

MINUTES OF THE SENATE COMMITTEE ON JUDICIARY

The meeting was called to order by Senator Elwaine F. Pomeroy at  
Chairperson

10:00 a.m./~~p.m.~~ on March 1, 1983 in room 514-S of the Capitol.

~~All~~ members ~~were~~ present ~~except~~ were: Senators Pomeroy, Winter, Burke, Feleciano, Hein, Mulich, Steineger and Werts.

Committee staff present: Mary Torrence, Revisor of Statutes  
Mike Heim, Legislative Research Department

Conferees appearing before the committee:

Jim Clark, Kansas County and District Attorneys Association  
Georgia Nesselrode, Johnson County District Attorney's Office, Olathe, Kansas

Senate Bill 312 - Notice to county or district attorney of grant of parole.

Jim Clark appeared in support of the bill. He explained his association had requested the bill be introduced, and that it would be helpful for the county or district attorney to receive notice of parole of the inmate.

Georgia Nesselrode appeared in support of the bill. She stated she is in charge of the Crime Victims Reparations Board in Johnson County. She explained their office process and the problem with notifying the people of the results of those hearings. She said this bill will help with this job. Following committee discussion, Senator Steineger moved to report the bill favorably; Senator Mulich seconded the motion, and the motion carried.

Senate Bill 315 - Penalties for violations of controlled substances act.

Jim Clark appeared in support of the bill. His association requested the bill be introduced. He explained the bill to the committee. During discussion concerning specific language in the bill, Mr. Clark agreed the language needed to be clarified.

Senate Bill 316 - Reparations for injuries caused by unlawful operation of vehicle.

Jim Clark appeared in support of the bill and explained why the bill is needed. He explained this bill will cover a gap in service, and it will not create a lot more applications. He stated if an insurance clause is written into the bill, it would be and could be applied for by the victims reparations act. He pointed out it is a good way of helping the victims. Committee discussion with him followed.

Senate Bill 317 - Penalty for vehicular homicide.

Jim Clark appeared in support of the bill and explained his association requested the bill be introduced. Following committee discussion, Senator Hein moved to report the bill favorably; Senator Burke seconded the motion. Following considerable committee discussion, the motion failed. Senator Steineger then moved to report the bill adversely; Senator Winter seconded the motion, and the motion carried.

Senate Bill 316 - Reparations for injuries caused by unlawful operation of vehicle.

Committee discussion was held concerning funding from a court docket fee to be designated in the bill in the form of an amendment. Following further discussion, the chairman announced further action on the bill will be held until the report from staff regarding docket fees is presented.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON JUDICIARY,  
room 514-S, Statehouse, at 10:00 a.m./~~noon~~ on March 1, 1983

Senate Bill 315 - Penalties for violations of controlled substances act.

Senator Werts moved to amend the bill by striking the word "manufacture" in line 23 and insert the word in line 35; Senator Mulich seconded the motion and the motion carried. Senator Werts then moved to amend the bill by changing "section" to "subsection"; Senator Mulich seconded the motion, and the motion carried. Senator Werts moved to report the bill favorably as amended. The motion failed for lack of a second.

Senate Bill 172 - Appeals from certain municipal courts, notices and bonds.

The chairman explained Senate Bill 313 to the committee. Following his explanation, Senator Burke moved to amend the bill as it would have been in Senate Bill 313, that the court is the one to set the bond; Senator Werts seconded the motion, and the motion carried. Following committee discussion, Senator Hein moved to amend the bill to apply statewide; Senator Feleciano seconded the motion, and the motion carried. Senator Burke moved to report the bill favorably as amended; Senator Mulich seconded the motion, and the motion carried.

The chairman reminded the committee of the working session at noon in Room 519-S today.

The meeting adjourned.

3-1-83

GUESTS

SENATE JUDICIARY COMMITTEE

NAME	ADDRESS	ORGANIZATION
Patsy Johnson	612 Pleasanton, Ks. <sup>66075</sup>	28. Troop 254 Cadettes
Sinda Burdett	" " " "	" "
Stanley A. Johnson	" " " "	" "
Sandy Masters	400 N. Main Pleasanton, Ks.	Troop 254
Ken Bahr	503 Kansas	CVRB
Ann Verell	Salina, Ks.	Marymount College
Mary Schamburger	Salina, Ks	Marymount College
Randy Mims	<sup>2323</sup> Kensington Salina, Ks	" "
<del>Joanna Nesselrode</del>	Joanna's office Olathe, Ks.	
Jim Cloer	Topeka	KC DAA
Larry Humes	Lawrence	Steiniger Staff
Jean Mulf	RS, Newton	Extension
Elena Resner	Newton, K	Extension
Dorothy Noat	Newton, Ks.	Extension
Vera Unruh	Newton, Ks.	Extension
Carla D. Seth	Newton, Ks	Extension
Mildred Walling	Whitewater	Extension
Lorene Covalt	Whitewater	Extension
Alga Brockway	Whitewater	Extension
Geneva Stubbs	Whitewater	Extension
Lillian Cave	Valleycenter Ks Rt #2	Extension
Helen Bahr	Valleycenter, Kan R.R. 1	Extension
Gene Johnson	# Sapoke, Ks	ASAP
Walter Salsins	Top	ITK
M. Hansen	" "	Civil - Just
Millicent Cleason	Rt 5, Newton, Ks	Harvey Co. Extension