

House Judiciary Committee Meeting  
Wednesday, February 10, 1965

The House Judiciary Committee met Wednesday, February 10, 1965, in Room 523 at 8:45 A.M. with Chairman Jack Euler presiding. Seventeen members were present. Members Bell, Davis, Tillotson and Van Cleave were absent.

Chairman Euler called the meeting to order. He announced that the committee would continue its consideration of the proposed mental health act, an Act for Obtaining "Care or Treatment" for a "Mentally Ill Person."

Chairman Euler appointed Representative Turner to report concerning who is included in Section 2, subsection 10.

Section 4. Objection was raised to the specified time of 9:00 A.M. and 5:00 P.M. It was suggested that this be stricken and "any reasonable time" or some similar phrase be used in its place. It was also suggested that "upon his own application" or some similar phrase be inserted in line 2 after the word "older" and before the word "may." Some members of the committee raised a question in regard to the out patient portion of the definition of "informal patient." A note was made of these objections and these will be worked out after the bill is considered as a whole.

Section 5. There was some discussion by the members of the committee in regard to this section. It was agreed that it should be made clear that this does not include surgical procedure.

Mr. Turner then read the definition of "physician" as stated in the Kansas Healing Arts Act, 65-2802 K. S. A.

The committee then temporarily halted their consideration of the proposed mental health bill to hear Mr. Ray Reed of Garden City. He gave a brief resume' of the general statute for revenue bonds. Mr. Reed then went on to explain that his problem is a conflict in amounts permitted to be used. The water and sewage provision limits the amount of the bonds to \$200,000 without an election. He requested that the committee introduce a bill in order that the water and sewage provision reads the same as the general statute in regard to revenue bonds. It was the general feeling of the

committee that this bill should come from the Municipalities Committee. Mr. Reed thanked the members for hearing him in regard to this problem.

The committee then resumed its consideration of the proposed mental health bill.

Section 6. No questions.

Section 7. There was some discussion in regard to the age of 16. Mr. Hill suggested that after the bill is considered as a whole, Dr. Haines be called in to explain certain portions of the proposed bill.

Chairman Euler asked if there were any questions in regard to the mechanics with the procedure to be discharged. The question was raised concerning detaining the person for a period of ten days. There was also some discussion in regard to (A) and just what is meant by this. The members of the committee questioned how the patient is protected and just whose opinion is taken that the patient is mentally ill. Some of the members were very concerned about the rights of the individual and a person being held for any length of time. It was suggested that the committee insert an absolute right of the patient to be evaluated by someone else.

Section 3. It was pointed out that there is a problem in regard to just whom is going to decide if the individual is going to be detained.

Section 8. There was a great deal of discussion by the members of the committee in regard to the problems which this could present. The chief objection was that many people have the authority. It was also agreed that there is a need for notice.

Section 9. The committee objected to not having a responsible person instead of just stating the hospital. It was also agreed that a pro tem or someone should be available on Saturday and Sunday to look into these matter.

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Section 10. This section provides for notice.  
There was no discussion in regard to this section.

Section 8. The question was raised in regard to  
what is encompassed by "suitable place."

The meeting adjourned at 9:50 A.M. The committee  
will resume their consideration of the Act for Obtain-  
ing "Care or Treatment" for a "Mentally Ill Person"  
Thursday, February 11, 1965, at 8:30 A.M. in Room 523.

Respectfully submitted,  
Jack R. Euler

Minutes approved:

A handwritten signature in cursive script that reads "Jack R Euler". The signature is written in dark ink and is positioned to the right of the typed text "Minutes approved:". The signature is written in a fluid, connected style with a prominent loop at the end of the last name.