clubs are continuously seeking new members to help them expand their initiatives. If an individual is interested, Rotarians welcome and invite them to find their local Rotary club or visit with a Rotarian: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we recognize Rotarians across Kansas for their invaluable contributions and all that they have done to make our communities and state thrive and be a better place to work and live; 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 1720** was adopted by voice vote.

MESSAGE FROM THE HOUSE

The House announces the appointment of Representatives Waymaster, Hoffman and Helgerson to replace Representatives Hoffman, Rhiley and Amyx as conferees on **HB 2184**.

The House announces the appointment of Representative Laura Williams, to Replace Representative Clifford as a conferee on **SB 44**.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2020** 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.

MIKE PETERSEN

RICK KLOOS

ETHAN CORSON

Conferees on part of Senate

SHNNON FRANCIS

LANCE NEELLY

BARBARA BALLARD

Conferees on part of House

On motion of Senator Petersen the Senate adopted the conference committee report on **HB 2020**, and requested a new conference be appointed.

The Vice President appointed Senators Petersen, Kloos and Corson as a second Conference Committee on the part of the Senate on **HB 2020**.

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.

STANDING COMMITTEE REPORTS

The Committee on **Federal and State Affairs** recommends **HB 2058** be amended by substituting with a new bill to be designated as "Senate Substitute for HOUSE BILL NO. 2058," as follows:

"Senate Substitute for HOUSE BILL NO. 2058

By Committee on Federal and State Affairs

"AN ACT concerning gaming; relating to sports wagering; authorizing any compact with a federally recognized Indian tribe to include provisions governing sports wagering outside the boundaries of Indian lands; crediting tax revenue generated by wagers on historical horse races to the horse breeding development fund and the horse fair racing benefit fund; amending K.S.A. 2022 Supp. 46-2305 and 74-8823 and repealing the existing sections.";

And the substitute bill be passed.

REPORT ON ENROLLED BILLS

SB 3, SB 114, SB 120 reported correctly enrolled, properly signed and presented to the Governor on April 3, 2023.

On motion of Senator Thompson, the Senate adjourned until 10:00 a.m., Tuesday, April 4, 2023.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

