

CONTINUATION SHEET

Minutes of the Senate Committee on Judiciary March 7, 19 78.

The chairman announced that the traditional dinner party will be held at his home for committee members, staff, and spouses or friends thereof, on March 16 at 6:45 p.m.

The meeting adjourned.

These minutes were read and approved by the committee on 4-24-78.

GUESTS

SENATE JUDICIARY COMMITTEE

NAME

ADDRESS

ORGANIZATION

Marvin C. Unkoby

Lawrence

Ks. Credit Union League

Phil Martin
deStearns

Lawrence
Topeka

Legis
Coop Churches of Ks

Bill Muffin

Topeka

Atty Gen.

Mike Hryniewich

Topeka

Ks 11

Bob Hartzook

Topeka

KTLA

Charles D. Lewis

Function City

United Telephone

Ben Neill

Topeka

Ks Dept. of Rev

Kathleen Schelmer

Topeka

KTLA

STATE OF KANSAS

PHIL MARTIN
REPRESENTATIVE 114TH DISTRICT
PORTIONS OF EDWARDS, PAWNEE AND
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TOPEKA

COMMITTEE ASSIGNMENTS
CHAIRMAN: RULES AND JOURNALS
MEMBER: WAYS AND MEANS
JUDICIARY

HOUSE OF
REPRESENTATIVES
March 7, 1978

The Honorable Elwaine F. Pomeroy
Chairman, Senate Judiciary Committee
Statehouse Office 141 N
Topeka, Kansas 66612

RE: House Bill 2326 Release Procedures

Mr. Chairman and Committee Members:

House Bill 2326 proposes substantive amendments to K.S.A. 1977 Supp. 22-3428 regarding procedures for release of a defendant found not guilty by reason of insanity. In the following paragraphs, I will briefly outline the purpose, intent and potential effect of the proposed legislation.

PRESENT LAW: Court must determine whether involuntary patient (previously found not guilty by reason of insanity) continues to be a danger to himself, herself or others. If Court finds patient is not a danger to self or others the patient must be discharged.

ISSUE: Should an involuntary patient who is functioning relatively well in the structured environment of a hospital be discharged into the community without supportive programs?

- AREAS OF CONCERN:
1. Difficulty definition of danger to self or others.
 2. Caution of Court and Professionals.
 3. Prolonged involuntary committment.
 4. Protection of patient and society.

Continued

PURPOSE OF HOUSE BILL 2526:

Establish a system whereby a patient may be directed to assume certain responsibilities in returning to society. Provide a means for professional assistance to a patient during the period of readjustment in the community. Implement procedures for public protection to avoid repetitive crimes against persons.

HOUSE ACTION:

House Bill 2326 passed in the House on a vote of 110-13-1.

ASSISTANCE:

The bill under consideration was amended with the assistance of the Johnson County District Attorney and has been reviewed by various professionals, certain interest groups and interested individuals.

PHIL MARTIN, Representative
114th District