

Approved March 18, 1986  
Date

MINUTES OF THE SENATE COMMITTEE ON JUDICIARY

The meeting was called to order by Senator Robert Frey at  
Chairperson

12:00 ~~xxx~~/p.m. on March 10, 1986 in room 519-S of the Capitol.

~~All~~ members ~~xxx~~ present ~~xxx~~: Senators Frey, Hoferer, Burke, Feleciano,  
Langworthy, Parrish and Talkington.

Committee staff present:

Mary Hack, Revisor of Statutes  
Mike Heim, Legislative Research Department

Conferees appearing before the committee:

Senate Bill 710 - Statute of limitations for certain sex offenses.

Following committee discussion, Senator Hoferer moved to amend the bill conceptually to remove the reference to any other people knowing of the crime, and the statute of limitations be extended to five years, if the victim is less than 16 years old. Senator Burke seconded the motion, and the motion carried. Senator Hoferer moved to report the bill favorably as amended. Senator Parrish seconded the motion, and the motion carried.

Senate Bill 711 - Admissibility of video-taped testimony by child witnesses in certain cases.

Senator Hoferer moved to amend the bill on page 10, line 352, to change deprived child to juvenile offender. Senator Langworthy seconded the motion, and the motion carried. Senator Parrish moved to report the bill favorably as amended. Senator Hoferer seconded the motion, and the motion carried.

Senate Bill 712 - Missing children reports.

Staff presented amendments recommended by Mike Boyer, Kansas Bureau of Investigation. Senator Parrish moved to adopt Mr. Boyer's proposals. Senator Hoferer seconded the motion, and the motion carried. Senator Hoferer moved to report the bill favorably as amended. Senator Parrish seconded the motion, and the motion carried.

Senate Bill 713 - Apprehension of delinquent or runaway juveniles from another state.

Staff explained the proposed amendments that appeared on the balloon copy of the bill (See Attachment I). Following committee discussion, Senator Parrish moved to amend the bill as indicated on the balloon concerning missing child from another state. Senator Hoferer seconded the motion and the motion carried. Senator Hoferer moved to report the bill favorably as amended. Senator Burke seconded the motion, and the motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON JUDICIARY

room 519-S, Statehouse, at 12:00 ~~xxx~~p.m. on March 10, 1986.

Senate Bill 694 - Protection from abuse act amendments.

Senator Talkington's motion to amend Section 5, and seconded by Senator Winter, was pending from the 10:00 A.M. meeting. Senator Gaines had made a substitute motion to amend the bill that 25% of the civil penalty go to protection from abuse fund. Following discussion of Senator Gaines substitute motion, Senator Parrish seconded his motion. Following further committee discussion, Senator Parrish withdrew her motion. Senator Talkington withdrew his motion. Senator Talkington moved to amend the bill by striking Section 5. Senator Feleciano seconded the motion, and the motion carried. Senator Talkington moved to report the bill favorably as amended. Senator Langworthy seconded the motion, and the motion carried.

The meeting adjourned.

Copy of the guest list is attached (See Attachment II).



# SENATE BILL No. 713

By Committee on Judiciary

2-26

3-10-86  
12:00 pm  
S. Jud.

A-I

0017 AN ACT relating to juveniles; concerning grounds for taking  
0018 juveniles into custody; concerning the interstate compact on  
0019 juveniles; amending K.S.A. 1985 Supp. 38-1527 and 38-1528  
0020 and repealing the existing sections.

0021 *Be it enacted by the Legislature of the State of Kansas:*

0022 Section 1. K.S.A. 1985 Supp. 38-1527 is hereby amended to  
0023 read as follows: 38-1527. (a) A law enforcement officer or court  
0024 services officer may take a child under 18 years of age into  
0025 custody when:

0026 (1) The law enforcement officer or court services officer has a  
0027 court order commanding that the child be taken into custody as a  
0028 child in need of care; or

0029 (2) the law enforcement officer or court services officer has  
0030 probable cause to believe that a court order commanding that the  
0031 child be taken into custody as a child in need of care has been  
0032 issued in this state or in another jurisdiction.

0033 (b) A law enforcement officer may take a child under 18 years  
0034 of age into custody when the officer has probable cause to  
0035 believe that the child is a child in need of care and that there are  
0036 reasonable grounds to believe that the circumstances or condi-  
0037 tion of the child is such that continuing in the place or residence  
0038 in which the child has been found or in the care and custody of  
0039 the person who has care or custody of the child would present a  
0040 danger to the child.

0041 (c) A law enforcement officer ~~may~~ take a child under 18  
0042 years of age into custody when the officer has probable cause to  
0043 believe that ~~the child is a delinquent or runaway juvenile from~~  
0044 ~~another state as defined in the interstate compact on juveniles,~~  
0045 ~~K.S.A. 38-1001 et seq. and amendments thereto.~~

← "shall"  
"a verified missing person entry <sup>for such child</sup> can be found in the national crime information center missing person system."  
← For All missing persons  
or  
"the child is a missing person from another state and a verified missing person <sup>for such child</sup> entry can be found in the national crime information center"  
← For or out-of-state