

## MINUTES OF THE SENATE JUDICIARY COMMITTEE

The meeting was called to order by Chairperson Jeff King at 10:40am on Thursday, March 17, 2016, 346-S of the Capitol.

All members were present

Committee staff present:

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

Conferees appearing before the Committee:

No conferees present

Others in attendance:

[See Attached List](#)

### **Confirmation hearings on:**

Chair King called the meeting to order and gave a brief summary of today's agenda. He opened the confirmation hearing for Paul Beck's reappointment to the Board of Indigent Defense Services (BIDS) for a three-year term, to expire January 15, 2019, succeeding himself. [\(Attachment 1\)](#)

Mr. Beck was present, gave brief comments and asked for the committee's favorable recommendation for his reappointment. The Chair asked for questions from the committee. Senator Bruce asked for clarification if this confirmation was a reappointment, to which the Chair responded affirmatively.

Senator Haley thanked Mr. Beck for his service and asked what he considered the best part of the service BIDS brings to the state. Mr. Beck indicated that it is very trying at times in western Kansas to keep people available to represent BIDS, but it gives one a nice feeling to be able to help people who are in need.

There being no other questions or further discussion, Chair King closed the confirmation hearing. He turned the committee's attention to action on the reappointment request.

*Senator Bruce moved, seconded by Senator Haley, that Mr. Beck be recommended favorably for reappointment to BIDS for a three-year term expiring January 15, 2019. The motion passed.*

### **Possible action on bills previously heard**

Chair King turned the committee's attention to action on **SB424**.

## CONTINUATION SHEET

MINUTES of the Committee on Judiciary at 10:40am on Thursday, March 17, 2016 in Room 346-S of the Capitol.

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Kansas Attorney General Derek Schmidt proposed a balloon amendment, which was distributed to the committee and audience. General Schmidt explained that the proposed amendment reflects a consensus on the bill of everyone who testified at the hearing on March 8, 2016. ([Attachment 2](#))

General Schmidt stated that the amendment takes the scope of the bill back to a focus on personal information, plus if there is already a duty of privacy or confidentiality that attaches as a function of federal or state law to some bit of information, then it is covered under the new Section 2.

General Schmidt commented on other changes, including the addition of safe harbors and affirmative defenses and emphasized that exclusive authority to bring an action for any violation shall be with the attorney general and nothing in the amendment creates or permits a private cause of action.

The Chair asked for further discussion or questions on the amendment. There were none.

Senator Petersen moved that the amendment be adopted; seconded by Senator Pilcher-Cook; the motion passed.

Senator Pilcher-Cook moved **SB424** as amended, be recommended favorably for passage; seconded by Senator Petersen; the motion carried.

Chair King thanked the committee, Vice Chair Smith, and Ranking Minority Member Haley for their hard work not only this year, but over the last four years he has been privileged to serve as Chair.

There being no other business for the day, the meeting adjourned at 10:52 am. There are no other Senate Judiciary Committee meetings scheduled for this session at this time.