

## MINUTES OF THE SENATE JUDICIARY COMMITTEE

The meeting was called to order by Chairperson Jeff King at 10:45am on Monday, February 23, 2015, 346-S of the Capitol.

All members were present

Committee staff present:

Lauren Douglass, Legislative Research Department  
Robert Allison-Gallimore, Legislative Research Department  
Natalie Nelson, Legislative Research Department  
Suzanne Nelson, Kansas Legislative Committee Assistant  
Katherine Goyette, Office of Revisor of Statutes  
Jason Thompson, Office of Revisor of Statutes

Conferees appearing before the Committee:

Melissa Johnson, Child Support Enforcement Services obo Trisha Thomas, Director of Child Support Services, KS Dept. for Children and Families;  
Chris Brown, Private Citizen;  
Ed Klumpp, Legislative Liaison, Associations for Chiefs of Police, Sheriffs, and KS Peace Officers;  
Nathan Eberline, Legal Counsel, KS Association of Counties;  
Senator Mitch Holmes, 33rd District, St. John, KS;  
Lea Taylor, Assistant Secretary for the KS Department on Aging and Disability Services (KDADS);

Others in attendance:

[See Attached List](#)

### **Hearing on: SB195 — Child support; reporting of arrearages to consumer credit reporting agencies; distribution of support payments.**

The Chair opened the hearing on **SB195**. Jason Thompson gave an overview of the bill provisions.

Melissa Johnson, Deputy Director for the Child Support Enforcement program appeared for Trisha Thomas, DCF and gave testimony in support of the bill. ([Attachment 1](#))

Chris Brown appeared in opposition to the bill. He did not have written testimony with him, and was directed by the Chair to submit the written testimony by the end of the day. ([Attachment 2](#))

There being no other testimony submitted at this time and no further questions, comments, or discussion, the hearing on **SB195** closed.

### **Hearing on: SB229 — Prohibiting certain advertising by an attorney who is not regularly admitted to practice law in Kansas.**

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CONTINUATION SHEET

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Chair King opened the hearing on **SB229**. Jason Thompson gave a brief overview.

The Chair directed the committee's attention to the written-only proponent testimony as follows:

- Senator Michael O'Donnell, 25th District, Wichita, KS. ([Attachment 3](#))
- Stacey Lee Champion, KS Citizen ([Attachment 4](#))

The Chair noted that Ms. Champion was unable to be here today, and Senator O'Donnell co-sponsored the bill with Chair King, who made the bill request in committee. The Chair testified briefly in support for the bill and stood for questions from the committee.

There being no other testimony submitted at this time and no further questions, comments, or discussion, the hearing on **SB229** closed.

**Hearing on: SB185 — Sexually violent predators; reimbursement for costs incurred by counties.**

Chairperson King opened the hearing on **SB185**. Jason Thompson gave an overview of the bill and answered questions from the committee.

Ed Klumpp on behalf of Sheriff Frank Denning gave testimony in support of the bill. ([Attachment 5](#))

Nathan Eberline provided proponent testimony. ([Attachment 6](#))

Senator Mitch Holmes also testified in support of **SB185**. ([Attachment 7](#))

Oral opponent testimony was provided by Lea Taylor, who appeared to answer questions regarding the necessity for the bill. ([Attachment 8](#))

There being no other testimony submitted at this time and no further questions, comments, or discussion, the hearing on **SB185** closed.

**Hearing on: SB230 — Increasing the fines for permitting driving in violation of certain restrictions.**

Chairperson King opened the hearing on **SB230**. Jason Thompson gave an overview of the bill's provisions. Mr. Thompson answered questions from the committee.

Senator Mitch Holmes gave testimony in support of the bill. ([Attachment 9](#))

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There being no other testimony submitted at this time and no further questions, comments, or discussion, the hearing on **SB230** closed.

**Possible action on bills previously heard**

Chair King turned the committee's attention to action on **SB133**. The Chair gave a brief reminder on the bill.

The Chair opened the floor for questions, discussion, and motions.

Senator Love presented a balloon amendment which also contains some technical amendments by Jason Thompson. ([Attachment 10](#)) Senator Love and Mr. Thompson answered questions from the committee.

*Senator Love moved his amendment; seconded by Senator McGinn.* There was discussion. Senator Bruce requested that the phrase "at the scene" be be stricken in three specific places, (f)(1)(A)(ii); (f)(1)(B)(iv); and (f)(1)(C)(ii) in the Love amendment. Both the movant, Senator Love, and the seconder, Senator McGinn, approved of this addition to the Love amendment. *The motion carries.*

*Senator Love moved that **SB133, as amended**, be recommended favorably for passage; seconded by Senator Haley; the motion passes.*

The Chair turned attention to action on **SB140**. Jason Thompson gave a brief reminder of provisions of the bill.

The Chair opened the floor for questions, discussion, and motions.

Chair King offered the KBAA balloon amendment which made some minor changes to the bill for clarification and technical purposes. ([Attachment 11](#))

*Senator Pilcher-Cook moved the amendment; seconded by Senator Petersen; the motion passes.*

*Senator Pilcher-Cook moved **SB140, as amended**, be recommended favorably for passage; seconded by Senator Petersen; the motion carries.*

The Chair turned attention to action on **SB183**. Jason Thompson gave a brief reminder of the bill and the DCF balloon amendment. ([Attachment 12](#))

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Chair King opened the floor for questions, discussion, and motions.

The Chair moved the DCF amendment; seconded by Senator Smith; the motion passes.

Senator Pilcher-Cook reminded the committee that the attorney general's office recommended an amendment that removed the attorney general as the authorized contract negotiator, and substituted the judicial districts of the State of Kansas. Chair King then added that the courts had subsequently recommended the Office of Judicial Administration be substituted instead of the judicial districts, and the attorney general did not object to that change. Jason Thompson also added that there are other references to the attorney general that would need to be cleaned up for technical consistency.

Senator Pilcher-Cook moved the amendment including the aforementioned suggested changes and leeway to Jason Thompson on the technical corrections; seconded by Senator Petersen; the motion carried.

Senator Pilcher-Cook moved that **SB183, as amended**, be recommended favorably for passage; seconded by Senator Smith; the motion passes. Senator Haley requested to be recorded as a "No" vote.

The Chair turned attention to action on **SB112**. Jason Thompson reminded the committee about the Wildlife, Parks and Tourism request for a language change to the bill. Additionally, Jason Thompson had one technical change relating to an incorrect statute citation.

The Chair opened the floor for questions, discussion, and motions.

Chair King moved the technical amendment; seconded by Senator Haley; the motion passes.

Senator Haley moved **SB112, as amended**, be recommended favorably for passage; seconded by Senator Lynn; the motion carries.

Chairperson King turned the committee's attention to action on **SB113**. Jason Thompson presented a reminder of the changes and clarifications requested by Wildlife, Parks and Tourism and answered questions from the committee.

Senator Haley moved **SB113** be recommended favorably for passage; seconded by Senator Smith; the motion passes.

The Chair announced that the committee would work more bills tomorrow, beginning with **SB159**. A list will be sent out later today.

CONTINUATION SHEET

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The meeting adjourned at 12:06pm. The next meeting will be Tuesday, February 24, 2015 at 10:30am.