

MINUTES OF THE SENATE JUDICIARY COMMITTEE

The meeting was called to order by Chairperson Jeff King at 10:45am on Tuesday, February 24, 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:

No conferees present

Others in attendance:

[See Attached List](#)

Possible action on bills previously heard

The Chair opened the meeting and turned the committee's attention to action on **SB149**. Jason Thompson gave an overview.

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

*Chair King moved to amend **SB149** by adding the provisions of **SB185** to the end of **SB149**; seconded by Senator Pettey; the motion passes.*

Lea Taylor reported back to the committee with figures requested at the hearing on February 23, 2015, for costs to-date for transporting and housing SPTP patients in county jails awaiting trials and hearings. Expenses are expected to be approximately \$110,000 this fiscal year.

*Senator Pettey moved that **SB149, as amended**, be recommended favorably for passage; seconded by Senator Bruce; the motion carries.*

The Chair turned attention to action on **SB159**. Jason Thompson presented a reminder on the bill.

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

Senator Knox offered an amendment to **SB159**, distributed by Jason Thompson. ([Attachment 1](#)) There was discussion and questions were addressed.

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Senator Knox moved his amendment; seconded by Senator Pilcher-Cook; the motion to amend passed.

Senator Haley moved to amend **SB159** by changing the word "shall" in line 17, to "may"; seconded by Senator Pettey; the motion fails.

Senator Knox moved **SB159, as amended**, be recommended favorably for passage; seconded by Senator Lynn; the motion passes.

The Chair turned attention to action on **SB157**. Jason Thompson provided a reminder.

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

Senator Knox moved that **SB157** be recommended favorably for passage; seconded by Senator Pilcher-Cook; the motion carries.

Chairperson King turned attention to action on **SB219**. Jason Thompson gave a brief reminder of the provisions and changes proposed by DCF. Mr. Thompson distributed the DCF and DCF2 balloon amendments. ([Attachment 2](#))

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

Senator King moved the DCF amendment; seconded by Senator Knox; the motion to amend carries.

Senator King moved the DCF2 amendment; seconded by Senator Knox; the motion to amend carries.

Senator Haley moved to strike the word "emotional" from page 1 and throughout the bill, granting Mr. Thompson the leeway to strike all such references; seconded by Senator Pettey; the motion to strike carries.

Senator Pilcher-Cook moved to make technical corrections in lines 28, 34, and throughout the statute to make the articles agree with "[an] adult" and "[a] vulnerable adult"; seconded by Senator Petersen; the motion passes.

Senator Bruce moved that **SB219, as amended**, be recommended favorably for passage; seconded by Senator Lynn; the motion carries.

The Chair turned attention to action on **SB206**. Jason Thompson gave a brief reminder of the bill. Upon

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

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request from Senator Knox, Mr. Thompson distributed copies of a balloon amendment from the Attorney General's office. ([Attachment 3](#))

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

Senator Knox moved the Attorney General's amendment to **SB206**; seconded by Senator Petersen; the motion to amend passes.

Chair King moves **SB206, as amended**, be recommended favorably for passage; seconded by Senator Knox; the motion passes.

Chairperson King turned attention to action on **SB197**. Jason Thompson gave a reminder of the bill and also discussed some amendments to the bill suggested by the secretary of state and attorney general's offices. Mr. Thompson did not provide copies. Also during the hearing on February 18, 2015, it was mentioned that a couple of technical amendments should be made on page 6 in lines 6 and 7, and also on page 8 in lines 23 and 24.

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

Senator Knox moved the amendment; Senator Pilcher-Cook seconded; the amendment carries.

Senator Pettey moved to amend Section 5 to require that the appointee must be a lawyer; seconded by Senator Haley; the motion passes.

Senator Pettey moved that **SB197, as amended**, be re-referred to the Judicial Council for further study; seconded by Senator Haley; the motion fails. Senator Pettey and Senator Haley wish to be recorded as "Yes" votes.

Senator Pilcher-Cook moves that **SB197, as amended**, be recommended favorably for passage; seconded by Senator Knox; the motion passes. Senator Haley and Senator Pettey wish to be recorded as "No" votes.

The Chair turned attention to action on **SB37**. Jason Thompson gave an overview of the bill.

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

Senator Knox moved **SB37** be recommended favorably for passage; seconded by Senator Petersen. There was considerable discussion regarding putting policy into statute and there being duplicate policies and practices; some members believed this is an important enough topic to warrant a more

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thorough look at the bill. Subsequently, the motion failed.

Senator Lynn moved to table **SB37**; seconded by Senator Haley; the motion passes.

The meeting was adjourned at 12:00pm. The next meeting will be Wednesday, March 4, 2015 at 10:30am.