

House Judiciary Committee Meeting
Wednesday, March 24, 1965

The House Judiciary Committee met Wednesday, March 24, 1965, in Room 523 at 9:15 A.M. with Chairman Jack R. Euler presiding. Fourteen members were present. Members Bell, Davis, Fatzer, Hill, Turner and Woodworth were absent. Representative Tillotson was excused.

Chairman Euler called the meeting to order.

Mr. Coldsnow moved that House Bill No. 911, an act to revise the uniform principal and income act; amending existing K.S.A. 58-901, 58-902, 58-903, 58-904, 58-905, 58-906, 58-907, 58-909, 58-910, 58-911 and 58-912 and repealing said existing sections, and also repealing existing K.S.A. 58-908 and 58-913, be recommended favorably for passage. Mr. Cram seconded. Chairman Euler asked for any discussion. There was none. Eight members were in favor of the motion and one opposed. The motion carried.

Mr. Wilcox moved that House Bill No. 917, an act relating to and providing for the uniform trustees' powers act, be tabled. Mr. Howard seconded. By this act, you wouldn't have to detail every power which you want to give in a trust to the trustee. There was some discussion concerning the merits of the act. The motion carried unanimously.

Mr. Coldsnow presented the subcommittee report, a copy of which is attached, concerning House Bill No. 795, an act relating to crimes and offenses; declaring certain acts to be larceny and attempt to commit larceny, and providing for penalties in connection therewith. Mr. Coldsnow recommended the committee adopt the subcommittee's report. Mr. Gray stated that this is unnecessary. There was a great deal of discussion concerning this. Mr. Coldsnow moved that House Bill No. 795 be taken off the table. Mr. Sargent seconded. Eight members were in favor of the motion and two opposed. The motion carried.

Mr. Coldsnow moved that House Bill No. 795 be amended as per the subcommittee report. Mr. Sargent seconded. Chairman Euler asked for any further discussion. There was none. Five members were in favor of the motion and three opposed. The motion carried.

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Mr. Foster moved that House Bill No. 795 be reported adversely. Mr. Howard seconded. Chairman Euler asked for any discussion. There was none. Six members were in favor of the motion and five opposed. The motion carried.

Mr. Amrein reported on House Bill No. 1058, an act repealing existing K.S.A. 28-149b, relating to salaries of county assessors in certain counties. The property evaluation department says that this has been completely covered by later enactments.

Mr. Gray moved that Senate Bill No. 129, an act relating to and providing for a judge pro tempore in police courts of cities of the first class, amending existing K.S.A. 13-619 and repealing said existing section, be recommended favorably for passage. Mr. Roberts seconded. There was a great deal of discussion in regard to the language used. The motion carried unanimously.

The meeting adjourned at 10:00 A.M.

Respectfully submitted,
Jack R. Euler
Chairman

Minutes approved.



Section 1. Every person who shall lease or rent personal property of another and fails to return such property to the lessor or ~~renter~~ within ten (10) days after the lease or rental agreement has expired shall be guilty of the offense of larceny and upon conviction shall be punished as provided by law for stealing property of the value of the articles so leased or rented.

Sec. 2. In any prosecution under this act the giving of false identification, fictitious name, address or place of employment at the time of such leasing or rental shall be prima facie evidence of intent to violate the provisions of this act, and the failure of ~~such~~ lessees or renters to return such property within seven (7) days after receiving notice that such lease or rental agreement has expired shall ^{also} be prima facie evidence of intent to violate the provisions of this act. The word "notice" as used herein shall be construed to include either notice given in person or notice given in writing. Such notice in writing shall be presumed to have been given when deposited as registered matter in the U. S. ^{mail}, addressed to such lessee or renter at his address as it appears in the information supplied by him at the time of such leasing or renting.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.