

House Judiciary Committee Meeting
Wednesday, April 7, 1965

The House Judiciary Committee met Wednesday, April 7, 1965, in Room 523 at 5:10 P.M. with Vice Chairman J. C. Tillotson presiding. Sixteen members were present. Members Davis, Fatzer, Griffith, Hill and Van Cleave were absent.

Vice Chairman Tillotson called the meeting to order.

Mr. Foster moved that Senate Bill No. 380, an act relating to the code of civil procedure; exempting certain personal property from seizure and sale upon attachment, execution or other process; amending existing K.S.A. 60-2304 and 60-2305 and repealing said existing sections, be reported favorably for passage. Mr. Amrein seconded. Mr. Tillotson asked for any discussion. There was none. The motion carried unanimously.

Mr. Barnhill moved that Senate Bill No. 374, an act relating to certain crimes and offenses arising out of the operation of vehicles upon roads, streets and highways, to provide for a uniform notice to appear to be designed, provided and used, to provide that such uniform notice to appear in certain cases shall constitute a lawful complaint in certain prosecutions; to provide certain procedures in connection therewith and declaring the act to be a part of the uniform act regulating traffic on highways, be reported adversely. Mr. Foster seconded. Mr. Tillotson asked for any discussion. There was none. The motion carried unanimously.

Chairman Euler appointed a subcommittee consisting of members Gray, Wilcox and Bell to work on Senate Bill No. 382.

Mr. Barnhill pointed out that Senate Bill No. 357, an act relating to criminal procedure, and pertaining to the custody, use, and disposition of seized property, will help the sheriffs a lot. Mr. Foster moved that Senate Bill No. 357 be reported favorably for passage. Mr. Bell seconded. Mr. Tillotson asked for any further discussion. There was none. The motion carried unanimously.

There was a great deal of discussion and suggestions concerning Senate Bill No. 184, an act to amend the code of civil

procedure, pertaining to the redemption of real property sold under execution, special execution, or order of sale, prescribing the period of redemption from certain sales of urban real property under foreclosure, amending existing K.S.A. 60-2414 and repealing said existing section. Chairman Euler appointed a subcommittee consisting of members Woodworth, Sargent, Amrein and Coldsnow to incorporate the suggestions and make the bill acceptable to the members.

Chairman Euler reported that Senator Bennett has no objection to the committee completely reversing the intent of Senate Bill No. 27, an act relating to the Kansas uniform gifts to minors act, amending existing K.S.A. 38-904 and repealing said existing section. He merely wants the law clarified.

Mr. Coldsnow moved that the committee amend Senate Bill No. 27 to prohibit. Mr. Foster seconded. Chairman Euler asked for any further discussion. There was none. Five members were in favor of the motion and two opposed. The motion carried.

Mr. Coldsnow moved that Senate Bill No. 27 be amended on page 2, by deleting all of line 10 after the word "convert"; also on page 2, line 21, by inserting after the period after the word "custodian" the following: "Provided, That nothing herein shall be construed to give the custodian any power to pledge or mortgage custodial property."; also on page 3, line 10, by striking the word "guardian" after the word "a" and before the word "has" and inserting in lieu thereof the word "conservator". Mr. Foster seconded. Chairman Euler asked for any discussion. There was none. Five members were in favor of the motion and two opposed. The motion carried.

Mr. Coldsnow moved that Senate Bill No. 27 as amended be recommended favorably for passage. Mr. Gray seconded. Chairman Euler asked for any discussion. There was none. Five members were in favor of the motion and one opposed. The motion carried.

Mr. Amrein reported on Senate Bill No. 211, an act relating to the vacation of streets, avenues, alleys and lanes or

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part thereof in cities and authorizing the reservation of rights-of-way and easements for public service facilities. Mr. Amrein stated that after studying Senator Haley's amendment as proposed and explained in the meeting Tuesday, April 6, 1965, he recommends that the committee not adopt the proposed amendment.

Mr. Amrein moved that Senate Bill No. 211 be reported favorably for passage. Mr. Sargent seconded. Chairman Euler asked for any further discussion. There was none. The motion carried unanimously.

Chairman Euler appointed a subcommittee consisting of members Wilcox, Sargent and Coldsnow to report on Senate Bill No. 260. The provisions contained in Senate Bill No. 142, pending in the House State Affairs Committee, are contained in Senate Bill No. 260.

Mr. Foster moved that Senate Bill No. 112, an act to enact the uniform act on paternity, to prescribe a procedure for the liability of a father of a child which is or may be born out of wedlock including a child born to a married woman by a man other than her husband, providing certain remedies, authorizing blood tests for the purpose of determining paternity, prescribing certain procedures, providing compensation for expert witnesses, and prescribing the jurisdiction of the district court in connection therewith and repealing existing K.S.A. 62-2301 to 62-2321, both sections inclusive, be tabled. Mr. Sargent seconded. Chairman Euler asked for any discussion. There was none. The motion carried unanimously.

The meeting adjourned at 6:30 P.M.

Respectfully submitted,
Jack R. Euler
Chairman

Minutes approved:

